

Journal of the SENATE State of Florida

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JOURNAL OF THE SENATE

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Secretary of the Senate

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



ORGANIZATION SESSION

NOVEMBER 22, 2022

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

MEMBERS OF THE SENATE

(28 Republicans, 12 Democrats)

ORGANIZATION SESSION

November 22, 2022

District 1: Doug Broxson (R), Pensacola
Escambia, Santa Rosa, and part of Okaloosa

District 2: Jay Trumbull (R), Panama City
Bay, Calhoun, Holmes, Jackson, Walton, Washington, and part of Okaloosa

District 3: Corey Simon (R), Tallahassee
Dixie, Franklin, Gadsden, Gulf, Hamilton, Jefferson, Lafayette, Leon, Liberty, Madison, Suwannee, Taylor, and Wakulla

District 4: Clay Yarborough (R), Jacksonville
Nassau and part of Duval

District 5: Tracie Davis (D), Jacksonville
Part of Duval

District 6: Jennifer Bradley (R), Fleming Island
Baker, Bradford, Clay, Columbia, Gilchrist, Union, and part of Alachua

District 7: Travis Hutson (R), St. Augustine
Flagler, Putnam, St. Johns, and part of Volusia

District 8: Tom A. Wright (R), New Smyrna Beach
Parts of Brevard and Volusia

District 9: Keith Perry (R), Gainesville
Levy, Marion, and part of Alachua

District 10: Jason Brodeur (R), Sanford
Seminole and part of Orange

District 11: Blaise Ingoglia (R), Spring Hill
Citrus, Hernando, Sumter, and part of Pasco

District 12: Colleen Burton (R), Lakeland
Part of Polk

District 13: Dennis Baxley (R), Ocala
Lake and part of Orange

District 14: Jay Collins (R), Tampa
Part of Hillsborough

District 15: Geraldine F. "Geri" Thompson (D), Ocoee
Part of Orange

District 16: Darryl Ervin Rouson (D), St. Petersburg
Parts of Hillsborough and Pinellas

District 17: Linda Stewart (D), Orlando
Part of Orange

District 18: Nick DiCeglie (R), Indian Rocks Beach
Part of Pinellas

District 19: Debbie Mayfield (R), Melbourne
Part of Brevard

District 20: Jim Boyd (R), Bradenton
Parts of Hillsborough and Manatee

District 21: Ed Hooper (R), Clearwater
Parts of Pasco and Pinellas

District 22: Joe Gruters (R), Sarasota
Sarasota and part of Manatee

District 23: Danny Burgess (R), Zephyrhills
Parts of Hillsborough and Pasco

District 24: Bobby Powell (D), West Palm Beach
Part of Palm Beach

District 25: Victor M. Torres, Jr. (D), Orlando
Osceola and part of Orange

District 26: Lori Berman (D), Lantana
Part of Palm Beach

District 27: Ben Albritton (R), Wauchula
Charlotte, DeSoto, Hardee, and parts of Lee and Polk

District 28: Kathleen Passidomo (R), Naples
Collier, Hendry, and part of Lee

District 29: Erin Grall (R), Vero Beach
Glades, Highlands, Indian River, Okeechobee, and part of St. Lucie

District 30: Tina Scott Polsky (D), Boca Raton
Parts of Broward and Palm Beach

District 31: Gayle Harrell (R), Stuart
Martin and parts of Palm Beach and St. Lucie

District 32: Rosalind Osgood (D), Fort Lauderdale
Part of Broward

District 33: Jonathan Martin (R), Fort Myers
Part of Lee

District 34: Shevrin D. "Shev" Jones (D), West Park
Part of Miami-Dade

District 35: Lauren Book (D), Davie
Part of Broward

District 36: Ileana Garcia (R), Miami
Part of Miami-Dade

District 37: Jason W. B. Pizzo (D), Sunny Isles Beach
Parts of Broward and Miami-Dade

District 38: Alexis Calatayud (R), Miami
Part of Miami-Dade

District 39: Bryan Avila (R), Miami Springs
Part of Miami-Dade

District 40: Ana Maria Rodriguez (R), Miami
Monroe and part of Miami-Dade

Entire membership elected General Election, November 8, 2022
Districts with odd numbers for a 2-year term
Districts with even numbers for a 4-year term

OFFICERS OF THE SENATE

Kathleen Passidomo, *President*

Dennis Baxley, *President Pro Tempore*

Ben Albritton, *Majority (Republican) Leader*

Lauren Book, *Minority (Democratic) Leader*

Nonmember Elected Officer

Tracy C. Cantella, *Secretary of the Senate*

**MEMBERS AND OFFICERS OF THE SENATE
THE 2022-2024 FLORIDA SENATE**

President



Kathleen Passidomo (R)
Naples
District 28

**President Pro
Tempore**



Dennis Baxley (R)
Ocala
District 13

Majority Leader



Ben Albritton (R)
Wauchula
District 27

Minority Leader



Lauren Book (D)
Davie
District 35



Bryan Avila (R)
Miami Springs
District 39



Lori Berman (D)
Lantana
District 26



Jim Boyd (R)
Bradenton
District 20



Jennifer Bradley (R)
Fleming Island
District 6



Jason Brodeur (R)
Sanford
District 10



Doug Broxson (R)
Pensacola
District 1



Danny Burgess (R)
Zephyrhills
District 23



Colleen Burton (R)
Lakeland
District 12



Alexis Calatayud (R)
Miami
District 38



Jay Collins (R)
Tampa
District 14



Tracie Davis (D)
Jacksonville
District 5



Nick DiCeglie (R)
Indian Rocks Beach
District 18



Ileana Garcia (R)
Miami
District 36



Erin Grall (R)
Vero Beach
District 29



Joe Gruters (R)
Sarasota
District 22



Gayle Harrell (R)
Stuart
District 31



Ed Hooper (R)
Clearwater
District 21



Travis Hutson (R)
St. Augustine
District 7



Blaise Ingoglia (R)
Spring Hill
District 11



Shevrin D. "Shev" Jones
(D)
West Park
District 34

**MEMBERS AND OFFICERS OF THE SENATE
THE 2022-2024 FLORIDA SENATE**



Jonathan Martin (R)
Fort Myers
District 33



Debbie Mayfield (R)
Melbourne
District 19



Rosalind Osgood (D)
Fort Lauderdale
District 32



Keith Perry (R)
Gainesville
District 9



Jason W. B. Pizzo (D)
Sunny Isles Beach
District 37



Tina Scott Polsky (D)
Boca Raton
District 30



Bobby Powell (D)
West Palm Beach
District 24



Ana Maria Rodriguez (R)
Miami
District 40



Darryl Ervin Rouson (D)
St. Petersburg
District 16



Corey Simon (R)
Tallahassee
District 3



Linda Stewart (D)
Orlando
District 17



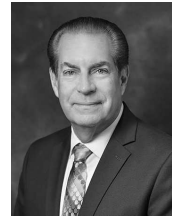
**Geraldine F. "Geri"
Thompson (D)**
Ocoee
District 15



Victor M. Torres, Jr. (D)
Orlando
District 25



Jay Trumbull (R)
Panama City
District 2



Tom A. Wright (R)
New Smyrna Beach
District 8



Clay Yarborough (R)
Jacksonville
District 4

Nonmember Elected Officer



Tracy C. Cantella
Secretary of the Senate



Damien Kelly
Sergeant at Arms



Journal of the Senate

ORGANIZATION SESSION

Tuesday, November 22, 2022

Journal of the Senate for the Organization Session of the Twenty-eighth 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, 2022, 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 Wilton Simpson at 10:30 a.m. A quorum present.

PRAYER

The following prayer was offered by former Senate President Toni Jennings:

It is a pleasure to be here today in this Senate where, as you just heard, I spent 20 years with a lot of people. I will say, it looks a little different than it did when we were here. You've heard a little bit about the history. If you'll indulge me one minute before we get to the prayer. It has been 26 years since November 1996, when I was sworn in as President. Passes like that, I will tell you. But I share with you only because that legislature was the first time that Republicans had a majority since the Civil War. Of course, we had a Speaker who was a Republican, Dan Webster, who is a congressman today. We were in Lawton Chiles' last two years of his governorship. So we had a majority, but we had a Governor of a different party.

Then in 1998 through 2000, when I was President again—I really should have gotten two pictures, don't you think? John Thrasher was our Speaker and Jeb Bush was in his first two years of his term. And I mention this only because those dates mean something if you're looking back. Most of my political career, I was in the minority party. I look out today and most of the Republicans in here have never known us to be the minority party. Most of the Democrats in here have never known the time when they were the majority party. And I share with you just one thought and I'll leave you a message—that what we do best is work together, not as Republicans or Democrats—but I'll be a little parochial. We work together best as Senators, for the good of our state.

Every Senate President has challenges, and President Kathleen will be no different. But with the strong support of the Senators in this body, you all will accomplish great things for the State of Florida.

Let us pray. Lord, in this week of Thanksgiving, we are grateful for this day of celebration. We thank you for each Senator here, and for all the family members and friends present, or watching from afar, who have supported these women and men in their call to serve our state and her people.

We know that while the road here was not easy, the real work is just beginning. Public service is a high calling, filled with many ups and downs. So Lord, we ask your continued blessing on each Senator over the next two years.

We pray for good health and strong families. The spouses, children, and families of our Senators make great sacrifices. We pray for their strength to persevere through trying times of stress and separation.

You tell us that "Blessed is the nation whose god is the Lord." We pray that our Senators will be wise, courageous, and loving leaders of this state, filled with reverence for your creation, and compassion for all of your children.

Lord, we pray today especially for President Designate Kathleen Passidomo as you have called her to step into a new position of leadership over this chamber. Throughout all of human history, you have placed women in special positions of influence and authority. It was a woman who carried our savior into this world, and women who first witnessed his resurrection.

Kathleen is a woman after your own heart, and we ask you to bless her with the many special traits you have bestowed on other women leaders throughout history. Give her the courage and tenacity of Queen Esther in speaking truth to power; the strength, versatility, and resilience of Deborah whose leadership you trusted as a judge, warrior, and prophet; the foresight of Elizabeth who recognized the presence of our savior before his birth; the kindness and selflessness of Ruth who always put the needs of others before her own; and above all, God, give Kathleen the faithfulness of our blessed mother Mary, who from the angel in Nazareth to the stable in Bethlehem, to the foot of the cross, trusted in your divine plan for her life.

You have blessed Kathleen abundantly and lifted her into a position of authority for such a time as this. Continue to strengthen and protect her body, mind, and spirit and keep her close to your sacred heart. Lord, you call on us to pray for all in authority that they may lead tranquil and quiet lives in all godliness and dignity. So, as we begin today's session, we ask your Holy Spirit to fill Kathleen and each Senator with peace and joy for the journey ahead. Amen.

DOCTOR OF THE DAY

The President recognized Dr. Alfonse Cinotti of Naples, sponsored by his daughter, President Designate Passidomo, as the doctor of the day. Dr. Cinotti specialized in ophthalmology.

HONOR GUARD

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

The Honor Guard included: Officer Angela Ormerod, Florida Department of Law Enforcement Capitol Police; Lieutenant Whitney Chase, Florida Fish and Wildlife Commission; Lieutenant Jessica Sabo, Florida Highway Patrol; and Detective Jennifer Tordini, Office of the Chief Financial Officer, Division of Investigative and Forensic Services; Bureau of Fire, Arson, and Explosives Investigations.

PLEDGE

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

SPECIAL PERFORMANCE

The President introduced Professor Joel Johnson who played our National Anthem, *The Star Spangled Banner*. Professor Johnson is an Associate Professor of Music Industry and Modern Guitar. He earned his Ph.D. from Florida State University and is here at the invitation of President Designate Passidomo.

SPECIAL GUESTS

Senator Gruters introduced Florida Supreme Court Justice Ricky Polston.

Senator Brodeur recognized former Senate Presidents Wilton Simpson (2020-2022); Bill Galvano (2018-2020); Andy Gardiner and his wife, Camille (2014-2016); Don Gaetz (2012-2014); Mike Haridopolos (2010-2012); Jeff Atwater (2008-2010); Tom Lee and his wife, Congresswoman elect Laurel Lee (2004-2006); Toni Jennings (1996-2000); and Jim Scott and his wife, Ginger (1994-1996).

Senator Bradley recognized all of the Senate spouses.

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 Cord Byrd, Secretary of State, had certified to the election of 40 Senators as follows:

**STATE OF FLORIDA
DEPARTMENT OF STATE**

I, Cord Byrd, 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., 2022, to the office of Member, State Senate, as shown by the records of this office:

SENATE DISTRICT ELECTED SENATOR

- 1 Doug Broxson
- 2 Jay Trumbull
- 3 Corey Simon
- 4 Clay Yarborough
- 5 Tracie Davis
- 6 Jennifer Bradley
- 7 Travis Hutson
- 8 Tommy A. Wright
- 9 Keith Perry
- 10 Jason Brodeur
- 11 Blaise Ingolia

SENATE DISTRICT ELECTED SENATOR

- 12 Colleen Burton
- 13 Dennis Baxley
- 14 Jay Collins
- 15 Geraldine F. Thompson
- 16 Darryl Ervin Rouson
- 17 Linda Stewart
- 18 Nick DiCeglie
- 19 Debbie Mayfield
- 20 Jim Boyd
- 21 Ed Hooper
- 22 Joe Gruters
- 23 Danny Burgess
- 24 Bobby Powell Jr
- 25 Victor M. Torres Jr
- 26 Lori Berman
- 27 Ben Albritton Jr
- 28 Kathleen C. Passidomo
- 29 Erin Grall
- 30 Tina Scott Polsky
- 31 Gayle Harrell
- 32 Rosalind Osgood
- 33 Jonathan Martin
- 34 Shevrin "Shev" Jones
- 35 Lauren Book
- 36 Ileana Garcia
- 37 Jason Pizzo
- 38 Alexis Maria Calatayud
- 39 Bryan Avila
- 40 Ana Maria Rodriguez



GIVEN under my hand and the Great Seal of the State of Florida, at Tallahassee, the Capital, this 22nd day of November, A.D., 2022.

Cord Byrd
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:

- | | | |
|-----------|-----------|------------|
| Albritton | DiCeglie | Pizzo |
| Avila | Garcia | Polsky |
| Baxley | Grall | Powell |
| Berman | Gruters | Rodriguez |
| Book | Harrell | Rouson |
| Boyd | Hooper | Simon |
| Bradley | Hutson | Stewart |
| Brodeur | Ingolia | Thompson |
| Broxson | Jones | Torres |
| Burgess | Martin | Trumbull |
| Burton | Mayfield | Wright |
| Calatayud | Osgood | Yarborough |
| Collins | Passidomo | |
| Davis | Perry | |

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 Mayfield who placed in nomination the name of Tracy Cantella.

Senator Mayfield: Members, Tracy has served the Senate in a variety of roles over the last two decades. She began her career in the Secretary's Office and is well-versed in the integral functions of the office. For more than a decade, she served as professional staff to the Committee on Rules, training under Mr. Phelps and Secretary Brown.

Please join me in welcoming Tracy's family to the Florida Senate. In the gallery, we have her husband, Chad, and their two sons, Jason and Wyatt.

Senators, I ask that you join me in voting for Tracy to serve as our next Secretary of the Senate.

By unanimous consent of the membership, Tracy Cantella was elected Secretary of the Senate for the 2022-2024 term.

OATH OF OFFICE ADMINISTERED

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

SPECIAL GUESTS

Senator Wright recognized President Designate Passidomo's husband, the future First Gentleman of the Florida Senate, John M. Passidomo; father, Dr. Alfonse Cinotti; daughters Francesca Passidomo, and her fiancé, Claudio Almeida; and Public Service Commissioner Gabriella Passidomo; sister-in-law, Janet Presley; Judi Anderson, with President Designate Passidomo's law firm; and Andrea Campbell, a family friend.

Senator Boyd recognized former Senator Kelli Stargel; former Senator Lizbeth Benacquisto; former Senator Manny Diaz, Jr., Commissioner of Education; former Senator Ray Rodrigues, Chancellor of the State University System of Florida; former Senator Audrey Gibson; former Senator Rob Bradley; former Senator René García, Miami-Dade County Commissioner; former Representative Dane Eagle, Secretary of the Florida Department of Economic Opportunity; former Representative Matt Caldwell; Congressman Byron Donalds; and the many friends and colleagues of the Passidomo family seated in the gallery as special guests of the President Designate.

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 State Constitution, for a term of two years.

The President recognized Senator Collins who placed in nomination the name of Senator Kathleen Passidomo of the 28th Senatorial District.

Senator Collins: The mission of the Army Special Forces is to build coalitions and networks in countries around the globe to advance objectives of the United States of America and our allies. Strategically, this means sitting down in remote corners of the world, with people we really don't know that well.

In Afghanistan, we call these meetings "Shura." A Shura only ends really one of two ways: immediate rapport that is essential to mission success, or what we used to call a catastrophic loss of rapport—which looks a lot like being chased out of the village by angry, armed locals. No two Shura are ever alike. Preparation, and preparation alone, will save you every time. And never, ever underestimate the village elder. So, with that in mind, I prepared like only a Green Beret could for my Shura with the next great conservative President of the Florida Senate, our own Kathleen Passidomo. Armed with some basic tenets of the Special Forces Creed, I set out to assess our own village elder.

Tenet 1: I am a volunteer, knowing well the hazards of my profession. I began my preparation where any thorough information gathering operation actually begins—I Googled her. I read article after article highlighting Kathleen's distinguished achievement on behalf of the people of Southwest Florida. I read about her methodical, yet graceful rise to the Presidency. This information was helpful, but I was curious—does she truly understand the hazards of her profession? And then, there it was—a political cartoon of the soon-to-be most powerful woman

in Florida government wielding her purse at the Governor of the great State of Florida!

Tenet 2: I am a warrior. Fighting for the cause of freedom takes great sacrifice and a level of commitment that far exceeds the capabilities of most, regardless of how well intentioned they may be. I didn't need to research Kathleen's preparation for her moment to lead, because along with 23 million of our neighbors, we lived it.

In this chamber today is a special class of warriors, including Kathleen, and led by America's Governor Ron DeSantis, President Wilton Simpson, and Speaker Chris Sprowls—who've fought to keep our children in school, to keep our businesses open. They've fought for better outcomes in every community across this state, ensuring access to the American Dream for anyone willing to work hard.

Tenet 3: I will not fail those with whom I serve. Green Berets are selected for specific traits: leadership, functional intelligence, adaptability, resiliency, and the ability to quickly action whatever has to be done—ensuring that we are greater than the sum of our parts. We know we cannot do it alone.

Kathleen Passidomo was building her own special type of Special Forces team capable of doing tremendous things for Florida families in every community across this state. She was deploying assets, securing resources, and determined not to fail anybody brave enough to step into the arena.

And finally, Tenet 4: I serve quietly, not seeking recognition or accolades. I sought guidance from others and heard the same thing over and over again—Kathleen is a consensus building problem solver who gives others both reasons and confidence to take on tough challenges without regard for who gets the credit. It's simply about serving the community and protecting those things we love.

With my preparation complete, I was as ready as I was ever going to be with my Shura with our village elder. And here is what I learned then and over the course of the short five months since: Kathleen, Madam President, you are a generous volunteer, a leader, who understands with a sense of humor the hazards of our profession, both big and small. You are fearless and compassionate, prepared to lead in every way; and I know in my heart that you will work each and every day to not fail those with whom you serve—and in return, I commit to you, on behalf of the 39 of us in this chamber, to live up to that example to the best of our own abilities.

Friends, the stakes are high; the moment is now. We know that freedom is never free, that it is passed on from one generation to the next. Under your leadership, Madam President, we will fight relentlessly for our own next generation of Floridians. And the greatest recognition and our reward will be found in our shared commitment to leaving things truly better than we got them in service to the hard working people of this free State of Florida. Thank you and God bless.

SPECIAL GUESTS

Senator Hutson introduced Governor Ron DeSantis.

Senator Rodriguez introduced Lieutenant Governor Jeanette Nuñez, Commissioner of Agriculture Nikki Fried, Attorney General Ashley Moody, and the soon to be newest member of the Florida Cabinet, Commissioner of Agriculture Elect, Wilton Simpson.

The President recognized Senator Simon who seconded the nomination of Senator Kathleen Passidomo of the 28th Senatorial District.

Senator Simon: Service is about digging deep and doing more. But leadership? Leadership is about inspiring others to meet you in the moment. Madam President—I think I speak for us all when I say we are ready, willing, and eager to meet you and the people of Florida in this moment. Because we arrive here with not just a mandate, but a responsibility to preserve access to the American dream for each and every Floridian blessed to live in the free State of Florida.

I've had many life-changing mentors throughout my life, beginning with my mother, who taught me that the only opportunities denied to us are the ones we don't demand for ourselves.

Thanks to Kathleen Passidomo, the Florida Senate has never before reflected the people we serve as much as we do today. We are builders and farmers, small business owners and war heroes. We are educators and first responders; we're mothers and fathers. So what do we do with it?

Senator Collins reminded us all of our duty to leave things better than we found them. Today, we find our children with greater access to school choice than at any time in our state's history. But we can do more. Our businesses have survived a global pandemic and the crushing weight of inflation. But we can do more. We know Florida is the best place to live, work, and raise a family, yet in some areas, workforce housing remains a challenge. We can do more. This Legislature has defended the rights and responsibilities of parents and the duty and dignity of work. But we can, and we will, Madam President, do more.

We will expand vocational education opportunities that train students for lucrative careers in high-demand jobs needed across our growing communities. We will tackle the cost of living issues that keep our hard working teachers, firefighters, and law enforcement officers from living in the communities they serve. We will continue to stand up against a cancel culture that rejects the foundational roles of faith and family. We will defend the rights of the free people to live, work, and raise their children guided by their God—not their government. And we will do all of this, and so much more, because Florida is a beacon of freedom and opportunity for the nation.

Madam President, I'll make you a deal—if you'll share your top secret meatball recipe, I will teach you everything I know about football, starting with the question I've been asked so many times: How has your time on the field prepared you for public service? And my answer is this: There are 60 minutes on the clock. We can fool ourselves into thinking we can slow it down or speed it up, but in the end there are still only 60 minutes. So, let's dig deep. Let's do more. Let's meet this moment together—because the clock starts now.

MOTION

On motion by Senator Perry, 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, "Kathleen Passidomo."

The vote was:

Yeas—39

Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

OATH OF OFFICE ADMINISTERED

Senator Passidomo was joined by her husband, John, at the bar of the Senate where the oath of office was administered by The Honorable Ricky Polston, Florida Supreme Court Justice. President Passidomo then proceeded to the rostrum where she joined President Simpson.

President Simpson: I'll just say a few brief words before we invite the President up. You know, in my office during my entire two years as President, we had a picture of me with the thumbs up and Kathleen with the thumbs down. We often had a lot of fun with that. It was always, "Naples, welcome to Trilby." The work ethic that this Senate President has—you know she was my Rules Chair. She read every bill

that came through her desk. Every bill. She understood every bill. She referenced every bill. Her work ethic is what this chamber is going to take to get through the next two years. Madam President—I know you're up for that. The understanding of the policy and the process. I believe there's nobody who's been more prepared to be President of the Senate than President Passidomo is today. And we wrap all of this with her family. So, how do we know that she's going to be a great leader? Senators Collins and Simon said a lot of really nice things, all accurate. She loves her family, right? She protects her family. She's going to be a Senator of Senators. It's been a real honor. The biggest title that we can give her is friend. Welcome to the rostrum.

President Simpson presented the gavel to President Passidomo, the 90th President of the Florida Senate since statehood.

PRESIDENT PASSIDOMO PRESIDING

ADDRESS BY PRESIDENT KATHLEEN PASSIDOMO

Wow, thank you. Believe it or not, I'm speechless, which many of you have never experienced.

Thank you, President Simpson—now Commissioner Elect Simpson. It has been a pleasure to work with you over the past six years, and I am looking forward to our collaboration on meaningful policies over the next two years. You are not only a colleague but a good friend, and I cherish our relationship.

Justice Polston, thank you for administering today's oaths, and for being with us today. Thank you, Senator Collins. Thank you, Senator Simon. I have gotten to know you both over these past few months on the campaign trail and I am confident that you will become valued members of our Senate family. Thank you, President Jennings, for your words of wisdom. I am honored and humbled to carry on the strong legacy of women leadership in the Florida Senate. From our Majority and Minority Offices, to our Committees on Rules and Appropriations, to the President's Rostrum—moms and businesswomen, attorneys and teachers, young mothers and widows, and women of all ages and every walk of life have played a key role in leading this chamber for the last 30 years. I appreciate the example you set as a strong, conservative leader, and I am honored to take up the torch you and President Margolis lit so many years ago.

Thank you, Senators, for your vote. I take seriously your trust in me to lead this historic body in service to our great state. It is the honor of my lifetime for me to take on the role as President of the Florida Senate.

I would not be prepared to take on this role without the support of my friends and family. John, my life partner and soul mate. Thank you for standing by my side and leading our family for more than 40 years. You've always been the first gentleman to me and the girls, and I'm glad you will have your own place in history as the "first" First Gentleman of the Senate. My number one campaigner and John's twin sister, Janet, came up for the day to be with us.

Dad, what a privilege it is to have you here. I am who I am because of the guidance and support I received from you and Mom. My achievements are your achievements. I'm also honored to have you serving as our Doctor of the Day at nearly 100 years of age. However, members please don't anyone get ill. We certainly don't want to utilize Senator Baxley's services anytime soon. Andrea, thank you for taking such good care of Dad.

My daughters, Francesca and Gabriella, are with me today, along with Francesca's fiancé, Claudio. Catarina is watching on the Florida Channel with my son-in-law, Will, and the loves of my life, grandsons William and Emilio. My children are my greatest achievements. To have raised such accomplished women and leaders in their own right is a greater joy than I could have ever imagined.

My district staff team—Sherri, Paul, and Kevin, and soon to be retired Becky—you all are critical to the operation. I am grateful for your hard work and efforts to serve our state and the constituents we represent. Also, my law firm team at Kelly, Passidomo & Kelly represented today by my legal assistant, Judi Anderson. Thank you for

covering for me when I'm up here in Tallahassee doing the "people's business."

Last week I came up to Tallahassee to meet with Senate staff to be fully briefed on our state budget and to discuss the policies and initiatives I plan to undertake over the next two years. Senators, we have a talented, thoughtful, and dedicated staff and I look forward to their input and ideas as we guide the direction of our great state.

I'm honored that so many former Senate Presidents and former Senators have taken the time to be with us today. Many of you have been my role models over the last six years, and I will look to you for guidance and advice over the next two years.

Thank you to my constituents in the gallery who made the long trek to Tallahassee during this holiday week and to those watching at home on the Florida Channel. I will not let you down.

Governor DeSantis, thank you for being here today. I have enjoyed getting to know you over these past few months and sharing ideas and thoughts on governance of our great state. You are a man of courage and conviction, which has endeared you to the citizens of this state, especially Southwest Florida. You are truly America's governor and we are grateful for your leadership and that of my friend, Lieutenant Governor Nuñez.

Members of the Cabinet—General Moody, CFO Patronis, and Commissioner Fried—thank you for your service to our state and thank you for the tireless support and assistance provided by your departments in response to the recent hurricanes.

I am so fortunate to have a colleague across the rotunda that I admire and respect. Speaker Renner is a quiet, thoughtful man with unquestioned integrity. We share many of the same philosophies on governance and vision for the future of our state. I know we will be great partners.

Now to business. As I sat down in a very quiet Capitol in the early hours last Thursday morning to gather my thoughts for my remarks today, I reflected on the role I am about to undertake—that all 40 of us are about to undertake—and the enormous responsibility the voters of our state have charged us with. The campaigns are over, and the work starts now. We are the eyes and ears and the voices of our constituents. Each of us represents over 560 thousand people, and we need to work together to ensure our children will have a world class education in a safe environment so they can thrive and grow and become productive members of our community; so that their parents will have good paying jobs and affordable places to live and raise their families, and our seniors will be cherished and protected as they enter their golden years. We're here to serve this great state and deliver for the voters who elected us. Senators, let's do this together.

Most issues we will agree on—such as workforce housing, protection of the environment, safeguarding our vulnerable populations, and honoring our veterans and first responders. There are a few issues we won't agree on, and that's okay. I assure you we're going to listen to each other's concerns and incorporate suggestions to make every bill better. But at the end of the day, we each have a responsibility to the voters who elected us, and those voters overwhelmingly support the conservative agenda of fiscal responsibility, protecting parents' rights, honoring the dignity of work, and expanding education opportunities for our students. That will drive our work for the next two years. Every Senator has the right to be heard and the right to make their case. Whatever the outcome, we respect each other as equals and we enter and exit this chamber as friends.

One of our first challenges is our response to Hurricane Ian and Hurricane Nicole. My family was personally impacted by Hurricane Ian. I heard from so many of you. Prayers, calls, texts, and emails. Fortunately, my family was safe, and with help from so many of you, we are already working to rebuild. We have drywall.

Many others suffered more severe losses. Loss of life. Loss of home. Loss of business. Loss of job. As I walked through the communities impacted by Ian in the days that followed, the devastation was almost indescribable. But the community and residents are bound and determined to rebuild stronger and better than ever. The resilience of Florida is phenomenal. We are not in this alone. Under the leadership of Governor DeSantis, the full force of state government is helping. First

responders activated to help those in need. Roads and bridges were reconstructed in record time. The state expedited cleanup of debris. While the aftermath of the storms has truly been an example of government at its best, the response goes far beyond the reach and capability of government. Neighbors showed up to help neighbors. Private sector companies have also stepped up in a big way. Volunteers and religious organizations came from far and wide to lend a hand. Because of all these efforts, I know we will soon be stronger and better than ever.

Next month, the Florida Legislature will convene in a special session to address the challenges still facing our state's insurance market and ensure residents whose homes are uninhabitable get a break on property taxes. Hurricane recovery is just one of many issues we must tackle in the weeks and months ahead.

As we look to the future, Florida's economy is in great shape. Our unemployment rate is a full point below the national rate. The Sunshine State is on track for record growth this year. However, while Florida's economy is booming, the pain of inflation is very real for Florida families. We see it at the grocery store. We see it at the gas pump. And we certainly see it in the housing market. Likely, the single most pressing issue facing our state today is the cost of housing, which has exponentially grown over the past several years.

Florida is one of best—if not the best—place to live, work, raise a family, and retire. Over the last two years, Americans have fled high tax, lockdown states and moved to the Sunshine State in droves. The appeal of the free State of Florida has put an intense pressure on our already overburdened housing market. The cost of rent and home ownership has skyrocketed. These costs—combined with the challenges of inflation on essential items—are difficult on Florida families. In addition, they are a threat to Florida's workforce. If our workers don't have a safe and affordable place to live and raise their families, we will not be able to recruit and retain the workforce we need in the Sunshine State.

Last year, we dedicated record funding to affordable housing, with an emphasis on home ownership. It's clear we need to do more. We need to recognize the changing needs as well as the varied demographics of a diverse, mobile, and—to a certain extent—remote workforce. We need affordable rental property for all income levels and family sizes. I want teachers, firefighters, and police officers and, frankly, all Florida workers to be able to live in the communities they serve. I want a young professional, who works remotely and can live anywhere, to choose Florida because we have housing opportunities close to vibrant communities. I want an elderly couple looking to downsize to have more options. I've been traveling the state all summer and fall, hearing from employers and talking to families about these challenges. I'm working with stakeholders to develop thoughtful, meaningful policies that can make living in Florida more accessible and more affordable. I know state government cannot independently fix or outrun the problems caused by inflation, but I believe a focus on safe, attainable workforce housing is one area where we can do our part to support Florida families through these challenging times. This will be a top priority of ours, and I look forward to your input.

Also, we're going to continue our fight to protect family values. Some folks are trying to distance parents from important decisions in their child's life. Whether it's education, health, or sports, keeping parents in the dark is unacceptable. We have made great strides in recent years to defend and expand parental rights in education. Moving forward, we're going to make sure that any decision that involves a minor allows the parents at the table.

With Governor DeSantis' leadership, the Legislature has prioritized investments in environmental restoration and clean water resources with record funding for water storage, water quality, and Everglades Restoration, as well as the preservation and expansion of Florida's iconic Wildlife Corridor. Senators, today I have discussed some very serious issues that we will tackle over the next two years. But then there are some issues that are just plain fun. Florida's Wildlife Corridor is a national treasure, encompassing about 17 million acres, including almost 10 million acres of conservation lands running up the center of the state. The corridor is being created by the state's purchase of development rights of farmers and ranchers who will be able to continue their operations in perpetuity and the lands will never be developed. With the funding this Legislature has dedicated over the last two years, we will be able to expand the corridor even further.

One of my goals over the next two years is to continue the expansion and to connect the Wildlife Corridor to the Florida Trail System, so that more people across our state and around the world can experience Old Florida at its finest—so that you can bicycle, run, or walk from Naples to Orlando. Florida is already a global destination for outdoor recreation and adventure enthusiasts. Expanding our trail system has the added benefit of connecting our residents and visitors to Florida's cultural heritage of the small, legacy towns across Florida's heartland who are eager for increases in tourism. I believe that 50 years from now our children and grandchildren will say that the greatest thing the Florida Legislature did in the 2020's was the creation of the Wildlife Corridor and the preservation of millions of acres of farmland and ranch land for conservation—it will be our Central Park.

Senators, it's obvious we have a lot of work to do. All the issues I've discussed today are important, but this list is not even comprehensive. Like every President before me, I have ambitious plans for my tenure over the next two years that time does not permit me to detail in my remarks today. Stay tuned!

We must remain focused. If it's not broken, we're not going to fix it. I'm not interested in food fights between special interests. We are here to serve the constituents we represent. It may require late nights and long weeks. It may include special sessions, but we will not adjourn until we get the job done. That's what Floridians sent us here to do, and together with our Governor, Cabinet, and colleagues in the Florida House, we will deliver.

Thank you and Happy Thanksgiving!

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 Broxson who placed in nomination the name of Senator Dennis Baxley of the 13th Senatorial District.

Senator Broxson: Senators, this is my great honor to nominate the Senator and roommate as President Pro Temp. I believe today if I said nothing more than "Senator Baxley", the vote would be overwhelming. But that is not what we do. We always have to add something to that to hopefully get a better vote. I remember when I was a freshman with Senator Baxley, I was closing on a bill and I thought I was doing pretty good. I saw coming across the room, Representative Hukill. She approached my desk and she said, "We have the votes. Don't blow it. Close the debate." I didn't do that and I took a great victory and made it very narrow.

Some things about Senator Baxley really cannot be explained. When he came to the Senate in 2010, he brought the President; he brought Senator Perry, Albritton, Boyd, Brodeur, and Berman. And then after that, he joined former members Rouson, Mayfield, Hooper, Thompson, and Harell after he was voted in in 2000. They had the privilege of voting for you for Speaker Pro Tem.

Can I say this? Dennis Baxley is a good man. He's a family man. He's a man of God. I've never heard him criticize anyone. He always has something good to say, and frankly, he never has a bad day. It really is kind of disgusting sometimes, Dennis. I told him, I said, "Dennis, you're a Southern Baptist. I know y'all at least hate the devil." And he said to me without stopping, he said, "You know I've noticed something about the devil—he's an extremely hard worker."

Dennis is an icon in Central Florida. Heck, he won his first election by 86 percent. Some say it was because he was a funeral director and over the 50 years, they thought that when Dennis Baxley buried a family member, they had their last and best chance to go to heaven. I will say, though, I did pick up a rumor, Dennis, that you tried to act very, very sad at \$100,000 funerals.

As some of you know, Dennis and I share a residence together. Every morning when he gets up, he prays for divine direction and every night before he goes to bed, he calls the love of his life, Ginette. They are on the phone at least an hour, sometimes two hours and all of us know Dennis—Ginette says very little. I think you understand that, don't you President Passidomo?

I will tell one quick story and I'm glad that President Simpson is here. In 2020, we had a bill that dealt with Bright Futures and the Senator said to me, "Senator Broxson, this bill will make you famous." I learned two things that day: that Bright Futures is an entitlement in the State of Florida and I would not mess with it and 2) in Trilby where the Senator is from, the word famous and infamous have the same meaning. He received—we were in the pandemic—students, angry students, angry parents, angry grandparents, and angry strangers. They all showed up. He received more angry emails that broke his server and he still trudged forward. In fact, part of that bill had the Benacquisto scholarship. So he not only received angry emails from Florida, he received them from all over the United States and the world. In fact, it was said he received one from outer space. An astronaut on the space shuttle who had a senior in high school sent you an email saying that you were a jerk. But he never flinched. He pushed forward and he continued to believe what he was doing was the right thing. And that's Dennis Baxley and I know many Democrats would agree with me there. I'll tell you after that bill I began to pray at night. And I was praying thank God that I have Dennis Baxley as my roommate.

Lastly, I want to end by quoting the same prayer that Dennis prayed over Speaker—now U.S. Senator—Marco Rubio in 2006. "My prayer for you is that your character can grow as fast as this life takes you as you work to solve so many problems and lead us and empower us to make a difference." Dennis, I think you'll do that. With god's power and grace, you will do a good job. For those reasons and more, Madam President, I nominate Senator Baxley to be President Pro Tempore.

The President recognized Senator Garcia who seconded the nomination of Senator Dennis Baxley of the 13th Senatorial District.

Senator Garcia: I am pleased to second the nomination of Senator Dennis Baxley as President Pro Tempore. Like Senator Broxson, I was new to elected office when I first met Senator Baxley. I certainly agree that Dennis seeks out people from different backgrounds than his own and always offers friendship and common ground.

As we know, Dennis grew up in the small town of Belleview and spent his career as a funeral director—that he is very honored to be. I grew up in the slightly larger town of Miami, spending most of my career working in Hispanic media. Yet, over the last two years, him and I have formed a great relationship, a great friendship sipping Cuban coffee together and fixing the world. We have endured a lot and we have a common ground—along with others in this chamber—on legislation to support foster children and adoptive families across our state. James 1:2 states, "Be doers of the word, and not hearers only." Our friend and colleague Senator Baxley is a strong and steadfast example of "faith in action" this verse is referring to.

Dennis is a man deeply committed to the sanctity of life, as I, and he has a special place in his heart for the children of this state. He wants every child to have a permanent, loving home, and he has done his part to make that happen. He leads by example. Dennis and Ginette have raised many children of their own, and throughout their marriage, also welcomed many foster children into their home. Some of their foster children have chosen to make a permanent home with the Baxleys, and there is no higher honor for Dennis or Ginette. We know that, unfortunately, we cannot pass a law that gives every person a happy childhood and the opportunity to grow up in a loving home. If we could, most of the problems we come here to solve would not exist. What we can do is try to make a difference within our own lives and in our own families and communities and use those experiences to inform our work for the people of this great state. Over nearly two decades in public service, Dennis has done just that.

We know he was a strong leader during his service in the House, which Senator Broxson spoke of. Now a generation of lawmakers will have the great opportunity to benefit from this great example. When I reflect on political discourse in this nation, which is often very angry, malicious, and hurtful, I think if we could just stop the rhetoric and talk to each other, we would be a lot better off. So, I respect the fact that Dennis appreciates the importance of building relationships. He also tries to understand where someone is coming from, even if he disagrees with where they are going.

He is the first to offer a kind word of encouragement, and to build someone up, instead of cutting them down. Yet he is firm in his convictions, and he is honest and forthright about disagreements, without

getting heated or even unkind. 1 Corinthians 16:13–14: “Be on your guard, stand firm in faith, be courageous, be strong. Your every act should be done with love.” That’s exactly what you do Dennis. This verse reminds me of Senator Baxley’s approach to service here in the Senate. I am confident he will be a wonderful President Pro Tempore. When called upon to serve at the rostrum he will lead this chamber with the same respect, dignity, and love he has shown to each and every person here.

MOTION

On motion by Senator Harrell, 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, “Dennis Baxley.”

The vote was:

Yeas—38

Albritton	DiCeglie	Pizzo
Avila	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingolia	Thompson
Burgess	Martin	Torres
Burton	Mayfield	Trumbull
Calatayud	Osgood	Wright
Collins	Passidomo	Yarborough
Davis	Perry	

OATH OF OFFICE ADMINISTERED

Senator Baxley was joined by his wife, Ginette, at the bar of the Senate where the oath of office was administered by The Honorable Ricky Polston, Florida Supreme Court Justice.

The President invited President Pro Tempore Baxley to join her at the rostrum.

President Passidomo: When I was in the House—I came in 2010—Dennis was the Judiciary Chair and I was on his committee. I called him “Big Chair,” and he, though not a lawyer, had an amazing grasp of the legal concepts that we deal with on a day-to-day basis. He’s going to be a great partner with me and the other members of our leadership team, and I’m looking forward to the next two years of our continued collaboration. So with that, please come on up and say a few words. I present to you Senate President Pro Tempore Dennis Baxley.

ADDRESS BY PRESIDENT PRO TEMPORE DENNIS BAXLEY

Colleagues, I want to thank you so much for your support today. I am honored to take on this role as President Pro Tempore in the Florida Legislature. It’s an honor to serve you.

Senator Broxson, I am grateful for your nomination and for your kind words and pretty good analysis. I value you as a colleague, as a roommate, and as a friend. We are the “old heads” in the Florida Senate. Struck by many things, they give us wisdom. We make a great team.

Senator Garcia, thank you for your second. Great friendships are built while sharing coffee. I am a big fan of coffee. You’ve got the best café cubano in the place, so thank you. I am proud to count so many of you as friends, and it has been an honor to work with you on efforts to support Florida’s foster children and foster and adoptive families.

President Passidomo, this is a true honor for me to serve as President Pro Tempore under your leadership and the huge respect I have for you

and the leadership you bring. When we served together in the House, Madam President, we were both asked to serve on the Judiciary Committee. As you mentioned, I served as Chair, the non-lawyer Chair, of the Judiciary, and you were named as my Vice Chair. Well, she did call me “Big Chair.” But really, everyone knew you were the brains of the operation. I was keenly aware. You were the attorney. You had the expertise. You had the patience. Yet, you were so respectful of those committee appointments, the hierarchy and the process of which we operate with, and the respect for each other. You led with such wisdom and grace, and let me think I was Chairman the whole time—that was a wonderful thing. Back then, I saw what tremendous ability you had and have. And I knew what a meaningful leader you would be. I knew you would engender confidence across this body. Now you’ll be the “Big Chair,” Madam President, and together we are going to accomplish great things in this body.

Here in Florida, we’re on the right path. We have strong conservative leadership in our Governor, in the Cabinet, and in the Legislature, clearly articulated by the voters. We’re working to do what is best for Florida families. Key among those is protecting things like faith, family, freedom, opportunity, and life.

I believe I was called to serve our state. I remember telling my wife, Ginette, that many years ago. The opportunity to run came, and I said I would think it over. If this was God’s path for me, then I was willing to follow. Ginette made it possible. Ginette runs my real world. She keeps our business straight. She cares for our kids and grandkids. Many are here. We had about 11 guests today in this big Baxley family. Because of Ginette, I have something to come home to. It’s worth it all. This year, we celebrated our 50th wedding anniversary. Ginette—thank you for all you’ve done for me and for our family. Occasionally you meet a truly selfless person. You know, selfless people, they don’t think of others first and themselves last. They don’t think of themselves at all. They are always thinking about others. I can’t tell you what a difference that made in my life, which I just turned 70 and we’ve been married 50 years. Together, Ginette and I have had a wonderful journey in this great state. Given the blessings of family, I think about the future a lot. When you’re a grandfather eight times, you do think about the future a lot.

I was given many opportunities growing up and I realized that you don’t have to be the fastest, the smartest, or the prettiest. You have to be committed to working hard and that many, many doors will open and you can open many doors for others. It’s a wonderful experience. So that’s why we must fight for faith, family, freedom, opportunity, and life for these generations coming. The Senate is the place we will be able to do that. Here in the Senate, I believe we love and respect one another. While we differ on some issues, we’re willing to hear each other’s perspectives. In doing so, we develop an understanding of where people come from and why they feel the way they do. With this understanding, we’re able to accomplish even more for our state. I challenge us to do just that this coming session.

I was just an ordinary kid, but I knew if you worked really hard in America, you would have opportunities to make a difference. Guided by my faith in the Lord, I’ve worked hard. I have the support of my wife, Ginette, and my family. I have earned your trust to serve as President Pro Temp. I really appreciated that expression of your vote today—it’s very moving. This is our opportunity to make a difference. Madam President, we are with you. And together, we will.

COMMUNICATION

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

MEMORANDUM

To: Tracy Cantella
From: Maggie Gerson, Staff Director
Subject: Senate Democratic Caucus Elections
Date: November 21, 2022

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 Lauren Book as the

Democratic Leader for the 2022-2024 term and Senator Jason Pizzo as the Democratic Leader Pro Tempore for the 2022-2024 term.

The President recognized Senator Book for brief remarks.

Senator Book: Madam President, you look beautiful up there, but mostly strong and powerful. Our caucus and I look very much forward to working alongside you to do the work of the people of the great State of Florida. I look forward to working with the Majority Leader to get bills passed on both sides and make sure that we get all of our constituents heard, helped, and seen. I thank you for your leadership, Madam President, more than anything in the entire world. I look forward to being and leading by your side. Kennedy, are you ready to do it? Who runs the world? Girls!

RECOGNITION OF SERGEANT AT ARMS

The President recognized Senator Albritton who introduced the Senate Sergeant at Arms, Damien Kelly.

Senator Albritton: Today, I have the honor of recognizing our Sergeant at Arms, Damien Kelly. Many of us have gotten to know Sergeant Kelly over the last two years, but for our new Senators, I'd like to briefly share some information about his background and qualifications. Sergeant Kelly moved to the United States from Ireland. I didn't know this—he played Division I soccer for Eastern Illinois, where he was inducted into their Hall of Fame. He's a three-time All-American and went on to play professionally before joining the Memphis Police Department, where his wife was also a law enforcement officer.

The Kellys came to Florida like so many families do—Mrs. Kelly was eligible to retire from the police force. They had a small beach cottage for vacations in Northwest Florida, and after years of service in the inner city, they dreamed of raising their young daughter in the Florida sunshine. After moving to Florida, Sergeant Kelly interviewed with FDLE to serve on the protective detail for Governor Bush. As part of the job interview, without advanced warning, he was asked to complete a physical fitness test. After breaking the FDLE record for the 4-mile run, he was offered the job on the spot.

He went on to protect three Governors and their families, leading protective operations details at home and abroad. He became an expert in firearm certification and proficiency, surveillance, and protective operations, as well as gang investigation and interrogation. After the massacre in Parkland, it was Sergeant Kelly whom Governor Scott asked to serve as the first Director of Safe Schools.

Since he was appointed by President Simpson in 2020, Sergeant Kelly has worked to upgrade the security of our facilities and enhanced our security protocols to ensure Senators, staff, and visitors are safe as we participate in the legislative process. I believe we are very fortunate to have someone of his caliber serving as our Sergeant, and I'm grateful, Madam President, that you asked him to sign on for another two years. Needless to say, but I think it's important to say—the good news is for Senators that are coming in, and hopefully everyone every day that I'm around the Sergeant and his team—I feel safe.

SPECIAL GUESTS

The President recognized Supreme Court Justice John Couriel.

COMMITTEE APPOINTED

On motion by Senator Burgess that a committee be appointed to notify the House of Representatives that the Senate was convened for the purpose of organization, the President appointed Senator Burgess, Chair; and Senators Avila, Burton, Davis, Grall, and Trumbull. The committee was excused.

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.

ADOPTION OF RULES

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

On motion by Senator Mayfield, the Secretary was authorized to make any technical and conforming changes to the 2022-2024 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 hold office until their successors are chosen and qualified or until the expiration of their term, whichever shall occur first.

See Rule 1.7(3)—Resignation of the President.

1.2—The President calls the Senate to order; informal recess

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**.

See Rule 6.2(1)(c)—Motion to recess.

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) The President is authorized to incur and approve travel and per diem expenses for sessions 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, ad hoc committees, 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 yea and nay votes, 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.

See Rule 1.1(4)—Part One—Senate Officers.

(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:

- (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 or; 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—Written 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 and reference

(1) 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.

(2) 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.

(3) 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.

(4) 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 4.31.

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; post-meeting record of missed 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; the public trust**

Every Senator shall conduct himself or herself in a manner that promotes respect for the law, upholds the honor, integrity, and independence of the Senate, and justifies the confidence placed in him or her by the people.

(1) By personal example and admonition to his or her colleagues, every Senator shall avoid unethical or illegal conduct.

(2) Every Senator shall maintain his or her offices and the Senate generally as safe professional environments that are free from unlawful employment discrimination, including but not limited to harassment or retaliation.

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 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, or any political committee 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. A 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 and conduct 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. Prior to the opening day of every regular session, all Senators shall complete a course of at least one (1) hour in length which addresses workplace harassment, sexual harassment, sensitivity, and the proper handling of such issues in the workplace. Senators filling a vacant seat at a special election after opening day shall complete the course within fourteen (14) days of election.

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. 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 complainant shall also file a copy of the sworn complaint with the Senate General Counsel.

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.

See Rule 1.48(8)(b)—Legislative records.

- (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 a violation of the Senate Rules, 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 that, if true, would be a violation of the Senate Rules, the complaint shall be referred to a special master or select committee to determine probable cause. If a select committee is appointed, it shall be comprised of an odd number of members.

1. The special master or select committee shall give reasonable notice to the Senator who is alleged to have violated the Rules, shall conduct an investigation, and shall grant the Senator an opportunity to be heard. A report and recommendation shall then be prepared.
2. The report and recommendation is advisory only and shall be presented to the Rules Chair and the President as soon as practicable after the close of the investigation.
3. If the 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.
4. If the complaint is not dismissed, another select committee will be appointed and shall consider the report and recommendation, shall grant the Senator an opportunity to be heard, and shall develop its own recommendation.
5. If the select committee votes to dismiss the complaint, the chair shall dismiss the complaint.
6. Otherwise, the report and recommendation and the recommendation of the select committee shall be presented to the President.
7. The President shall present the committee’s recommendation, along with the report and recommendation, to the Senate for final action.

- (c) The Rules Chair, or the President when the complaint is against the Rules Chair, shall act within thirty (30) days of receipt of a complaint, unless a concurrent jurisdiction is conducting an investigation, in which case a decision may be deferred until such investigation is complete.
- (d) Nothing in this Rule prohibits a Rules Chair, or the President when the complaint is against the Rules Chair, from allowing a Senator to correct or prevent an inadvertent, technical, or otherwise *de minimis* violation by informal means.
- (e) Nothing in this Rule prohibits the Rules Chair, a select committee appointed pursuant to this Rule, or the President when the complaint is against the Rules Chair, from recommending a consent decree if agreed to by the Senator. The decree shall state findings of fact and set forth an appropriate penalty. If the Senate accepts the consent decree, the complaint shall be deemed resolved.

(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 admonished, censured, reprimanded, or expelled. Such determination and disciplinary action shall be taken by a **two-thirds (2/3) vote** of the Senate.

(3) Because they may be asked to sit in judgment on an alleged violation of a Senate Rule, Senators should refrain from speaking publicly about the merits or substance of any such complaint.

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:
1. After consultation with appropriate law enforcement, public health, emergency management, or security

authorities, those portions of meetings of a select committee, ad hoc committee, committee, or subcommittee concerning measures to address security, espionage, sabotage, attack, and other acts of terrorism, or

2. For protection of a witness as required by law.

- (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 comply 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 a Senate subcommittee.

1.45—Written 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, ad hoc committee, 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 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.
See Rule 1.43—Violations; investigations, penalties.
- (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-day (30) 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
- ~~(c)1-~~ Appropriations Committee Subcommittee on Agriculture, Environment, and General Government
- ~~(d)2-~~ Appropriations Committee Subcommittee on Criminal and Civil Justice
- ~~(e)3-~~ Appropriations Committee Subcommittee on Education
- ~~(f)4-~~ Appropriations Committee Subcommittee on Health and Human Services
- ~~(g)5-~~ Appropriations Committee Subcommittee on Transportation, Tourism, and Economic Development
- ~~(h)(e)~~ Banking and Insurance
- ~~(i)(d)~~ Children, Families, and Elder Affairs
- ~~(j)(e)~~ Commerce and Tourism
- ~~(k)(f)~~ Community Affairs
- ~~(l)(g)~~ Criminal Justice
- ~~(m)(h)~~ Education Post-Secondary
- ~~(n)~~ Education Pre-K - 12
- ~~(o)(i)~~ Environment and Natural Resources
- ~~(p)(j)~~ Ethics and Elections
- ~~(q)(k)~~ Finance and Tax
- ~~(r)~~ Fiscal Policy
- ~~(s)(l)~~ Governmental Oversight and Accountability
- ~~(t)(m)~~ Health Policy
- ~~(u)(n)~~ Judiciary
- ~~(v)(o)~~ Military and Veterans Affairs, Space, and Domestic Security
- ~~(w)(p)~~ Reapportionment
- ~~(x)(q)~~ Regulated Industries
- ~~(y)(r)~~ Rules
- ~~(z)(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. The President is authorized to create and designate permanent standing committees and standing subcommittees prior to the 2023 ~~2021~~ Regular Session. The President shall

inform the Minority Leader of the creation and designation of said committees. The Secretary of the Senate is directed to include the names of such committees in the published Senate Rules.

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.
- (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 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 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 2:30 p.m. on the day preceding its intended publication.

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. However, the President may authorize a committee or subcommittee to continue the meeting on the same day at a time and place determined by the President. The President may further authorize the meeting to go beyond 6:00 p.m. notwithstanding subsection (1).

(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 introduced by Senators before committees; staff presentation of committee bills

(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. The introducer or the first- or second-named co-introducer may present a bill; however, with prior written request of the introducer to the chair, a member of the committee or subcommittee may present a bill.

(2) Senate committee professional staff shall be limited to presenting committee bills at meetings of the committee introducing the bill.

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 take up 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, which shall promptly certify a copy of the report 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, 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 in the same manner as a favorable report.

(4) All standing subcommittee reports shall be promptly transmitted to the standing committee. 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 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.

(6) 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.

(7) When a bill with a favorable report by a standing subcommittee is considered by the standing committee, debate and further amendment by members of the standing committee shall be allowed prior to a vote on final passage.

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. This delegation shall not extend beyond adjournment of 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; post-meeting record of missed 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.

(4) 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 or vote at a time certain
See Rule 2.50—Limitation on debate; vote at a time certain.
- (f) To temporarily postpone
See Rule 6.11—Temporarily postpone.
- (g) To amend
See Rule 2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, deadlines, 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) 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. During such succeeding meeting, the mover of the original motion to reconsider may withdraw that motion by a **two-thirds (2/3) vote** of the members present. Unless taken up during such meeting, the motion to reconsider shall be considered abandoned.

(4) 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.

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 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 (3) 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, deadlines, 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 as prescribed by the Secretary 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) 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, or a member of the committee presenting the bill with permission of the chair, may move and explain an amendment sponsored by the introducer.

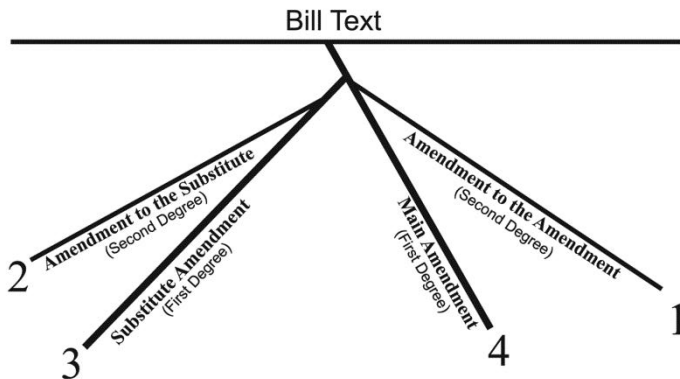
(3) An amendment shall be deemed pending only after its sponsor has been recognized by the chair and has moved its adoption. Amend-

ments that have been filed but have not been formally moved for adoption shall not be deemed to be pending.

(4) 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 except that it may not be reported as a committee substitute.

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; proper forms of address

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; vote at a time certain

When a matter is under debate by the committee, a member may move to limit debate or vote at a time certain, and the motion shall be decided without debate. If time permits, 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 required by 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 introduced by Senators before committees; staff presentation of committee bills.
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, 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 and reference.

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 required by 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 required by 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 required by 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, ~~and~~
- (j) fee bills 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 and reference.

(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 companion 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 companion 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 any Senator requests a vote on such withdrawal action. A withdrawal action shall require a **two-thirds (2/3) vote** of those Senators present for adoption.

(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; informal recess.

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.

See Rule 1.15(4)—The Secretary examines legal form of bills for introduction and reference.

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

(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) 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.

(3) 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.

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

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 that substantially amends the bill, the President may change or correct the reference of the reported bill within seven (7) days after the filing of the report. Notice of a reference change 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, fiscal, 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) A claim bill filed by a current serving Senator must be filed by the first (1st) Friday in August ~~August 1~~ to be considered by the Senate during the next regular session. A claim bill filed by a newly elected Senator must be filed by the sixth (6th) Friday within thirty (30) days after election or before the first scheduled interim committee meeting, whichever is later. A claim bill that is filed after the deadline may not be considered by the Senate without approval of the Rules Committee. 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 that 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 that 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 de-

termination 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 hearing is necessary to determine liability, proximate cause, and damages, a special master shall conduct a *de novo* 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. The Secretary shall deliver each claim bill and the special master's report and recommendations, if any, to the committees of reference when the bill is placed on an agenda.

(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; spreading remarks on the Journal

(1) 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.

(2) 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.

See Rule 4.3(2)—Daily Order of Business.

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; quorum

(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. No Senator shall cast a vote for another Senator during a quorum call.

(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
See Rule 1.2—The President calls the Senate to order; informal 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; germanity requirement; notice; manner of consideration; filing deadlines

(1) No main 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 2:00 p.m. the day before it is to be offered at a sitting.

(2) Substitutes for main amendments shall be filed by 4:00 p.m. and amendments to main amendments and amendments to substitute amendments by 5:00 p.m.

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

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

(5) 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.

(6) 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.

(7) 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.

(8) 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).

(9) 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.

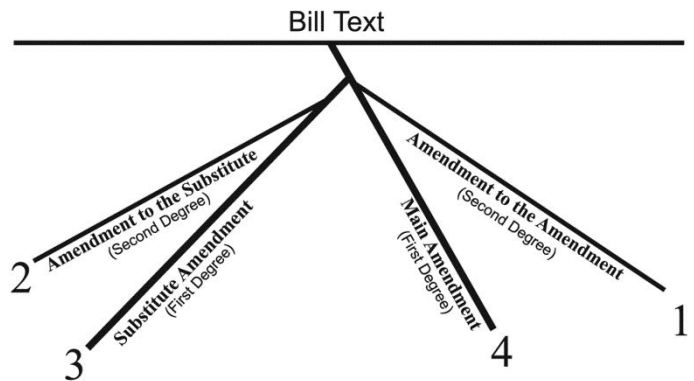
(2) On third (3rd) reading, amendments and amendments to amendments, including substitute amendments and amendments to a substitute amendment, shall be adopted by a **two-thirds (2/3) vote** of those Senators present.

(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.

8.9—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 the Senate 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 and dignity of the Chamber in all of his or her dealings with the Senate.

(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.

(4) A lobbyist may not make any expenditure prohibited by section 11.045(4)(a), *Florida Statutes*, or by law.

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 complainant shall also file a copy of the sworn complaint with the Senate General Counsel.

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, 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 lobbyist.

- (a) Upon a determination by the Rules Chair that the complaint fails to state facts supporting a finding of a violation of the Senate Rules, the complaint shall be dismissed.
- (b) Upon a determination by the Rules Chair that the complaint states facts that, if true, would be a violation of the Senate Rules, the complaint shall be referred to a special master or select committee to determine probable cause. If a select committee is appointed, it shall be comprised of an odd number of members.

1. The special master or select committee shall give reasonable notice to the lobbyist who is alleged to have violated the Rules, shall conduct an investigation, and shall grant the lobbyist an opportunity to be heard. A report and recommendation shall then be prepared.
2. The report and recommendation is advisory only and shall be presented to the Rules Chair and the President as soon as practicable after the close of the investigation.
3. If the report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair.
4. If the complaint is not dismissed, another select committee will be appointed and shall consider the report and recommendation, shall grant the lobbyist an opportunity to be heard, and shall develop its own recommendation.
5. If the select committee votes to dismiss the complaint, the chair shall dismiss the complaint.
6. Otherwise, the report and recommendation and the recommendation of the select committee shall be presented to the President.
7. The President shall present the committee's recommendation, along with the report and recommendation, to the Senate for final action.

(2) The Rules Chair shall act within thirty (30) days of receipt of a complaint, unless a concurrent jurisdiction is conducting an investigation, in which case a decision may be deferred until such investigation is complete.

(3) Nothing in this Rule prohibits a Rules Chair from allowing a lobbyist to correct or prevent an inadvertent, technical, or otherwise *de minimis* violation by informal means.

(4) Nothing in this Rule prohibits the Rules Chair or a select committee appointed pursuant to this Rule from recommending a consent decree if agreed to by the lobbyist. The decree shall state findings of fact

and set forth an appropriate penalty. If the Senate accepts the consent decree, the complaint shall be deemed resolved.

(5) Separately from any prosecutions or penalties otherwise provided by law, any person determined to have violated the requirements of Rule Nine shall be admonished, 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.

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

See Senate Rules Appendix A for lobbyist expenditures and compensation requirements. The appendix is hereby incorporated by reference as a Rule.

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 to Chamber admission Rule

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 a “two-thirds (2/3) vote,” it shall be construed to mean two-thirds (2/3) of those Senators present and voting except that two-thirds (2/3) of the entire membership of the Senate shall be required when so indicated.

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. In the case of a bill originally introduced by a committee, the committee shall be the introducer.

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 ninety (90) days 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 to 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 ninety (90) days after the conclusion of any pending proceedings. Notwithstanding an abeyance, 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. Nothing in this Rule shall be interpreted as preventing the Senate from proceeding if the Senate President determines due process so requires.

(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.

12.15—Standard of evidence

A preponderance of the evidence standard shall be used by each Senator when determining whether the suspended official warrants removal based on the grounds alleged by the Governor.

12.16—Senators speaking publicly

Because they may be asked to sit in judgment of an executive suspension order, Senators should refrain from speaking publicly about the merits or substance of any suspension order prior to the vote.

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.

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, or as provided in the Special Order Calendar, 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.

Senate Rules Appendix A

This document may be consulted by persons seeking to comply with the lobbyist expenditure ban set forth in section 11.045(4)(a), *Florida Statutes*, in the legislative context by refining the law and providing Lobbying Guidelines and answers to 25 Frequently Asked Questions.

Part One of the Guidelines refines and applies the prohibition, with ten clearly stated exceptions, so that Senators and Senate employees cannot 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 document 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 law and 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 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 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 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 not 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 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.

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. 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 grandparent, 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 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 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 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 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)g)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)g)7. 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)g)7. 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 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 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)g)6. 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)g)6. above for explanation and limitations.

12. *Question: Are there any value limitations on the exceptions in the 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 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

The law 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 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)(f), *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*."

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has adopted HCR 3-O and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Perez—

HCR 3-O—A concurrent resolution establishing the Joint Rules of the Florida Legislature for the 2022-2024 term.

Be It Resolved by the House of Representatives of the State of Florida, the Senate Concurring:

That the following joint rules shall govern the Florida Legislature for the 2022-2024 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 em-

ployee 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. If the lobbyist is, or belongs to, a lobbying firm, the lobbyist must state the name, address, and telephone number of the lobbying firm and the e-mail address of the person responsible for the submission of compensation reports. All lobbyists associated with the same firm must register using the identical name, address, and e-mail address of the firm in the LRCRS. Registration is not complete until the LRCRS receives authorization from the principal's representative and the registration fee. Lobbyists may not authorize themselves on behalf of the principal representative. 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) Should a registered lobbyist identify a scrivener's error in their own registration in the LRCRS after submission, they may make a written request to the LRO to correct such error. The request must clearly identify and describe the error. Each request will be reviewed by the Office before any changes will be made.

(6) The LRO shall retain registration information submitted under this rule.

(7) 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 legislative entity for a person to register to represent one principal and up to an additional \$10 per legislative entity 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) Compensation shall be reported using the accrual basis of accounting.

(d) Compensation reports should reflect compensation received for lobbying the legislative branch only.

(e) 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.

(f) 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 compensation 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)(f) 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 re-imposed 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 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 recommen-

ded 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) 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.

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 August 1 of the calendar year following the general election.

2. The Administrative Procedures Committee for the period from noon on August 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 August 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 August 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. When the Legislature is not in session, notice must be provided no later than 4:30 p.m. of the 7th day before the meeting. When the Legislature is in session, notice must be provided no later than 4:30 p.m. of the 3rd 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.

(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.

Joint Rule Eight—Adjourning and Reconvening of Each House of the Legislature and Providing for Adjournment Sine Die

8.1—Adjourning and Reconvening

Pursuant to Section 3(e) of Article III of the Florida Constitution, during any legislative session, each house of the Legislature may, without consent from the other house, determine its respective dates and times for adjourning and reconvening daily sittings.

8.2—Adjournment Sine Die

(1) During regular sessions, both houses of the Legislature shall adjourn sine die by concurrent resolution or concurrent motions or on the 60th day at 11:59 p.m., unless extended.

(2) During special sessions, both houses shall adjourn sine die by concurrent resolution or concurrent motions or upon reaching the hour on which the special session is adjourned sine die by operation of the proclamation, unless extended.

—was taken up instanter and read the first time by title. On motion by Senator Mayfield, **HCR 3-O** was read the second time in full, unanimously adopted, and certified to the House.

ADJOURNMENT

On motion by Senator Mayfield, the Senate in Organization Session adjourned sine die at 12:48 p.m.



Journal of the Senate

Final Reports After Adjournment Sine Die — 2022 Organization Session

ENROLLING REPORTS

SCR 2-Org has been enrolled, signed by the required constitutional officers, and filed with the Secretary of State on November 22, 2022.

Tracy C. Cantella, Secretary

CERTIFICATE

THIS IS TO CERTIFY that the foregoing pages, numbered 1 through 46, 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 10:30 a.m. on the 22nd day of November, 2022, and adjourned at 12:48 a.m. on the 22nd day of November, 2022.

A handwritten signature in cursive script that reads "Tracy C. Cantella".

Tracy C. Cantella
Secretary of the Senate

Tallahassee, Florida
November 28, 2022

ORGANIZATION SESSION

November 22, 2022

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



SPECIAL SESSION A

December 12 - 16, 2022

**At a Special Session of the Legislature convened by proclamations
of The Honorable Kathleen Passidomo, President of the Florida Senate and The Honorable
Paul Renner, Speaker of the Florida House of Representatives**

MEMBERS OF THE SENATE

(28 Republicans, 12 Democrats)

SPECIAL SESSION A

December 12 - 16, 2022

- District 1: Doug Broxson (R), Pensacola**
Escambia, Santa Rosa, and part of Okaloosa
- District 2: Jay Trumbull (R), Panama City**
Bay, Calhoun, Holmes, Jackson, Walton, Washington, and part of Okaloosa
- District 3: Corey Simon (R), Tallahassee**
Dixie, Franklin, Gadsden, Gulf, Hamilton, Jefferson, Lafayette, Leon, Liberty, Madison, Suwannee, Taylor, and Wakulla
- District 4: Clay Yarborough (R), Jacksonville**
Nassau and part of Duval
- District 5: Tracie Davis (D), Jacksonville**
Part of Duval
- District 6: Jennifer Bradley (R), Fleming Island**
Baker, Bradford, Clay, Columbia, Gilchrist, Union, and part of Alachua
- District 7: Travis Hutson (R), St. Augustine**
Flagler, Putnam, St. Johns, and part of Volusia
- District 8: Tom A. Wright (R), New Smyrna Beach**
Parts of Brevard and Volusia
- District 9: Keith Perry (R), Gainesville**
Levy, Marion, and part of Alachua
- District 10: Jason Brodeur (R), Sanford**
Seminole and part of Orange
- District 11: Blaise Ingoglia (R), Spring Hill**
Citrus, Hernando, Sumter, and part of Pasco
- District 12: Colleen Burton (R), Lakeland**
Part of Polk
- District 13: Dennis Baxley (R), Ocala**
Lake and part of Orange
- District 14: Jay Collins (R), Tampa**
Part of Hillsborough
- District 15: Geraldine F. "Geri" Thompson (D), Ocoee**
Part of Orange
- District 16: Darryl Ervin Rouson (D), St. Petersburg**
Parts of Hillsborough and Pinellas
- District 17: Linda Stewart (D), Orlando**
Part of Orange
- District 18: Nick DiCeglie (R), Indian Rocks Beach**
Part of Pinellas
- District 19: Debbie Mayfield (R), Melbourne**
Part of Brevard
- District 20: Jim Boyd (R), Bradenton**
Parts of Hillsborough and Manatee
- District 21: Ed Hooper (R), Clearwater**
Parts of Pasco and Pinellas
- District 22: Joe Gruters (R), Sarasota**
Sarasota and part of Manatee
- District 23: Danny Burgess (R), Zephyrhills**
Parts of Hillsborough and Pasco
- District 24: Bobby Powell (D), West Palm Beach**
Part of Palm Beach
- District 25: Victor M. Torres, Jr. (D), Orlando**
Osceola and part of Orange
- District 26: Lori Berman (D), Lantana**
Part of Palm Beach
- District 27: Ben Albritton (R), Wauchula**
Charlotte, DeSoto, Hardee, and parts of Lee and Polk
- District 28: Kathleen Passidomo (R), Naples**
Collier, Hendry, and part of Lee
- District 29: Erin Grall (R), Vero Beach**
Glades, Highlands, Indian River, Okeechobee, and part of St. Lucie
- District 30: Tina Scott Polsky (D), Boca Raton**
Parts of Broward and Palm Beach
- District 31: Gayle Harrell (R), Stuart**
Martin and parts of Palm Beach and St. Lucie
- District 32: Rosalind Osgood (D), Fort Lauderdale**
Part of Broward
- District 33: Jonathan Martin (R), Fort Myers**
Part of Lee
- District 34: Shevrin D. "Shev" Jones (D), West Park**
Part of Miami-Dade
- District 35: Lauren Book (D), Davie**
Part of Broward
- District 36: Ileana Garcia (R), Miami**
Part of Miami-Dade
- District 37: Jason W. B. Pizzo (D), Sunny Isles Beach**
Parts of Broward and Miami-Dade
- District 38: Alexis Calatayud (R), Miami**
Part of Miami-Dade
- District 39: Bryan Avila (R), Miami Springs**
Part of Miami-Dade
- District 40: Ana Maria Rodriguez (R), Miami**
Monroe and part of Miami-Dade

Entire membership elected General Election, November 8, 2022
Districts with odd numbers for a 2-year term
Districts with even numbers for a 4-year term

OFFICERS OF THE SENATE

Kathleen Passidomo, *President*
Dennis Baxley, *President Pro Tempore*
Ben Albritton, *Majority (Republican) Leader*
Lauren Book, *Minority (Democratic) Leader*

Nonmember Elected Officer

Tracy C. Cantella, *Secretary of the Senate*



Journal of the Senate

Number 1—Special Session A

Monday, December 12, 2022

At a Special Session of the Florida Legislature convened under Article III, Section 3(c), of the Constitution of the State, as revised in 1968, and subsequently amended, at the Capitol, in the City of Tallahassee, on Monday, December 12, 2022, in the State of Florida.

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CALL TO ORDER

The Senate was called to order by President Passidomo at 10:30 a.m. A quorum present—38:

Madam President	DiCeglie	Pizzo
Albritton	Garcia	Polsky
Avila	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough
Davis	Perry	

Excused: Senators Baxley and Brodeur

PRAYER

The following prayer was offered by Senator Jones:

Dear God, thank you for this day. We thank you for this opportunity. O God, there are different people represented in this room and watching today. Some are Christian, some are Jewish, some are Muslim, some are Buddhist, and some believe in just being good and doing good. Whatever religion is represented today under the sound of my voice, I ask that this prayer touch the hearts of all represented. We thank you for life; we thank you for health; and we thank you for strength.

Lord, we don't take it for granted that we are here. We call it an honor and a privilege, so allow us not to take advantage and misuse this honor to lead your people. I pray for every family represented here today—every spouse, every child, every grandchild. Lord, everyone in this room is dealing with something personally and no, we may not know, but we know you do. So I ask that you touch every private battle, give peace, give clarity, allow minds to rest because you have it all in your hands, and we must trust that you will take care of it. I ask that you guide our minds that we may think clearly and strategically—not what's best for ourselves but what's best for the people we serve. I ask that you guide our ears that we may listen more than we speak. I ask that you touch our hands that they will be used to build up and not tear down. I ask

that you touch our hearts that we may open them up to be compassionate and sensitive to others. Lastly, I pray for the leaders of this state. I pray for Governor DeSantis, President Passidomo, Speaker Renner, and Leader Book. That you would give them wisdom and clarity. Now, as we open this special session and prepare for the weeks ahead, give us strength for the journey. For the Word tells us in Galatians 6:9 to not get weary in doing good, for in due seasons we will reap our harvest and blessing as long as we don't give up. Allow us not to grow weary. Allow us to stand firm and strong. These things and many other things we ask in your name. Amen.

PLEDGE

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

By direction of the President, the Secretary read the following proclamation:

THE FLORIDA LEGISLATURE JOINT PROCLAMATION

TO THE HONORABLE MEMBERS OF THE FLORIDA SENATE AND THE FLORIDA HOUSE OF REPRESENTATIVES:

We, Kathleen Passidomo, President of the Florida Senate, and Paul Renner, Speaker of the Florida House of Representatives, by virtue of the authority vested in us by Article III, Section 3(c), Florida Constitution, and Section 11.011, Florida Statutes, do hereby proclaim:

Section 1. That the Legislature of the State of Florida is convened in Special Session pursuant to Article III, Section 3(c), Florida Constitution, and Section 11.011, Florida Statutes, at the Capitol in Tallahassee, Florida, beginning at 10 a.m. on Monday, December 12, 2022, for a period of 5 days, ending at 11:59 p.m. on Friday, December 16, 2022.

Section 2. That the Legislature is convened for the sole and exclusive purpose of considering legislation to:

- A. Reduce the cost of litigation regarding property insurance claims.
- B. Foster the availability of reinsurance for property insurance.
- C. Improve claims handling practices in property insurance.
- D. Modify deadlines for notices of property insurance losses and limit the assignment of benefits under property insurance policies.
- E. Prescribe property insurance requirements regarding alternative dispute processes, coverage options, and agent practices.
- F. Increase oversight of property insurance market participants.

- G. Improve the financial stability of the Citizens Property Insurance Corporation, reduce the potential for assessments related to the Citizens Property Insurance Corporation, and foster the transition of Citizens Property Insurance Corporation policies to the private property insurance market.
- H. Provide tax relief and other financial assistance related to damages resulting from Hurricanes Ian and Nicole.
- I. Provide additional mechanisms to support the Division of Emergency Management for natural disaster response, recovery, and relief efforts.
- J. Establish a statewide toll credit program for frequent Florida commuters.
- K. Provide appropriations to implement such legislation.

Section 3. That the committees and subcommittees of either house of the Legislature are authorized to consider legislation within the purview of this proclamation from this date forward.



Kathleen Passidomo
President
The Florida Senate
December 6, 2022



Paul Renner
Speaker
The Florida House
of Representatives
December 6, 2022

Duly filed with and received by the Florida Department of State in Tallahassee this 6th day of December, 2022.

Cord Byrd
Secretary of State

INTRODUCTION AND REFERENCE OF BILLS INSIDE THE CALL

FIRST READING

By Senator Boyd—

SB 2-A—A bill to be entitled An act relating to property insurance; creating s. 215.5552, F.S.; creating the Florida Optional Reinsurance Assistance program (FORA), to be administered by the State Board of Administration; defining terms; authorizing eligible insurers to purchase reinsurance coverage under FORA; requiring the board to provide specified coverage layers; specifying coverage limits for each option; specifying requirements for reimbursement contracts between the board and FORA insurers; specifying the calculation of payout multiples and layer retentions; authorizing the board to inspect, examine, and verify certain records; specifying the calculation of premiums and requirements for the payment of premiums; providing construction relating to the claims-paying capacity of the Florida Hurricane Catastrophe Fund; specifying requirements and procedures if a FORA insurer becomes insolvent; providing construction relating to violations; authorizing the board to take legal actions and adopt rules, including emergency rules; providing legislative findings; specifying requirements and procedures for the appropriation of funds from the General Revenue Fund to provide reimbursements; requiring the board to submit annual reports to the Governor and the Legislature; providing for contingent expiration; amending s. 624.1551, F.S.; revising conditions that must be met for a claim for extracontractual damages in a civil remedy action against a property insurer; providing construction; amending s. 624.3161, F.S.; providing that property insurers may be subject to an additional market conduct examination by the Office of Insurance Regulation after a hurricane under certain circumstances; providing

requirements for such examination; amending s. 624.418, F.S.; adding specified grounds on which the office may suspend or revoke a property insurer's certificate of authority; amending s. 624.424, F.S.; adding information required to be reported by property insurers in their quarterly supplemental reports; amending s. 626.9373, F.S.; deleting a right to attorney fees for judgments or decrees against surplus lines insurers in suits arising under residential or commercial property insurance policies; amending s. 626.9541, F.S.; revising conditions for a certain unfair claim settlement practice by a property insurer; amending s. 627.351, F.S.; authorizing Citizens Property Insurance Corporation, if certain conditions are met, to consolidate its three separate accounts into a single Citizens account for all revenues, assets, liabilities, losses, and expenses of the corporation; specifying the corporation's authority, and requirements for and prohibited acts by the corporation, under the Citizens account; providing applicability; specifying requirements and procedures with respect to a deficit in the Citizens account; defining terms; providing requirements for the Florida Surplus Lines Service Office; revising requirements for the corporation's plan of operation; revising eligibility requirements for renewing coverage with the corporation for personal lines residential and commercial lines residential risks; providing construction; providing requirements relating to certain excess premium and investment income in the Citizens account; authorizing specified insurers to petition the office to qualify as limited apportionment companies; providing requirements for such companies; specifying disclosure requirements to applicants for coverage from the corporation if the Citizens account is established; providing that, for certain purposes, the corporation's rates for coverage may not be competitive with approved rates charged in the admitted voluntary market; requiring the office to provide certain information to the corporation; specifying annual rate increase limits for personal lines policies written on or after a specified date which do not cover a primary residence; defining the term "primary residence"; requiring the corporation to require the securing and maintenance of flood insurance as a condition of personal lines residential coverage; specifying requirements for such flood insurance coverage; specifying deadlines by which policyholders must secure and maintain flood insurance; revising eligibility requirements for coverage with the corporation when take-out offers are received by policyholders; specifying a burden of proof for corporation policyholders making claims for water damage; making technical changes; conforming provisions to changes made by the act; amending s. 627.3511, F.S.; conforming cross-references; amending s. 627.3518, F.S.; deleting a provision construing the eligibility for coverage with the corporation for certain applicants; conforming a provision to changes made by the act; amending s. 627.410, F.S.; requiring the office to re-examine certain policy forms of a property insurer under certain circumstances; specifying actions the office may take; amending s. 627.428, F.S.; deleting a right to attorney fees for judgments or decrees against insurers in suits arising under residential or commercial property insurance policies; amending s. 627.7011, F.S.; revising disclosure requirements relating to flood insurance for insurers issuing homeowners' policies; amending s. 627.70131, F.S.; revising requirements for insurers relating to acknowledging communications regarding claims, investigating claims, sending estimates of losses to policyholders, recordkeeping, and paying or denying claims; authorizing insurers to use specified methods in investigating losses; authorizing insurers to void insurance policies under certain circumstances; defining the term "factors beyond the control of the insurer"; specifying circumstances under which certain requirements are tolled; providing construction; amending s. 627.70132, F.S.; revising timeframes under which notices of claims, reopened claims, and supplemental claims under property insurance policies must be given to insurers or be barred; amending s. 627.70152, F.S.; revising applicability; deleting the definition of the term "amount obtained"; providing that certain prelitigation notices and documentation are not admissible as evidence in any proceeding; deleting provisions relating to the calculation of attorney fees; creating s. 627.70154, F.S.; specifying conditions that must be met for a property insurance policy to require mandatory binding arbitration; amending s. 627.7074, F.S.; deleting the right to attorney fees payable by insurers in the alternative procedure for resolution of disputed sinkhole insurance claims; conforming a provision to changes made by the act; amending s. 627.7142, F.S.; conforming provisions to changes made by the act; amending s. 627.7152, F.S.; prohibiting policyholders from assigning post-loss insurance benefits under residential or commercial property insurance policies issued on or after a specified date; providing construction; amending s. 627.7154, F.S.; revising duties of the office's Property Insurer Stability Unit; amending s. 631.252, F.S.; providing that a coverage continuation period for policies of an

insolvent property insurer may be extended by the office under specified circumstances; amending s. 768.79, F.S.; authorizing a property insurer in a breach of contract action to make a joint offer of judgment or settlement that is conditioned on the mutual acceptance of all joint offer-ees; providing an appropriation; providing effective dates.

—was referred to the Committees on Banking and Insurance; and Fiscal Policy.

By Senator Hutson—

SB 4-A—A bill to be entitled An act relating to disaster relief; amending s. 161.101, F.S.; authorizing the Department of Environmental Protection to waive or reduce match requirements for certain local governments; amending s. 194.032, F.S.; conforming provisions to changes made by the act; creating s. 197.3181, F.S.; providing definitions; authorizing the refund of ad valorem taxes for residential improvements rendered uninhabitable by certain hurricanes; providing procedures and requirements to receive a refund; requiring property appraisers and tax collectors to take certain actions; providing construction; providing retroactive applicability; providing for expiration; creating s. 197.3182, F.S.; providing for the extension and suspension of payments and discounts of certain taxes and assessments; providing for retroactive operation; providing for expiration; amending s. 252.37, F.S.; providing legislative intent; requiring the Division of Emergency Management and local governments to enter into certain agreements to receive specified funds; providing requirements for such agreements; providing for availability of funds; requiring the division to report progress on a certain timetable to specified parties; providing for expiration; creating s. 252.71, F.S.; providing definitions; providing for the organization and operation of the Florida Emergency Management Assistance Foundation within the division; providing for a board of directors; requiring the foundation to operate under a written contract with the division; specifying requirements for such contract; providing requirements for the governance, organization, and operations of the foundation; providing for the use of property, facilities, and personal services of the division by the foundation; requiring the submission of annual budgets and reports; requiring an annual audit; providing for future repeal; authorizing the Department of Revenue to adopt emergency rules; providing for the expiration of such authority; providing appropriations; requiring such appropriations to be spent in specified ways; requiring the Florida Housing Finance Corporation to coordinate with the division and the Department of Economic Opportunity for a specified purpose; creating the Hurricane Restoration Reimbursement Grant Program within the Department of Environmental Protection; providing purpose and eligibility requirements for such program; authorizing emergency rulemaking for the administration of such program; requiring the department to administer such program; providing requirements for such administration; providing for the expiration of such program; specifying that grants may only be used for reimbursement of specified costs; requiring cost-sharing; creating the Hurricane Stormwater and Wastewater Assistance Grant Program within the Department of Environmental Protection; providing purpose and eligibility requirements for such program; authorizing emergency rulemaking for the administration of such program; requiring the department to administer such program; providing requirements for such administration; providing for the expiration of such program; providing appropriations; requiring such appropriations be spent in a specified way; providing an effective date.

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

By Senator DiCeglie—

SB 6-A—A bill to be entitled An act relating to toll relief; requiring the Florida Turnpike Enterprise to establish a toll relief program for a specified timeframe; defining terms; specifying the requirements for eligibility for account credits under the program; appropriating funds for the Department of Transportation to reimburse the department, the Florida Turnpike Enterprise, and other Florida toll facilities and Florida toll facility entities for account credits issued under the program; requiring the department to ensure compliance with certain covenants;

prohibiting the department from using appropriated funds for specified purposes; authorizing the department to reimburse each Florida toll facility or Florida toll facility entity for the actual account credits issued, based on specified reports; requiring each Florida toll facility or Florida toll facility entity to submit certain documentation for reimbursement; providing for the reversion of unexpended funds; requiring the department to submit quarterly reports documenting specified reimbursements to the Governor and specified legislative entities; specifying the documentation to be submitted with the department's report; requiring the department to reconcile disbursements and transfers, to transfer interest earned to the General Revenue Fund, and to provide a quarterly report regarding reconciliation to the Governor and specified legislative entities; providing for expiration; providing an effective date.

—was referred to the Committee on Fiscal Policy.

REPORTS OF COMMITTEES

The Committee on Banking and Insurance recommends the following pass: SB 2-A

The Committee on Community Affairs recommends the following pass: SB 4-A

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

The Committee on Fiscal Policy recommends the following pass: SB 2-A; SB 4-A; SB 6-A

The bills were placed on the Calendar.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

VETOED BILLS 2022 REGULAR SESSION

Secretary Laurel Lee
Secretary of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

March 29, 2022

Dear Secretary Lee:

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 objection to CS/SB 102, enacted during the 124th Session of the Legislature of Florida, during Regular Session 2022 and entitled:

An act relating to Establishing the Congressional Districts of the State

As presented in both the primary and secondary maps enacted by the Legislature, Congressional District 5 violates the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution for the reasons set forth in the attached memorandum. Although I understand the Legislature's desire to comply with the Florida Constitution, the Legislature is not absolved of its duty to comply with the U.S. Constitution. Where the U.S. and Florida Constitutions conflict, the U.S. Constitution must prevail.

Accordingly, I withhold my approval of CS/SB 102 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

MEMORANDUM

To: Ron DeSantis, Governor of Florida
 From: Ryan Newman, General Counsel, Executive Office of the Governor
 Date: March 29, 2022
 Re: Constitutionality of CS/SB 102, An Act Relating to Establishing the Congressional Districts of the State

Congressional District 5 in both the primary and secondary maps enacted by the Legislature violates the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution because it assigns voters primarily on the basis of race but is not narrowly tailored to achieve a compelling state interest.

“Just as the State may not, absent extraordinary justification, segregate citizens on the basis of race in its public parks, buses, golf courses, beaches, and schools,” the U.S. Supreme Court has made clear that the State also “may not separate its citizens into different voting districts on the basis of race.” *Miller v. Johnson*, 515 U.S. 900, 911 (1995) (internal citations omitted). “When the State assigns voters on the basis of race,” the Court explained, “it engages in the offensive and demeaning assumption that voters of a particular race, because of their race, ‘think alike, share the same political interests, and will prefer the same candidates at the polls.’” *Id.* at 911-12 (quoting *Shaw v. Reno*, 509 U.S. 630, 647 (1993)).

For these reasons, the Court has interpreted the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution to prohibit state legislatures from using race as the “predominant factor motivating [their] decision to place a significant number of voters within or without a particular district,” *id.* at 916, unless they can prove that their “race-based sorting of voters serves a ‘compelling interest’ and is ‘narrowly tailored’ to that end.” *Cooper v. Harris*, 137 S. Ct. 1455, 1464 (2017) (citation omitted). That race was the predominant factor motivating a legislature’s line-drawing decision can be shown “either through circumstantial evidence of a district’s shape and demographics or more direct evidence going to legislative purpose.” *Miller*, 515 U.S. at 916.

Although non-adherence to traditional districting principles, which results in a non-compact, unusually shaped district, is relevant evidence that race was the predominant motivation of a legislature, such evidence is not required to establish a constitutional violation. “Race may predominate even when a reapportionment plan respects traditional principles, if [r]ace was the criterion that, in the State’s view, could not be compromised,” and race-neutral considerations ‘came into play only after the race-based decision had been made.’” *Bethune-Hill v. Va. State Bd. of Elections*, 137 S. Ct. 788, 798 (2017) (quoting *Shaw v. Hunt*, 517 U.S. 899, 907 (1996) (alteration in original)). “The racial predominance inquiry concerns the actual considerations that provided the essential basis for the lines drawn, not *post hoc* justifications the legislature in theory could have used but in reality did not.” *Id.* at 799. A legislature “could construct a plethora of potential maps that look consistent with traditional, race-neutral principles,” but “if race for its own sake is the overriding reason for choosing one map over others, race still may predominate.” *Id.* It is the “racial purpose of state action, not its stark manifestation,” that offends the Equal Protection Clause. *Miller*, 515 U.S. at 913.

In light of these well-established constitutional principles, the congressional redistricting bill enacted by the Legislature violates the U.S. Constitution. The bill contains a primary map and secondary map that include a racially gerrymandered district—Congressional District 5—that is not narrowly tailored to achieve a compelling state interest. See generally Fla. H.R. Comm. on Redist., recording of proceedings, at 0:00-2:55:19 (Feb. 25, 2022), <https://thefloridachannel.org/videos/2-25-22-house-redistricting-committee/> (committee presentation and discussion of the maps later passed by the Legislature).

In the secondary map, which was the original map reported out of the House Congressional Redistricting Subcommittee, District 5 is a sprawling district that stretches approximately 200 miles from East to West and cuts across eight counties to connect a minority population in Jacksonville with a separate and distinct minority population in Leon and Gadsden Counties. The district is not compact, does not conform to usual political or geographic boundaries, and is bizarrely shaped to include minority populations in western Leon County and Gadsden

County while excluding non-minority populations in eastern Leon County. Because this version of District 5 plainly subordinates traditional districting criteria to avoid diminishment of minority voting age population, there is no question that race was “the predominant factor motivating the legislature’s decision” to draw this district. *Miller*, 515 U.S. at 916.

District 5 in the Secondary Map

In response to federal constitutional concerns about the unusual shape of District 5 as it was originally drawn, and which is now reflected in the secondary map, the House Redistricting Committee drew a new version of District 5, which is reflected in the primary map. This configuration of the district is more compact but has caused the adjacent district—District 4—to take on a bizarre doughnut shape that almost completely surrounds District 5. The reason for this unusual configuration is the Legislature’s desire to maximize the black voting age population in District 5. The Chair of the House Redistricting Committee confirmed this motivation when he explained that the new District 5 was drawn to “protect[] a black minority seat in north Florida.” Fla. H.R. Comm. on Redist., recording of proceedings, at 19:15-19:26 (Feb. 25, 2022).

District 5 in the Primary Map

Despite the Legislature’s attempt to address the federal constitutional concerns by drawing a more compact district, the constitutional defect nevertheless persists. Where “race was the criterion that, in the State’s view, could not be compromised, and race-neutral considerations came into play only after the race-based decision had been made,” it follows that race was the predominant factor, even though the district otherwise respects traditional districting principles. *Bethune-Hill*, 137 S. Ct. at 798 (cleaned up).

Such was the case here. Even for the more compact district, the Legislature believed (albeit incorrectly) that the Florida Constitution required it to ensure “a black minority seat in north Florida.” Fla. H.R. Comm. on Redist., recording of proceedings, at 19:15-19:26 (Feb. 25, 2022). Specifically, according to the House Redistricting Chair, the primary map’s version of District 5 is the House’s “attempt at continuing to protect the minority group’s ability to elect a candidate of their choice.” *Id.* at 19:45-19:54. The Legislature thus used “an express racial target” for District 5 of a black voting age population sufficiently large to elect a candidate of its choice. *Bethune-Hill*, 137 S. Ct. at 800.

Because racial considerations predominated even in drawing the new District 5, the Legislature must satisfy strict scrutiny, the U.S. Supreme Court’s “most rigorous and exacting standard of constitutional review.” *Miller*, 515 U.S. at 920. And to satisfy strict scrutiny, the Legislature “must demonstrate that its districting legislation is nar-

rowly tailored to achieve a compelling interest.” *Id.* That, the Legislature cannot do.

There is no good reason to believe that District 5 needed to be drawn as a minority-performing district to comply with Section 2 of the Voting Rights Act (VRA), because the relevant minority group is not sufficiently large to constitute a majority in a geographically compact area. In the primary map, the black voting age population of District 5 is 35.32%, and even in the secondary map, with the racially gerrymandered, non-compact version of District 5, the black voting age population increases only to 43.48%. *Compare* Fla. Redist. 2022, H000C8019, <https://bit.ly/3uczOXb> (available at floridaredistricting.gov/pages/submitted-plans) (last visited Mar. 28, 2022), *with* Fla. Redist. 2022, H000C8015, <https://bit.ly/36hFRBB> (available at floridaredistricting.gov/pages/submitted-plans) (last visited Mar. 28, 2022). “When a minority group is not sufficiently large to make up a majority in a reasonably shaped district, § 2 simply does not apply.” *Cooper*, 137 S. Ct. at 1472 (citing *Bartlett v. Strickland*, 556 U.S. 1, 18-20 (2009) (plurality opinion)); *see also* *Thornburg v. Gingles*, 478 U.S. 30, 50 (1986) (explaining that one of the threshold conditions for proving vote dilution under Section 2 is that the minority group is “sufficiently large and geographically compact to constitute a majority”).

Nor is there good reason to believe that District 5 is required to be drawn to comply with Section 5 of the VRA. Section 5 is no longer operative now that the U.S. Supreme Court invalidated the VRA’s formula for determining which jurisdictions are subject to Section 5. *See Shelby Cnty. v. Holder*, 570 U.S. 529, 553-57 (2013); *see also Ala. Legis. Black Caucus v. Alabama*, 575 U.S. 254, 279 (2015) (suggesting that continued compliance with Section 5 may not remain a compelling interest in light of *Shelby County*). In any event, even before the coverage formula was invalidated, the State of Florida was not a covered jurisdiction subject to Section 5. *See In re Senate Joint Resolution of Legislative Apportionment 1176 (Apportionment I)*, 83 So. 3d 597, 624 (Fla. 2012). Only five counties in Florida were covered—Collier, Hardee, Hendry, Hillsborough, and Monroe—and none of them are in northern Florida where District 5 is located. *See id.*

The only justification left for drawing a race-based district is compliance with Article III, Section 20(a) of the Florida Constitution. But District 5 does not comply with this provision. Article III, Section 20(a) provides that “districts shall not be drawn with the intent or result of denying or abridging the equal opportunity of racial or language minorities to participate in the political process or to diminish their ability to elect representatives of their choice.” The Florida Supreme Court has noted that these “dual constitutional imperatives follow almost verbatim the requirements embodied in the Federal Voting Rights Act.” *Id.* at 619 (cleaned up). The first imperative, which prohibits districts that deny or abridge the equal opportunity of minority groups to participate in the political process, is modeled after Section 2 of the VRA, and the second imperative, which prohibits districts that diminish the ability of minority groups to elect representatives of their choice, is modeled after Section 5. *Id.* at 619-20.

Like the VRA, these provisions of the Florida Constitution “aim[] at safeguarding the voting strength of minority groups against both impermissible dilution and retrogression.” *Id.* at 620. Although judicial interpretation of the VRA is relevant to understanding the Florida Constitution’s non-dilution and non-diminishment provisions, the Florida Supreme Court nonetheless recognizes its “independent constitutional obligation” to interpret these provisions. *Id.* at 621.

Relevant here is the Florida Constitution’s non-diminishment requirement. Unlike Section 5 of the VRA, this requirement “applies to the entire state.” *Id.* at 620. Under this standard, the Legislature “cannot eliminate majority-minority districts or weaken other historically performing minority districts where doing so would actually diminish a minority group’s ability to elect its preferred candidates.” *Id.* at 625. The existing districts “serve[] as the ‘benchmark’ against which the ‘effect’ of voting changes is measured.” *Id.* at 624 (cleaned up). Where a voting change leaves a minority group “less able to elect a preferred candidate of choice” than the benchmark, that change violates the non-diminishment standard. *Id.* at 625 (internal quotation marks omitted); *see also id.* at 702 (Canady, C.J., concurring in part and dissenting in part) (noting that the dictionary definition of “diminish” means “to make less or cause to appear less” (citation omitted)).

The Florida Supreme Court has acknowledged that “a slight change in percentage of the minority group’s population in a given district does not necessarily have a cognizable effect on a minority group’s ability to elect its preferred candidate of choice.” *Id.* at 625. The minority population percentage in each district need not be “fixed” in perpetuity. *Id.* at 627. But where the reduction in minority population in a given district is more than “slight,” such that the ability of the minority population to elect a candidate of choice has been reduced (even if not eliminated), the Legislature has violated the Florida Constitution’s non-diminishment requirement as interpreted by the Florida Supreme Court.

Given these principles, there is no good reason to believe that District 5, as presented in the primary map, complies with the Florida Constitution’s non-diminishment requirement. The benchmark district contains a black voting age population of 46.20%, whereas the black voting age population of District 5 in the primary map is only 35.32%.¹ *Compare* Fla. Redist. 2022, FLCD2016, <https://bit.ly/3Iv6FEW> (available at floridaredistricting.gov/pages/submitted-plans) (last visited Mar. 28, 2022), *with* Fla. Redist. 2022, H000C8019, <https://bit.ly/3uczOXb> (available at floridaredistricting.gov/pages/submitted-plans) (last visited Mar. 28, 2022). This nearly eleven percentage point drop is more than slight, and while the House Redistricting Chair represented that the black population of the district could still elect a candidate of choice, *see* Fla. H.R. Comm. on Redist., recording of proceedings, at 59:44-1:00:17 (Feb. 25, 2022), there appears to be little dispute that the ability of the black population to elect such a candidate had nevertheless been reduced, *see id.* at 1:00:18-1:00:58 (noting that the benchmark district performed for the minority candidate of choice in 14 of 14 previous elections and that the new district would not perform for the minority candidate of choice in one-third of the same elections).

Moreover, the House Redistricting Chair claimed that the only criterion that mattered was whether the new district still performed at all. *See id.* at 1:06:09-1:06:30 (“It is not a diminishment unless the district does not perform.”); *see also id.* at 1:05:05-1:05:13 (“Is it less likely to perform? Honestly, I don’t know.”). But that view is plainly inconsistent with the Florida Supreme Court precedent described above, which prohibits any voting change that leaves a minority group “less able to elect a preferred candidate of choice.” *Apportionment I*, 83 So. 3d at 625 (internal quotation marks omitted). In sum, because the reduction of black voting age population is more than slight and because such reduction appears to have diminished the ability of black voters to elect a candidate of their choice, District 5 does not comply with the non-diminishment requirement of Article III, Section 20(a) of the Florida Constitution. Therefore, compliance with the Florida Constitution cannot supply the compelling reason to justify the Legislature’s use of race in drawing District 5 in the primary map.

In the secondary map, by contrast, District 5 complies with the Florida Constitution’s non-diminishment requirement, but in doing so, it violates the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution. The U.S. Supreme Court has warned that a “reapportionment plan that includes in one district individuals who belong to the same race, but who are otherwise widely separated by geographical and political boundaries, and who may have little in common with one another but the color of their skin, bears an uncomfortable resemblance to political apartheid.” *Shaw*, 509 U.S. at 647. As described earlier, District 5 in the secondary map does precisely this.

That the district is believed to be necessary to comply with the Florida Constitution’s non-diminishment requirement does not alone suffice to justify the use of race in drawing bizarre, non-compact district boundaries for the sole purpose of cobbling together disparate minority populations from across northern Florida to form a minority-performing district. Mere compliance with a state constitutional requirement to engage in race-based districting is not, without more, a compelling interest sufficient to satisfy strict scrutiny. The Fourteenth and Fifteenth Amendments to the U.S. Constitution and the VRA, which enforces the Fifteenth Amendment, exist to *prevent* states from engaging in racially discriminatory electoral practices. Indeed, one such weapon that states long used, and that the VRA was designed to combat, “was the racial gerrymander—the deliberate and arbitrary distortion of district boundaries for racial purposes.” *Id.* at 640 (cleaned up).

Here, the Florida Constitution’s non-diminishment standard would be satisfied only by a sprawling, non-compact district that spans 200 miles and repeatedly violates traditional political boundaries to join minority communities from disparate geographic areas. Such a district

is not narrowly tailored to achieve the compelling interest of protecting the voting rights of a minority community in a reasonably cohesive geographic area. As applied to District 5 in the secondary map, therefore, the Florida Constitution's non-diminishment standard cannot survive strict scrutiny and clearly violates the U.S. Constitution.

For the foregoing reasons, Congressional District 5 in both maps is unlawful.

¹ The benchmark district itself is a sprawling, non-compact racial gerrymander that connects minority communities from two distinct regions of the State; however, for purposes of this point, I assume that the district can be used as a valid benchmark against which to judge the new maps.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 24, 2022

Dear Secretary Byrd:

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 objection to Senate Bill 406 (SB 406), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Secured Transactions

If SB 406 were to become law and be given retroactive effect as the Legislature intends, it would unconstitutionally impair certain vested rights and contracts. See art. I, §§ 9, 10, Fla. Const. While the prospective policy reforms are sound this does not cure the legal infirmities of the legislation.

For this reason, I withhold my approval of Senate Bill 406 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 24, 2022

Dear Secretary Byrd:

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 Senate Bill 620 (CS/SB 620), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to the Local Business Protection Act

CS/SB 620 authorizes private, for-profit businesses to claim damages from a county or municipality if the county or municipality enacts or amends certain non-exempt ordinances or charter provisions that have the effect of reducing profits beyond the designated threshold.

Local governments do overstep their authority and unreasonably burden businesses through policies that range from the merely misguided to the politically motivated. Indeed, this was illustrated by the bizarre and draconian measures adopted by some local governments

during COVID-19, necessitating the state to overrule these edicts to protect freedom and opportunity for Floridians. Incredibly, this bill exempts compensating businesses due to "emergency" orders of local government. However, the broad and ambiguous language of the bill will lead to both unintended and unforeseen consequences and costly litigation.

Because of this, the better approach is to enact targeted preemption legislation when local governments act in a way that frustrates state policy and/ or undermines the rights of Floridians.

For the reasons stated above, I withhold my approval of CS/SB 620 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 24, 2022

Dear Secretary Byrd:

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 objection to Committee Substitute Senate Bill 1260 (CS/SB 1260), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Independent Hospital Districts

As Governor, I have approved local legislation for independent hospital districts. CS/SB 1260 intends to solve a priority of one independent hospital district through broad statewide policy changes, rather than through the local bill process. Florida's public hospitals serve our medically indigent population and support the state share of the low-income pool. Under these circumstances, each policy change to the governance structure of our independent hospital districts should be reviewed on a district-by-district basis.

For this reason, I withhold my approval of CS/SB 1260 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 24, 2022

Dear Secretary Byrd:

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 objection to Committee Substitute for Senate Bill 1382 (CS/CS/SB 1382), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Tax Administration

I appreciate the Department of Revenue and their efforts to protect the rights of taxpayers, and I understand the problem this bill seeks to address. Some of the provisions within the bill are already authorized in law, and I fully expect the Department to faithfully enforce those laws against anyone who would violate our tax code.

However, I have concerns that this bill may subject small businesses to additional administrative processes that could prove challenging in a year where the Biden Administration's policies have led to record inflation and economic turmoil.

For this reason, I withhold my approval CS/CS/SB 1382 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 24, 2022

Dear Secretary Byrd:

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 objection to Committee Substitute for Committee Substitute for Senate Bill 1796 (CS/CS/SB 1796), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Dissolution of Marriage

If CS/CS/SB 1796 were to become law and be given retroactive effect as the Legislature intends, it would unconstitutionally impair vested rights under certain preexisting marital settlement agreements. See art. I, § 10, Fla. Const.

For this reason, I withhold my approval of CS/CS/SB 1796 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 8, 2022

Dear Secretary Byrd:

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 objection to Senate Bill 2508, enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Environmental Resources

While the bill that was ultimately passed by the Legislature is an improvement over what was initially filed, SB 2508 still creates unnecessary and redundant regulatory hurdles that may compromise the

timely execution and implementation of Everglades restoration projects, water control plans and regulation schedules.

For this reason, I withhold my approval of SB 2508 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 2, 2022

Dear Secretary Byrd:

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 objection to Senate Bill 2512 (SB 2512), enacted during the 124th Session of the Legislature of Florida, during the Regular Session 2022 and entitled:

An act relating to Aircraft

The Legislature passed SB 2512, which in part, creates the executive aircraft pool for two new aircrafts that could be utilized by over 100 government officials, available 24/7, 365 days a year, requiring additional 17 staff positions within the Department of Management Services for the purpose of providing multiple state-owned aircrafts for executive air travel.

This is an inadvisable expense, especially under current economic conditions, and could have unintended consequences given the breath of the officials included in the authorization.

For this reason, I withhold my approval of SB 2512 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 2, 2022

Dear Secretary Byrd:

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 withhold my approval from the following specific appropriation contained within Senate Bill 2526 (lines 78-93):

(2) Beginning in the 2022-2023 fiscal year, and annually through the 2052-2053 fiscal year, the sum of \$20 million is appropriated and shall be transferred to the Board of Directors of the H. Lee Moffitt Cancer Center and Research Institute for construction and development of Moffitt's Pasco County life sciences park. Monies transferred to the Board of Directors of the H. Lee Moffitt Cancer Center and Research Institute pursuant to this subsection may be used to secure financing to pay costs related to the construction and development of Moffitt's Pasco County life sciences

park. Such financing may include the issuance of tax-exempt bonds or other forms of indebtedness by a local authority, municipality, or county pursuant to parts II and III of chapter 159. Such bonds shall not constitute state bonds for purposes of s. 11, Art. VII of the State Constitution, but shall constitute bonds of a local agency as defined in s. 92159.27(4).

I do hereby sign and transmit the remainder of Senate Bill 2526 enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Health

The Freedom First Budget provides \$100,000,000 to support the Florida Consortium of National Cancer Institute Centers Program, of which the H. Lee Moffitt Cancer Center and Research Institute is one of three eligible institutions. This funding represents an increase of \$37,771,257 over the previous year. I requested this additional funding because I am committed to enhancing Florida's competitiveness in cancer research and care at national and international levels to ensure that all Floridians have access to the highest quality of care.

However, I do not support the provision of funding that will tie the state to a long term, thirty-year commitment that inhibits budget flexibility. These state funds could be used to support more than \$300 million of bonding capacity that would impact the state's debt capacity without any state oversight.

For the reasons stated above, the \$20,000,000 appropriation contained in Senate Bill 2526 is hereby vetoed, and I hereby approve the remainder of the Act.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

EXECUTIVE BUSINESS

The following Executive Orders were filed with the Secretary:

SUSPENSION REPORTS

EXECUTIVE ORDER NUMBER 22-176 (Executive Order of Suspension)

WHEREAS, Article IV of the Florida Constitution vests the State's supreme executive power in the Governor and requires the Governor to take care that the laws of Florida are faithfully executed. *See* Art. IV, § 1(a), Fla. Const.; and

WHEREAS, in furtherance of the Governor's executive responsibility, the Governor may suspend from office any state officer not subject to impeachment for that officer's malfeasance, misfeasance, neglect of duty, drunkenness, incompetence, permanent inability to perform official duties, or commission of a felony. *See* Art. IV, § 7(a), Fla. Const.; and

WHEREAS, "neglect of duty" refers to "the neglect or failure on the part of a public officer to do and perform some duty or duties laid on him as such by virtue of his office or which is required of him by law." *Israel v. DeSantis*, 269 So. 3d 491, 496 (Fla. 2019) (quoting *State ex rel. Hardie v. Coleman*, 155 So. 129, 132 (Fla. 1934)). "It is not material whether the neglect be willful, through malice, ignorance, or oversight." *Id.*; and

WHEREAS, "incompetence" may arise from "gross ignorance of official duties or gross carelessness in the discharge of them," or from "lack of judgment and discretion." *Id.* (quoting *Coleman*, 155 So. at 133); and

WHEREAS, state attorneys are state officers constitutionally elected to serve as the prosecuting officers of all trial courts within each judicial circuit. *See* Art. V, § 17, Fla. Const.; and

WHEREAS, with respect to the prosecution of crimes in general, "the State acts exclusively through the offices of the state attorneys." *Cook v. State*, 921 So. 2d 631, 644 (Fla. 2d DCA 2005); and

WHEREAS, state attorneys are not subject to impeachment, *see* Art. III, § 17, Fla. Const., and thus are eligible for suspension by the Governor and removal by the Senate, *see* Art. IV, § 7(a), (b), Fla. Const.; and

WHEREAS, even though state attorneys have complete discretion in making the decision to prosecute a particular defendant, *Cleveland v. State*, 417 So. 2d 653, 654 (Fla. 1982), prosecutorial discretion requires a state attorney to make "case-specific" and "individualized" determinations as to whether the facts warrant prosecution. *Ayala v. Scott*, 224 So. 3d 755, 758-59 (Fla. 2017); and

WHEREAS, a state attorney's "blanket refusal" to enforce a criminal law is not an exercise of prosecutorial discretion but is "tantamount to a 'functional veto' of state law." *Id.* at 758 (discussing *Johnson v. Pataki*, 691 N.E.2d 1002, 1007 (N.Y. 1997)) (alteration omitted); and

WHEREAS, a state attorney's policy to "knowingly permit" criminal activity and "prefer no charges" constitutes "neglect of duty" under the Florida Constitution. *See State ex rel. Hardee v. Allen*, 172 So. 222, 223-24 (Fla. 1937) (concluding that the Governor's suspension of a Tampa prosecutor for "neglect of duty" was sufficiently based on the prosecutor's alleged unwillingness to prosecute gambling offenses); and

WHEREAS, a state attorney who contends that prosecutorial discretion may be used to disregard entire criminal laws demonstrates incompetence and gross ignorance of a state attorney's official duty to exercise discretion only on a "case-by-case" and "individualized" basis. *See Ayala*, 224 So. 3d at 759 (a state attorney's erroneous application of prosecutorial discretion "embodies, at best, a misunderstanding of Florida law"); and

WHEREAS, Andrew Warren is the State Attorney for the 13th Judicial Circuit of the State of Florida (hereafter, "Warren"); and

WHEREAS, Warren demonstrated his incompetence and willful defiance of his duties as a state attorney as early as June 2021, when he signed a "Joint Statement" with other elected prosecutors in support of gender-transition treatments for children and bathroom usage based on gender identity (attached hereto as Exhibit "A"). The statement read:

"[W]e pledge to use our discretion and not promote the criminalization of gender affirming healthcare or transgender people."

and

"Bills that criminalize safe and crucial medical treatments or the mere public existence of trans people do not promote public safety, community trust, or fiscal responsibility. They serve no legitimate purpose. As such, we pledge to use our settled discretion and limited resources on enforcement of laws that will not erode the safety and well-being of our community. And we do not support the use of scarce criminal justice and law enforcement resources on criminalization of doctors who offer medically necessary, safe, gender-affirming care to trans youth, parents who safeguard their child's health and wellbeing by seeking out such treatments, or any individuals who use facilities aligned with their gender identity."

and

"We are committed to ending this deeply disturbing and destructive criminalization of gender-affirming healthcare and transgender people."

WHEREAS, although the Florida Legislature has not enacted such criminal laws, these statements prove that Warren thinks he has authority to defy the Florida Legislature and nullify in his jurisdiction criminal laws with which he disagrees; and

WHEREAS, based on this fundamentally flawed and lawless understanding of his duties as a state attorney, Warren has acted as a law unto himself by instituting a policy during his current term of presumptive non-enforcement for certain criminal violations, including

trespassing at a business location, disorderly conduct, disorderly intoxication, and prostitution; and

WHEREAS, Warren has also instituted a policy during his current term against prosecuting crimes where the initial encounter between law enforcement and the defendant results from a non-criminal violation in connection with riding a bicycle or a pedestrian violation. This presumption of non-prosecution applies even to crimes of misdemeanor resisting arrest without violence—for example, fleeing from a law enforcement officer. The only exception to the policy is where there is a direct threat to public safety, such as where an individual has suffered physical harm or where a firearm is involved; and

WHEREAS, Warren’s policies of presumptive non-enforcement are not a proper exercise of prosecutorial discretion because they do not require “case-specific” and “individualized” determinations as to whether the facts warrant prosecution but instead are based on categorical exclusions of otherwise criminal conduct that is tantamount to rewriting Florida criminal law; and

WHEREAS, such policies have the effect of usurping the province of the Florida Legislature to define criminal conduct as well as the duties of other law enforcement officials in Hillsborough County to faithfully enforce violations of Florida criminal law; and

WHEREAS, Warren’s erroneous understanding of his duties recently culminated in his public declaration that he would not enforce criminal laws enacted by the Florida Legislature that prohibit providers from performing certain abortions to protect the lives of unborn children; and

WHEREAS, the majority of abortion procedures performed after 15 weeks’ gestation are dilation and evacuation procedures that involve the use of surgical instruments to crush and tear apart the unborn child, who is capable of feeling pain at this stage, before removing the remains of the dead child from the womb; and

WHEREAS, Florida’s criminal law prohibits partial-birth abortions, which are classified as second degree felonies and punishable by imprisonment of up to 15 years and monetary penalties. *See* §§ 782.34, 775.082(3)(d), and 775.083(1)(b), Fla. Stat. Partial-birth abortion is a late-term procedure where the unborn child is partially delivered, but the physician ends the child’s life by piercing the child’s head with scissors while the head is still in the mother’s womb; and

WHEREAS, Florida criminal law has also generally prohibited physicians from performing an abortion during the third trimester or after a fetus achieves viability. *See* §§ 390.0111, 390.01112, Fla. Stat. (2021); and

WHEREAS, on March 3, 2022, the Florida Legislature passed House Bill 5 (“HB 5”), entitled “Reducing Fetal and Infant Mortality,” which prohibits a physician from performing an abortion after a fetus reaches the gestational age of 15 weeks, with certain exceptions; and

WHEREAS, I signed HB 5 on April 14, 2022, it took effect on July 1, 2022, and it remains in full force and effect, *see State v. Planned Parenthood of Sw. & Cent. Fla.*, No. 1D22-2034, 2022 WL 2865900 (Fla. 1st DCA July 21, 2022) (declining to vacate automatic stay of preliminary injunction against HB 5); and

WHEREAS, a violation of Florida’s criminal law against certain abortions is, at a minimum, a felony of the third degree, punishable by imprisonment of up to five years and monetary penalties. *See* §§ 390.0111(10)(a), 775.082(3)(e), and 775.083(1)(c), Fla. Stat.; and

WHEREAS, the purpose and effect of Florida’s abortion laws are to protect women and their unborn children by punishing and deterring providers who perform unlawful abortions, rather than the women who may receive them; and

WHEREAS, on June 24, 2022, the Supreme Court of the United States overturned *Roe v. Wade*, 410 U.S. 113 (1973), and *Planned Parenthood of Southeastern Pa. v. Casey*, 505 U.S. 833 (1992), reaffirming that states may prohibit abortion through criminal laws passed by their elected representatives. *See Dobbs v. Jackson Women’s Health Organization*, 142 S. Ct. 2228 (2022); and

WHEREAS, in the wake of the Supreme Court’s decision in *Dobbs*, Warren publicly proclaimed in writing that he will not prosecute individuals who provide abortions in violation of Florida’s criminal laws to

protect the life of the unborn child. Specifically, Warren signed a “Joint Statement” dated June 24, 2022, and updated on July 25, 2022, with other elected prosecutors (attached hereto as Exhibit “B”), which stated:

“Criminalizing and prosecuting individuals who ... provide abortion care makes a mockery of justice; prosecutors should not be part of that.”

and

“Enforcing abortion bans runs counter to the obligations and interests we are sworn to uphold.”

and

“As such, we [the undersigned prosecutors] decline to use our offices’ resources to criminalize reproductive health decisions and commit to exercise our well-settled discretion and refrain from prosecuting those who ... provide, or support abortions.”

and

“Our legislatures may decide to criminalize personal healthcare decisions, but *we* remain obligated to prosecute only those cases that serve the interests of justice and the people.”

WHEREAS, Warren is the only state attorney in Florida who signed this statement, and he signed the statement in his official capacity as the “State Attorney, 13th Judicial Circuit (Tampa), Florida”; and

WHEREAS, Warren has thus clearly, unequivocally, and publicly declared that his office will not prosecute violations of Florida criminal laws that prohibit providers from performing certain abortions to protect the life of the unborn child; and

WHEREAS, the “Joint Statement” defines abortion as “a personal choice made by a pregnant person to terminate a pregnancy” and thus applies to any abortions, including late-term and partial-birth abortions; and

WHEREAS, Warren’s declared intent in the “Joint Statement” not to prosecute abortion crimes to achieve their purpose of protecting the lives of unborn children encourages not only the abortions recently prohibited by HB 5, but also late-term and partial-birth abortions that have long been banned under Florida’s criminal law; and

WHEREAS, Warren has effectively nullified these Florida criminal laws in the 13th Judicial Circuit, thereby eroding the rule of law, encouraging lawlessness, and usurping the exclusive role of the Florida Legislature to define criminal conduct. *See* Ex. B (“Our legislatures may decide to criminalize personal healthcare decisions, but *we* remain obligated to prosecute only those cases that serve the interests of justice and the people. Criminalizing and prosecuting individuals who seek or provide abortion care makes a mockery of justice; prosecutors should not be part of that.”); and

WHEREAS, in light of the strident representations of non-enforcement and open defiance of the Florida Legislature evident in the “Joint Statement,” there is no reason to believe that Warren will faithfully enforce the abortion laws of this State and properly exercise his prosecutorial discretion on a “case-specific” and “individualized” basis; and

WHEREAS, Warren’s declared refusal to prosecute abortion cases is alone sufficient to justify his suspension and removal for neglect of duty and incompetence; and

WHEREAS, Warren’s avowed refusal to enforce certain criminal laws on a non-individualized, category-wide basis of his choosing is a neglect of duty in violation of his oath of office to faithfully perform his duties as State Attorney for the 13th Judicial Circuit; and

WHEREAS, Warren’s neglect of duty is willful and intended to be a “functional veto” on the policies of the Florida Legislature; and

WHEREAS, Warren’s neglect of duty is not excused by prosecutorial discretion, because his blanket policies ensure that he will exercise no discretion at all in entire categories of criminal cases; and

WHEREAS, Warren’s public proclamations of non-enforcement further demonstrate his incompetence and lack of judgment arising from

his gross ignorance of his official duties to faithfully enforce the criminal law and to exercise discretion only on a case-by-case basis; and

WHEREAS, it is my duty as Governor to take care that the laws are faithfully executed by ensuring that all criminal violations remain eligible for prosecution throughout the State of Florida; and

WHEREAS, as a result of his open and notorious repudiation and nullification of Florida law, as well as his blatant defiance of the Florida Legislature, Warren can no longer be trusted to fulfill his oath of office and his duty to see that Florida law is faithfully executed; and

WHEREAS, it is in the best interests of the residents of the 13th Judicial Circuit that they immediately have a new state attorney who will faithfully execute Florida's criminal laws and exercise prosecutorial discretion to do justice on a case-by-case, fact-specific basis in accordance with Florida law; and

NOW, THEREFORE, I, RON DESANTIS, Governor of Florida, pursuant to the Constitution and the laws of the State of Florida, do hereby find, and for the purposes of Article IV, section 7 of the Florida Constitution, determine as follows:

- A. Andrew Warren is, and at all material times was, the State Attorney for the 13th Judicial Circuit of Florida.
- B. The office of state attorney is within the purview of the suspension powers of the Governor, pursuant to Article IV, section 7 of the Florida Constitution.
- C. The actions and omissions of Andrew Warren as referenced above constitute "neglect of duty" and "incompetence" for the purposes of Article IV, section 7 of the Florida Constitution.
- D. If, after execution of this suspension, additional facts are discovered that illustrate further neglect of duty, incompetence, or other constitutional grounds for suspension of Andrew Warren, this Executive Order may be amended to allege those additional facts.

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. Andrew Warren is hereby suspended from the public office that he now holds, to wit: State Attorney for the 13th Judicial Circuit of Florida.

Section 2. Andrew Warren is hereby prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until a further executive order is issued, or as otherwise provided by law.

Section 3. As of the signing of this Executive Order, the Hillsborough County Sheriff's Office, assisted by other law enforcement agencies as necessary, is requested to: (i) assist in the immediate transition of Andrew Warren from the Office of the State Attorney for the 13th Judicial Circuit of Florida, with access only to retrieve his personal belongings; and (ii) ensure that no files, papers, documents, notes, records, computers, or removable storage media are removed from the Office of the State Attorney for the 13th Judicial Circuit of Florida by Andrew Warren or any of his staff.

Section 4. The Honorable Susan Lopez, County Court Judge of the 13th Judicial Circuit in and for Hillsborough County, is hereby appointed forthwith, effective August 4, 2022, to fill the position of State Attorney for the 13th Judicial Circuit of Florida in accordance with Article IV, section 7, subsection (a) of the Florida Constitution for the duration of the suspension.



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 4th day of August, 2022.

Ron DeSantis
GOVERNOR

ATTEST:
Cord Byrd
SECRETARY OF STATE

Mr. Andrew Warren
c/o Mr. David B. Singer, Esquire
Shumaker, Loop & Kendrick, LLP
Bank of America Plaza
101 E. Kennedy Boulevard, Suite 2800
Tampa, FL 33602

August 15, 2022

VIA CERTIFIED MAIL

RE: Executive Order of Suspension, Exec. Order No. 22-176

Dear Mr. Warren:

The Florida Senate has received Executive Order 22-176 in which the Governor has suspended you from office as State Attorney of the 13th Judicial Circuit. Pursuant to Article IV, s. 7(b) of the Florida Constitution, the Florida Senate may either remove you from office or reinstate you to office.

You have a right to a hearing conducted in accordance with Part V, Chapter 112, Florida Statutes and Senate Rule 12. If you wish to have a hearing, please request the hearing in writing. In order for the Senate to comply with the timeline contemplated in Senate Rule 12, please submit your request for a hearing within 15 days of receipt of this letter.

If you request a hearing, you will receive a Notice of Hearing before a Special Master or committee containing the date, time, and location of the hearing. If you do not wish to have a hearing, you may submit your written resignation to the Governor's Office. If you tender your resignation, please provide a copy of your resignation to the Office of the Senate Secretary.

Alternatively, should you elect to initiate a court challenge, please notify the Office of the Senate Secretary. Senate Rule 12.9 states, in relevant part, that the Senate process shall be held in abeyance and the matter shall not be considered by the Senate until final determination of a court challenge and the exhaustion of all appellate remedies. As such, upon the initiation of a court challenge, the matter of your reinstatement or removal from office by the Florida Senate will be held in abeyance by President Simpson until a final determination in the litigation has been rendered.

To learn more about the Senate process, or to access applicable statutes and rules, please visit <http://www.flsenate.gov/Session/ExecutiveSuspensions>.

To ensure timely correspondence, until you receive a notice of final action on this matter, it is your responsibility to make sure that the Senate has your correct contact information.

If you have any questions concerning this notice, please contact the undersigned.

Respectfully,

Debbie Brown
Secretary

Mr. Andrew H. Warren
c/o Mr. David B. Singer, Esquire
Shumaker, Loop & Kendrick, LLP
Bank of America Plaza
101 E. Kennedy Boulevard, Suite 2800
Tampa, FL 33602

August 17, 2022

VIA CERTIFIED MAIL

RE: Executive Order of Suspension, Exec. Order No. 22-176

Dear Mr. Warren:

As noted in our prior correspondence, the Senate's process for acting on the matter of your reinstatement to or removal from office is governed by Part V, Chapter 112, Florida Statutes and Senate Rule 12. Senate Rule 12.9 states, in relevant part, that the Senate process shall be held in abeyance and the matter shall not be considered by the

Senate until final determination of a court challenge and the exhaustion of all appellate remedies.

Given the challenge initiated today in federal court, President Simpson has directed me to inform you the matter of your reinstatement or removal from office by the Florida Senate is now held in abeyance.

The Senate respectfully requests your counsel keep Mr. Rey appraised as to the progress of the aforementioned litigation. Senate Rules provide the President discretion to proceed if he determines due process requires the Senate to move forward.

If you have any questions concerning this correspondence, please contact the undersigned.

Respectfully,

Debbie Brown
Secretary

EXECUTIVE ORDER NUMBER 22-202
(Executive Order of Suspension)

WHEREAS, article IV of the Florida Constitution vests the State’s “supreme executive power” in the Governor and requires the Governor to “take care” that the laws of Florida are faithfully executed. Art. IV, § 1(a), Fla. Const.; and

WHEREAS, in furtherance of the Governor’s executive responsibility, the Governor “may suspend from office . . . any county officer . . . for malfeasance, misfeasance, neglect of duty, drunkenness, incompetence, permanent inability to perform official duties, or commission of a felony.” Art. IV, § 7(a), Fla. Const.; and

WHEREAS, a district school board member is a “county officer” subject to the Governor’s suspension power. *In re Advisory Opinion to Governor-Sch. Bd. Member-Suspension Auth.*, 626 So. 2d 684, 690 (Fla. 1993) (finding that “a district school board member is a ‘county’ officer” subject to gubernatorial suspension); and

WHEREAS, “malfeasance” refers to “evil conduct or an illegal deed, the doing of that which one ought not to do, the performance of an act by an officer in his official capacity that is wholly illegal and wrongful, which he has no right to perform or which he has contracted not to do.” *State ex rel. Hardie v. Coleman*, 155 So. 129, 132 (Fla. 1934); and

WHEREAS, “misfeasance” refers to “the performance by an officer in his official capacity of a legal act in an improper or illegal manner.” *Id.*; and

WHEREAS, “neglect of duty” refers to “the neglect or failure on the part of a public officer to do and perform some duty or duties laid on him as such by virtue of his office or which is required of him by law.” *Israel v. DeSantis*, 269 So. 3d 491, 496 (Fla. 2019) (quoting *Coleman*, 155 So. at 132). “It is not material whether the neglect be willful, through malice, ignorance, or oversight.” *Id.* (quoting *Coleman*, 155 So. at 132); and

WHEREAS, “incompetence” may arise from “gross ignorance of official duties or gross carelessness in the discharge of them” or from “lack of judgment and discretion.” *Id.* (quoting *Coleman*, 155 So. at 133); and

WHEREAS, district school board members are constitutionally elected as provided by law to “operate, control and supervise all free public schools within the school district.” Art. IX, § 4(b), Fla. Const.; see § 1001.32(2), Fla. Stat. (same); and

WHEREAS, a district school superintendent not subject to election is “employed by the district school board” as provided by law. Art. IX, § 5, Fla. Const.; and

WHEREAS, all public schools within a school district are under the direction and control of the district school board, with the district school superintendent serving as the executive officer. See § 1001.33, Fla. Stat.; and

WHEREAS, district school boards are “responsib[le] for the actual operation and administration of all schools needed within the districts in conformity with rules and minimum standards prescribed by the state.” § 1001.30, Fla. Stat.; and

WHEREAS, the State of Florida requires district school boards to pay “proper attention to health, safety, and other matters relating to the welfare of students.” § 1001.42(8)(a), Fla. Stat.; and

WHEREAS, to that end, state law places various duties on district school boards to promote the health, safety, and welfare of students—including duties related to the supervision of district school superintendents and the planning, maintenance, protection, and construction of school property. See, e.g., § 1001.41(5), Fla. Stat. (“The district school board, after considering recommendations submitted by the district school superintendent, shall . . . [p]erform duties and exercise those responsibilities that are assigned to it by law or by rules . . . and, in addition thereto, those that it may find to be necessary for the improvement of the district school system in carrying out the purposes and objectives of the education code.”); § 1001.42(4)(c), Fla. Stat. (district school board is responsible for “[a]dopt[ing] and provid[ing] for the execution of plans for the establishment, organization, and operation of the schools of the district, including, but not limited to, . . . [p]rovid[ing] adequate educational facilities for all children”); § 1001.42(11)(b)6-.8., Fla. Stat. (district school board is responsible for “[a]pprov[ing] plans for locating, planning, constructing, sanitating, insuring, maintaining, protecting, and condemning school property,” including “[p]rovid[ing] for the proper supervision of construction,” “[m]ak[ing] or contract[ing] for additions, alterations, and repairs on buildings and other school properties,” and “[e]nsur[ing] that all plans and specifications for buildings provide adequately for the safety and well-being of students, as well as for economy of construction”); § 1001.42(11)(c), Fla. Stat. (district school board is responsible for “[p]rovid[ing] adequately for the proper maintenance and upkeep of school plants, so that students may attend school without sanitary or physical hazards, and provide for the necessary heat, lights, water, power, and other supplies and utilities necessary for the operation of the schools”); and

WHEREAS, state law similarly places various duties on the district school superintendent. See, e.g., § 1001.51(6), (10)-(11), Fla. Stat. (district school superintendent is responsible for “[r]ecommend[ing] the establishment, organization, and operation of such schools, classes, and services as are needed to provide adequate educational opportunities for all children in the district,” “[r]ecommend[ing] plans, and execut[ing] such plans as are approved, regarding all phases of the school plant program,” and “[r]ecommend[ing] measures to the district school board to assure adequate educational facilities throughout the district”); and

WHEREAS, the district school superintendent is “[r]esponsib[le] for the administration and management of the schools and for the supervision of instruction in the district.” § 1001.32(3), Fla. Stat.; and

WHEREAS, Patricia Good (“Good”), Donna Korn (“Korn”), Ann Murray (“Murray”), and Laurie Rich Levinson (“Levinson”) are all members of the School Board of Broward County (“the Board”); and

WHEREAS, Murray has served on the Board since 2008, and her current term expires this year; Good and Levinson have served since 2010, but Good’s current term expires in 2024 and Levinson’s expires this year; and Korn has served since 2012, and her current term expires this year; and

WHEREAS, Robert Runcie (“Runcie”) was employed by and is the former Superintendent of the Broward County Public Schools; and

WHEREAS, Barbara Myrick (“Myrick”) was employed by and is the former General Counsel of the Broward County Public Schools; and

WHEREAS, the Twentieth Statewide Grand Jury was convened in the aftermath of the tragic Marjory Stoneman Douglas High School shooting; and

WHEREAS, the Order Directing Impanelment of the Twentieth Statewide Grand Jury, issued by the Florida Supreme Court on February 25, 2019, asked the Grand Jury to examine four issues: (a) whether refusal or failure to follow the mandates of school-related safety laws, such as the Marjory Stoneman Douglas Public Safety Act, results in unnecessary and avoidable risk to students across the state; (b)

whether public entities committed—and continue to commit—fraud and deceit by accepting state funds conditioned on implementation of certain safety measures while knowingly failing to act; (c) whether school officials committed—and continue to commit—fraud and deceit by mismanaging, failing to use, and diverting funds from multimillion-dollar bonds specifically solicited for school safety initiatives; and (d) whether school officials violated—and continue to violate—state law by systemically underreporting incidents of criminal activity to the Department of Education; and

WHEREAS, on April 16, 2021, the Twentieth Statewide Grand Jury issued its Final Report (attached hereto and incorporated by reference as Exhibit “A”), but the Report was sealed and thus unavailable to the public; and

WHEREAS, the Twentieth Statewide Grand Jury’s Final Report was unsealed and released to the public on August 19, 2022; and

WHEREAS, the Twentieth Statewide Grand Jury, after conducting an in-depth investigation, examining records obtained from numerous sources, and questioning numerous witnesses, found in its Final Report that School Board Members Good, Korn, Murray, and Levinson each committed malfeasance, misfeasance, neglect of duty, and incompetence in mismanaging the SMART Program, a multimillion-dollar bond specifically solicited for school safety and renovation initiatives, among other things; and

WHEREAS, the Twentieth Statewide Grand Jury found in its Final Report that the Board was aware of serious problems with the SMART Program, including Runcie’s inability or unwillingness to manage those problems, and that it fell to the Board to exercise its powers to resolve the problems, namely: (1) the power to hire, fire, evaluate, and contract with subordinate leaders and managers, including Runcie and Myrick; (2) the power to approve and ratify the yearly budget; and (3) the power to write policy; and

WHEREAS, Runcie and Myrick were both indicted for felonies related to their appearances before the Twentieth Statewide Grand Jury; and

WHEREAS, the Twentieth Statewide Grand Jury found in its Final Report that although the criminal transgressions of Runcie and Myrick are not the fault of the Board, the permissive atmosphere that the Board created for its former employees, coupled with the Board’s unwillingness to hold Runcie, Myrick, and other employees accountable, emboldened their unacceptable behavior as detailed in the Final Report; and

WHEREAS, the Twentieth Statewide Grand Jury found in its Final Report numerous failures of the Board related to their oversight of school board personnel, including Runcie, and the SMART Program; and

WHEREAS, the Twentieth Statewide Grand Jury found in its Final Report that the Board, through fraud and deceit, has mismanaged the SMART Program and will continue to mismanage that program if nothing changes; and

WHEREAS, for example, the Final Report found that the SMART projects “which were clearly and specifically promised in 2014 by [District] officials to be completed by the end of 2021 at a cost of \$987 million are now estimated to be completed in 2025 at a cost of approximately \$1.462 billion”; and

WHEREAS, the Final Report further found that “the overall pattern of the last seven years is clear: District leadership—guided by a woefully inaccurate scope of work from 2014—continues year after year to sail SMART Program projects into storm after storm”; and

WHEREAS, the Final Report observed that school district personnel had been aware “that the roofing prices [for SMART Program projects] were fatally flawed since 2016,” but “[w]hat is unclear to [the Twentieth Statewide Grand Jury] is how Superintendent Runcie and the Board can claim they are not aware of this fact in 2021”; and

WHEREAS, the Final Report noted that, as late as September 2020, “the Board ha[d] not taken any substantive action, or directed Superintendent Runcie to take substantive action to address the problems in the Building Department”; and

WHEREAS, the Final Report found that a safety-related fire alarm that could have possibly saved lives at the Marjory Stoneman Douglas High School “was and is such a low priority that it remains uninstalled at multiple schools” in Broward County; and

WHEREAS, the Final Report concluded that “students continue to be educated in unsafe, aging, decrepit, moldy buildings that were supposed to have been renovated years ago” and that the “Board cannot continue to give the District a blank check to incompetently manage these SMART Program projects”; and

WHEREAS, based on its findings, the Twentieth Statewide Grand Jury has recommended that the Governor immediately suspend School Board Members Good, Korn, Murray, and Levinson from public office; and

WHEREAS, based on its findings, the Twentieth Statewide Grand Jury does not recommend that the Governor suspend any other current Board Members; and

WHEREAS, School Board Members Good, Korn, Murray, and Levinson were on the Board from the beginning of the SMART Program and were responsible for the management of the Program, the conduct of school board personnel, and the safety and well-being of the students of the Broward County Public Schools; and

WHEREAS, School Board Members Good, Korn, Murray, and Levinson have failed their responsibilities and duties to the parents and students of the Broward County Public Schools due to their failure, as described in the Twentieth Statewide Grand Jury’s Final Report, to adequately oversee the management of the SMART Program, to supervise school board personnel, and to protect the students of the Broward County Public Schools; and

WHEREAS, as found in the Twentieth Statewide Grand Jury’s Final Report, the gross mismanagement of the SMART Program by School Board Members Good, Korn, Murray, and Levinson occurred in part during their current terms in office and constitutes malfeasance, misfeasance, neglect of duty, and incompetence in violation of their oath of office to “faithfully perform the[ir] duties” as School Board Members. See art. II, § 5(b), Fla. Const.; and

WHEREAS, due to their malfeasance, misfeasance, neglect of duty, and incompetence, School Board Members Good, Korn, Murray, and Levinson can no longer demonstrate the qualifications necessary to meet their duties in office; and

WHEREAS, it is in the best interests of the residents and students of Broward County, and the citizens of the State of Florida, that School Board Members Good, Korn, Murray, and Levinson be immediately suspended from public office.

NOW, THEREFORE, I, RON DESANTIS, Governor of Florida, pursuant to the Constitution and the laws of the State of Florida, do hereby find, and for the purposes of article IV, section 7 of the Florida Constitution, determine as follows:

A. Patricia Good, Donna Korn, Ann Murray, and Laurie Rich Levinson are, and at all material times were, members of the School Board of Broward County.

B. The office of district school board member is within the purview of the suspension powers of the Governor, pursuant to article IV, section 7 of the Florida Constitution.

C. The actions and omissions of School Board Members Patricia Good, Donna Korn, Ann Murray, and Laurie Rich Levinson, as referenced above and as detailed in the Twentieth Statewide Grand Jury’s Final Report, which has been attached hereto and incorporated by reference, occurred in part during their current terms in office and constitute “malfeasance,” “misfeasance,” “neglect of duty,” and “incompetence” for the purposes of article IV, section 7 of the Florida Constitution.

D. If, after execution of this suspension, additional facts are discovered that illustrate further malfeasance, misfeasance, neglect of duty, incompetence, or other constitutional grounds for suspension of School Board Members Patricia Good, Donna Korn, Ann Murray, and

Laurie Rich Levinson, this Executive Order may be amended to allege those additional facts.

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. Patricia Good, Donna Korn, Ann Murray, and Laurie Rich Levinson are each hereby suspended from the public office that they now hold, to wit: Member of the School Board of Broward County.

Section 2. Patricia Good, Donna Korn, Ann Murray, and Laurie Rich Levinson are each hereby prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until a further executive order is issued, or as otherwise provided by law.

Section 3. As of the signing of this Executive Order, the Broward County Sheriff's Office, assisted by other law enforcement agencies as necessary, is requested to: (i) assist in the immediate transition of Patricia Good, Donna Korn, Ann Murray, and Laurie Rich Levinson from the School Board of Broward County, with access only to retrieve their personal belongings; and (ii) ensure that no files, papers, documents, notes, records, computers, or removable storage media are removed from the School Board of Broward County or the Broward County Public Schools by the suspended individuals or any of their staff.



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, this 26th day of August, 2022.

Ron DeSantis
GOVERNOR

ATTEST:
Cord Byrd
SECRETARY OF STATE

November 22, 2022

Ms. Patricia Good
9521 SW 6th Street
Pembroke Pines, FL 33025
goodforschoolboard@yahoo.com

VIA CERTIFIED MAIL

RE: Executive Order of Suspension, Exec. Order No. 22-202

Dear Ms. Good:

Earlier today, pursuant to Section 3 of Article III of Florida's Constitution, the Senate formally organized for the 2022-24 Legislative Term and elected Senator Kathleen Passidomo as Senate President. I am directed by the President to contact you regarding Executive Order 22-202 in which the Governor suspended you from office as a member of the Broward County School Board.

Pursuant to Article IV, s. 7(b) of the Florida Constitution, the Florida Senate may either remove you from office or reinstate you to office. You have a right to a hearing conducted in accordance with Part V, Chapter 112, Florida Statutes and Senate Rule 12. If you wish to have a hearing, please request the hearing in writing. In order for the Senate to comply with the timeline contemplated in Senate Rule 12, please submit your request for a hearing within 15 days of receipt of this letter.

If you request a hearing, you will receive a Notice of Hearing before a Special Master or committee containing the date, time, and location of the hearing. If you do not wish to have a hearing, you may submit your written resignation to the Governor's Office. If you tender your resignation, please provide a copy of your resignation to the Office of the Senate Secretary.

Alternatively, should you elect to initiate a court challenge, please notify the Office of the Senate Secretary. Senate Rule 12.9 states, in relevant part, that the Senate process shall be held in abeyance and the matter shall not be considered by the Senate until final determination of a court challenge and the exhaustion of all appellate remedies. As such, upon the initiation of a court challenge, the matter of your reinstatement or removal from office by the Florida Senate will be held in abeyance by President Passidomo until final determination in the litigation has been rendered.

To learn more about the Senate process, or to access applicable statutes and rules, please visit <http://www.flsenate.gov/Session/ExecutiveSuspensions>.

To ensure timely correspondence, until you receive a notice of final action on this matter, it is your responsibility to make sure that the Senate has your correct contact information.

If you have any questions concerning this notice, please contact the undersigned.

Respectfully,

Tracy Cantella
Secretary

Patricia Good
9521 SW 6 Street
Pembroke Pines, FL 33025

Governor Ron DeSantis
400 S. Monroe Street
Tallahassee, FL 32399
(Email)
GovernorRon.DeSantis@eog.myflorida.com

Dear Governor DeSantis:

I write to inform you that effective Wednesday, November 9, 2022, I am resigning from my position of District 2 School Board Member from the Broward County School Board. It has been my honor to be elected to serve this community since 2010. I have supported public education my entire life and continue to believe in my heart that education is the true equalizer in life that allows every child a chance to achieve their goals and dreams.

Sincerely,
Patricia Good

November 28, 2022

Ms. Patricia Good
9521 SW 6th Street
Pembroke Pines, FL 33025
goodforschoolboard@yahoo.com

VIA EMAIL & CERTIFIED MAIL

RE: Executive Order of Suspension, Exec. Order No. 22-202

Dear Ms. Good:

I previously wrote to you on November 22, 2022, regarding Executive Order 22-202 in which the Governor suspended you from office as a member of the Broward County School Board. In that letter, I informed you of your right to a hearing regarding this suspension in accordance with Part V, Chapter 112, Florida Statutes and Senate Rule 12. Alternatively, I informed you that you may submit your written resignation to the Governor's Office if you did not wish to have a hearing.

I have received your correspondence dated November 27, 2022, in which you enclosed your written resignation from the Broward County School Board to the Governor, dated November 9, 2022. Based on your

resignation, there is no further action required by the Senate on this suspension and the matter is closed.

If you have any questions concerning this notice, please contact the undersigned.

Respectfully,

Tracy Cantella
Secretary

[This matter having been resolved was closed.]

November 22, 2022

Ms. Donna Korn
13360 SW 36th Court
Davie, FL 33330
dkorn@bellsouth.net

VIA CERTIFIED MAIL

RE: Executive Order of Suspension, Exec. Order No. 22-202

Dear Ms. Korn:

The Florida Senate received Executive Order 22-202 in which the Governor suspended you from office as a member of the Broward County School Board.

Your term of office having expired, there is no further action required by the Senate on this suspension, and the matter is closed.

If you have any questions concerning this notice, please contact the undersigned.

Respectfully,

Tracy Cantella
Secretary

[Donna Korn's term having expired prior to Senate action, this matter was closed.]

November 22, 2022

Ms. Laurie Rich Levinson
142 SW 127th Terr.
Plantation, FL 33325
electlaurierichlevinson@gmail.com

VIA CERTIFIED MAIL

RE: Executive Order of Suspension, Exec. Order No. 22-202

Dear Ms. Rich Levinson:

The Florida Senate received Executive Order 22-202 in which the Governor suspended you from office as a member of the Broward County School Board.

Your term of office having expired, there is no further action required by the Senate on this suspension, and the matter is closed.

If you have any questions concerning this notice, please contact the undersigned.

Respectfully,

Tracy Cantella
Secretary

[Laurie Rich Levinson's term having expired prior to Senate action, this matter was closed.]

November 22, 2022

Ms. Ann Murray
c/o Peter T. Patanzo
Benjamin, Aaronson, Edinger, & Patanzo, PA
305 N.E. 1st St.
Gainesville, FL 32601
ppatanzo@benjaminaronson.com

VIA CERTIFIED MAIL

RE: Executive Order of Suspension, Exec. Order No. 22-202

Dear Ms. Murray:

The Florida Senate received Executive Order 22-202 in which the Governor suspended you from office as a member of the Broward County School Board.

Your term of office having expired, there is no further action required by the Senate on this suspension, and the matter is closed.

If you have any questions concerning this notice, please contact the undersigned.

Respectfully,

Tracy Cantella
Secretary

[Ann Murray's term having expired prior to Senate action, this matter was closed.]

EXECUTIVE ORDER NUMBER 22-215
(Executive Order of Suspension)

WHEREAS, Article IV, Section 7(a) of the Florida Constitution provides that the Governor may suspend from office any county officer for commission of a felony; and

WHEREAS, Jose Angel Martinez is presently serving as a County Commissioner for Miami-Dade County, Florida, District 11, having been elected in 2016 to serve a four-year term and reelected in 2020; and

WHEREAS, on August 30, 2022, an Information was issued against Martinez for the felony charges of unlawful compensation for official behavior, in violation of section 838.016(1), Florida Statutes, and conspiracy to commit unlawful compensation, in violation of section 838.016 and section 777.04(3), Florida Statutes; and

WHEREAS, the above violations constitute felonies in the second and third degree, respectively; and

WHEREAS, it is in the best interests of the residents of Miami-Dade County, and the citizens of the State of Florida, that Martinez be immediately suspended from the public office that he now holds, upon the grounds set forth in this Executive Order.

NOW, THEREFORE, I, RON DESANTIS, Governor of Florida, pursuant to Article IV, Section 7(a), find as follows:

- A. Jose Angel Martinez is, and at all times material hereto was, County Commissioner, District 11, Miami-Dade County, Florida.
- B. The office of County Commissioner, District 11, Miami-Dade County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7(a).
- C. The Information alleges that Jose Angel Martinez has committed felony acts in violation of the Laws of Florida. This suspension is predicated upon the attached Information, which is incorporated as if fully set forth 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. Jose Angel Martinez is suspended from the public office that he now holds, to wit: County Commissioner, District 11, Miami-Dade County, Florida.

Section 2. Jose Angel Martinez 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.

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.

See Rule 1.7(3)—Resignation of the President.

1.2—The President calls the Senate to order; informal recess

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**.

See Rule 6.2(1)(c)—Motion to recess.

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) The President is authorized to incur and approve travel and per diem expenses for sessions of the Legislature. The President shall as-



IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, Florida, this 20th day of September, 2022.

Ron DeSantis
GOVERNOR

ATTEST:

Cord Byrd

SECRETARY OF STATE

November 22, 2022

Mr. Jose A. Martinez
2600 South Douglas Road, Suite 900
Coral Gables, FL 33134
jose@riescoandcompany.com

VIA CERTIFIED MAIL

RE: Executive Order of Suspension, Exec. Order No. 22-215

Dear Mr. Martinez:

Earlier today, pursuant to Section 3 of Article III of Florida's Constitution, the Senate formally organized for the 2022-24 Legislative Term and elected Senator Kathleen Passidomo as Senate President. I am directed by the President to contact you regarding Executive Order 22-215 in which the Governor suspended you from office as a member of the Miami Dade County Commission.

Pursuant to Article IV, s. 7(b) of the Florida Constitution, the Florida Senate may either remove you from office or reinstate you to office. You have a right to a hearing conducted in accordance with Part V, Chapter 112, Florida Statutes and Senate Rule 12.

However, Senate Rule 12.9(2) requires all inquiry, investigation, or hearings be held in abeyance and not be considered by the Senate until pending charges are dismissed or until final determination of the criminal charges is rendered, including the exhaustion of all appellate remedies. Given the criminal charges against you, this matter will be held in abeyance by President Passidomo pursuant to Senate Rule 12.9(2).

At the conclusion of the pending criminal matter, should you wish to have a hearing, please submit a written request to the Office of the Senate Secretary. To ensure timely correspondence, until you receive a notice of final action on this matter, it is your responsibility to make sure that the Senate has your correct contact information.

If you have any questions concerning this notice, please contact the undersigned.

Respectfully,

Tracy Cantella
Secretary

sign 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, ad hoc committees, 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 nay votes, 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.

See Rule 1.1(4)—Part One—Senate Officers.

(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:

- (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 or third (3rd) reading;
- (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—Written 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 and reference

(1) 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.

(2) 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.

(3) 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.

(4) 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 4.31.

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; post-meeting record of missed 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; the public trust**

Every Senator shall conduct himself or herself in a manner that promotes respect for the law, upholds the honor, integrity, and independence of the Senate, and justifies the confidence placed in him or her by the people.

(1) By personal example and admonition to his or her colleagues, every Senator shall avoid unethical or illegal conduct.

(2) Every Senator shall maintain his or her offices and the Senate generally as safe professional environments that are free from unlawful employment discrimination, including but not limited to harassment or retaliation.

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 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, or any political committee 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. A 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 and conduct 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. Prior to the opening day of every regular session, all Senators shall complete a course of at least one (1) hour in length which addresses workplace harassment, sexual harassment, sensitivity, and the proper handling of such issues in the workplace. Senators filling a vacant seat at a special election after opening day shall complete the course within fourteen (14) days of election.

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. 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 complainant shall also file a copy of the sworn complaint with the Senate General Counsel.

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.

See Rule 1.48(8)(b)—Legislative records.

- (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 a violation of the Senate Rules, 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 that, if true, would be a violation of the Senate Rules, the complaint shall be referred to a special master or select committee to determine probable cause. If a select committee is appointed, it shall be comprised of an odd number of members.

1. The special master or select committee shall give reasonable notice to the Senator who is alleged to have violated the Rules, shall conduct an investigation, and shall grant the Senator an opportunity to be heard. A report and recommendation shall then be prepared.
2. The report and recommendation is advisory only and shall be presented to the Rules Chair and the President

as soon as practicable after the close of the investigation.

3. If the 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.
 4. If the complaint is not dismissed, another select committee will be appointed and shall consider the report and recommendation, shall grant the Senator an opportunity to be heard, and shall develop its own recommendation.
 5. If the select committee votes to dismiss the complaint, the chair shall dismiss the complaint.
 6. Otherwise, the report and recommendation and the recommendation of the select committee shall be presented to the President.
 7. The President shall present the committee's recommendation, along with the report and recommendation, to the Senate for final action.
- (c) The Rules Chair, or the President when the complaint is against the Rules Chair, shall act within thirty (30) days of receipt of a complaint, unless a concurrent jurisdiction is conducting an investigation, in which case a decision may be deferred until such investigation is complete.
 - (d) Nothing in this Rule prohibits a Rules Chair, or the President when the complaint is against the Rules Chair, from allowing a Senator to correct or prevent an inadvertent, technical, or otherwise *de minimis* violation by informal means.
 - (e) Nothing in this Rule prohibits the Rules Chair, a select committee appointed pursuant to this Rule, or the President when the complaint is against the Rules Chair, from recommending a consent decree if agreed to by the Senator. The decree shall state findings of fact and set forth an appropriate penalty. If the Senate accepts the consent decree, the complaint shall be deemed resolved.

(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 admonished, censured, reprimanded, or expelled. Such determination and disciplinary action shall be taken by a **two-thirds (2/3) vote** of the Senate.

(3) Because they may be asked to sit in judgment on an alleged violation of a Senate Rule, Senators should refrain from speaking publicly about the merits or substance of any such complaint.

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:
 1. After consultation with appropriate law enforcement, public health, emergency management, or security authorities, those portions of meetings of a select committee, ad hoc committee, committee, or subcommittee concerning measures to address security, espionage, sabotage, attack, and other acts of terrorism, or
 2. For protection of a witness as required by law.
- (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 comply 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 a Senate subcommittee.

1.45—Written 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, ad hoc committee, 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 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.

See Rule 1.43—Violations; investigations, penalties.

- (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-day (30) 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
- (c) Appropriations Committee on Agriculture, Environment, and General Government
- (d) Appropriations Committee on Criminal and Civil Justice
- (e) Appropriations Committee on Education
- (f) Appropriations Committee on Health and Human Services
- (g) Appropriations Committee on Transportation, Tourism, and Economic Development
- (h) Banking and Insurance
- (i) Children, Families, and Elder Affairs
- (j) Commerce and Tourism
- (k) Community Affairs
- (l) Criminal Justice
- (m) Education Postsecondary
- (n) Education Pre-K - 12
- (o) Environment and Natural Resources
- (p) Ethics and Elections
- (q) Finance and Tax
- (r) Fiscal Policy
- (s) Governmental Oversight and Accountability
- (t) Health Policy
- (u) Judiciary
- (v) Military and Veterans Affairs, Space, and Domestic Security
- (w) Reapportionment
- (x) Regulated Industries
- (y) Rules
- (z) Transportation

(2) Permanent standing committees and standing subcommittees, when created and designated by Senate Rule, shall exist and operate both during and between sessions. The President is authorized to create and designate permanent standing committees and standing subcommittees prior to the 2023 Regular Session. The President shall inform the Minority Leader of the creation and designation of said committees. The Secretary of the Senate is directed to include the names of such committees in the published Senate Rules.

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.
- (b) The President and the Secretary shall be promptly notified of the appointment of a select subcommittee, its assign-

ment, 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 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 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 2:30 p.m. on the day preceding its intended publication.

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. However, the President may authorize a committee or subcommittee to continue the meeting on the same day at a time and place determined by the President. The President may further authorize the meeting to go beyond 6:00 p.m. notwithstanding subsection (1).

(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 introduced by Senators before committees; staff presentation of committee bills

(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. The introducer or the first- or second-named co-introducer may present a bill; however, with prior written request of the introducer to the chair, a member of the committee or subcommittee may present a bill.

(2) Senate committee professional staff shall be limited to presenting committee bills at meetings of the committee introducing the bill.

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 take up 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, which shall promptly certify a copy of the report 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, 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 in the same manner as a favorable report.

(4) All standing subcommittee reports shall be promptly transmitted to the standing committee. 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 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.

(6) 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.

(7) When a bill with a favorable report by a standing subcommittee is considered by the standing committee, debate and further amendment by members of the standing committee shall be allowed prior to a vote on final passage.

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. This delegation shall not extend beyond adjournment of 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; post-meeting record of missed 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.

(4) 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 or vote at a time certain
See Rule 2.50—Limitation on debate; vote at a time certain.
- (f) To temporarily postpone
See Rule 6.11—Temporarily postpone.
- (g) To amend
See Rule 2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, deadlines, 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) 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. During such succeeding meeting, the mover of the original motion to reconsider may withdraw that motion by a **two-thirds (2/3) vote** of the members present. Unless taken up during such meeting, the motion to reconsider shall be considered abandoned.

(4) 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.

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 *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 (3) 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, deadlines, 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 as prescribed by the Secretary 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.

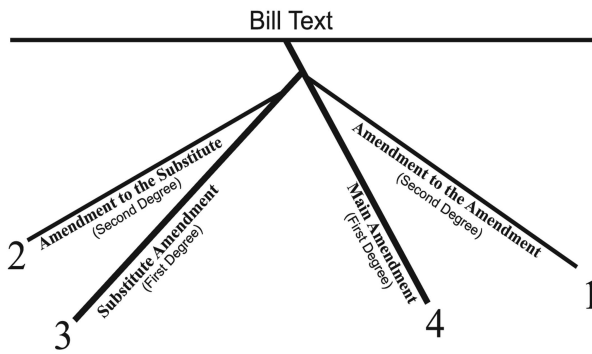
(2) An amendment shall be considered only after its sponsor, who is a member of the committee or the introducer of the pending bill, gains recognition from the chair to move its adoption. The first- or second-named co-introducer, or a member of the committee presenting the bill with permission of the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

(3) 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.

(4) 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:



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; vote at a time certain

When a matter is under debate by the committee, a member may move to limit debate or vote at a time certain, and the motion shall be decided without debate. If time permits, 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 required by 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.

- (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 except that it may not be reported as a committee substitute.

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; proper forms of address

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

(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 introduced by Senators before committees; staff presentation of committee bills.

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, 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 and reference.

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 required by 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 required by 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 required by 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,
- (i) public record exemptions that are linked to timely filed general bills, and
- (j) fee bills 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 and reference.

(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 companion 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 companion 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 any Senator requests a vote on such withdrawal action. A withdrawal action shall require a **two-thirds (2/3) vote** of those Senators present for adoption.

(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; informal recess.

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

(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.

See Rule 1.15(4)—The Secretary examines legal form of bills for introduction and reference.

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

(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) 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.

(3) 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.

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

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 that substantially amends the bill, the President may change or correct the reference of the reported bill within seven (7) days after the filing of the report. Notice of a reference change 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, fiscal, 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) A claim bill filed by a current serving Senator must be filed by the first (1st) Friday in August to be considered by the Senate during the next regular session. A claim bill filed by a newly elected Senator must be filed by the sixth (6th) Friday after election. A claim bill that is filed after the deadline may not be considered by the Senate without approval of the Rules Committee. 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 that 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 that 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 hearing is necessary to determine liability, proximate cause, and damages, a special master shall conduct a *de novo* 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. The Secretary shall deliver each claim bill and the special master's report and recommendations, if any, to the committees of reference when the bill is placed on an agenda.

(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; spreading remarks on the Journal

(1) 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.

(2) 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.

See Rule 4.3(2)—Daily Order of Business.

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; quorum

(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. No Senator shall cast a vote for another Senator during a quorum call.

(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. Instantly
See FLA. CONST. art. III, s. 3(e) Sessions of the legislature.
- (c) To recess
See Rule 1.2—The President calls the Senate to order; informal 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 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; germanity requirement; notice; manner of consideration; filing deadlines

(1) No main 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 2:00 p.m. the day before it is to be offered at a sitting.

(2) Substitutes for main amendments shall be filed by 4:00 p.m. and amendments to main amendments and amendments to substitute amendments by 5:00 p.m.

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

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

(5) 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.

(6) 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.

(7) 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.

(8) 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).

(9) 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.

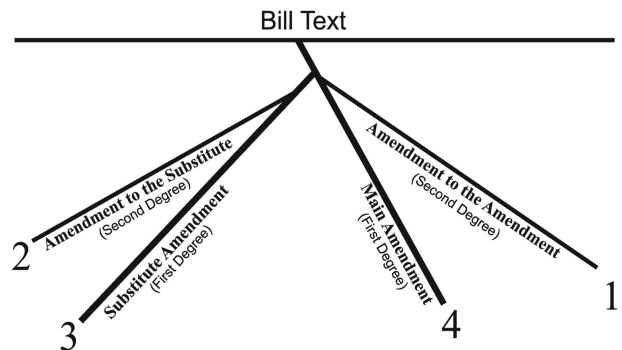
(2) On third (3rd) reading, amendments and amendments to amendments, including substitute amendments and amendments to a substitute amendment, shall be adopted by a two-thirds (2/3) vote of those Senators present.

(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.

8.9—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:
- Privilege of the Senate—Those affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; and
 - 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 the Senate 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 and dignity of the Chamber in all of his or her dealings with the Senate.

(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.

(4) A lobbyist may not make any expenditure prohibited by section 11.045(4)(a), *Florida Statutes*, or by law.

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 complainant shall also file a copy of the sworn complaint with the Senate General Counsel.

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, 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 lobbyist.

- Upon a determination by the Rules Chair that the complaint fails to state facts supporting a finding of a violation of the Senate Rules, the complaint shall be dismissed.
- Upon a determination by the Rules Chair that the complaint states facts that, if true, would be a violation of the Senate Rules, the complaint shall be referred to a special master or select committee to determine probable cause. If a select committee is appointed, it shall be comprised of an odd number of members.

- The special master or select committee shall give reasonable notice to the lobbyist who is alleged to have violated the Rules, shall conduct an investigation, and shall grant the lobbyist an opportunity to be heard. A report and recommendation shall then be prepared.
- The report and recommendation is advisory only and shall be presented to the Rules Chair and the President as soon as practicable after the close of the investigation.
- If the 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, another select committee will be appointed and shall consider the report and recommendation, shall grant the lobbyist an opportunity to be heard, and shall develop its own recommendation.
- If the select committee votes to dismiss the complaint, the chair shall dismiss the complaint.
- Otherwise, the report and recommendation and the recommendation of the select committee shall be presented to the President.
- The President shall present the committee's recommendation, along with the report and recommendation, to the Senate for final action.

(2) The Rules Chair shall act within thirty (30) days of receipt of a complaint, unless a concurrent jurisdiction is conducting an investigation, in which case a decision may be deferred until such investigation is complete.

(3) Nothing in this Rule prohibits a Rules Chair from allowing a lobbyist to correct or prevent an inadvertent, technical, or otherwise *de minimis* violation by informal means.

(4) Nothing in this Rule prohibits the Rules Chair or a select committee appointed pursuant to this Rule from recommending a consent decree if agreed to by the lobbyist. The decree shall state findings of fact and set forth an appropriate penalty. If the Senate accepts the consent decree, the complaint shall be deemed resolved.

(5) Separately from any prosecutions or penalties otherwise provided by law, any person determined to have violated the requirements of Rule Nine shall be admonished, 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.

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

See Senate Rules Appendix A for lobbyist expenditures and compensation requirements. The appendix is hereby incorporated by reference as a Rule.

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 to Chamber admission Rule

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 a “two-thirds (2/3) vote,” it shall be construed to mean two-thirds (2/3) of those Senators present and voting except that two-thirds (2/3) of the entire membership of the Senate shall be required when so indicated.

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. In the case of a bill originally introduced by a committee, the committee shall be the introducer.

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 ninety (90) days 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 to 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 ninety (90) days after the conclusion of any pending proceedings. Notwithstanding an abeyance, 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. Nothing in this Rule shall be interpreted as preventing the Senate from proceeding if the Senate President determines due process so requires.

(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.

12.15—Standard of evidence

A preponderance of the evidence standard shall be used by each Senator when determining whether the suspended official warrants removal based on the grounds alleged by the Governor.

12.16—Senators speaking publicly

Because they may be asked to sit in judgment of an executive suspension order, Senators should refrain from speaking publicly about the merits or substance of any suspension order prior to the vote.

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.

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, or as provided in the Special Order Calendar, 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.

Senate Rules Appendix A

This document may be consulted by persons seeking to comply with the lobbyist expenditure ban set forth in section 11.045(4)(a), *Florida Statutes*, in the legislative context by refining the law and providing Lobbying Guidelines and answers to 25 Frequently Asked Questions.

Part One of the Guidelines refines and applies the prohibition, with ten clearly stated exceptions, so that Senators and Senate employees cannot 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 document 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 law and 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 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 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 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 not 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 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.

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. 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 grandparent, 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 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 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 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 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 (1g)7. 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 (1g)7. 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 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 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 (1g)6. above for explanation and limitations.

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

ANSWER: Yes. See Paragraph (1g)6. above for explanation and limitations.

12. *Question: Are there any value limitations on the exceptions in the 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 ex-

penditure, 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 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

The law 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 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)(f), *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*.”

COMMITTEES OF THE SENATE

(As released December 5, 2022)

Agriculture

Senator Collins, Chair; Senator Boyd, Vice Chair; Senators Baxley, Berman, Grall, Mayfield, Rouson, Simon, and Thompson

Appropriations

Senator Broxson, Chair; Senator Rouson, Vice Chair; Senators Avila, Baxley, Book, Bradley, Brodeur, Burgess, Davis, Grall, Gruters, Harrell, Hooper, Ingoglia, Martin, Perry, Pizzo, Polsky, and Powell

Appropriations Committee on Agriculture, Environment, and General Government

Senator Brodeur, Chair; Senator Berman, Vice Chair; Senators Albritton, Boyd, DiCeglie, Garcia, Grall, Gruters, Mayfield, Osgood, Polsky, Rodriguez, Stewart, and Trumbull

Appropriations Committee on Criminal and Civil Justice

Senator Bradley, Chair; Senator Powell, Vice Chair; Senators Baxley, Burgess, Hooper, Ingoglia, Martin, Pizzo, Rouson, Torres, Wright, and Yarborough

Appropriations Committee on Education

Senator Perry, Chair; Senator Jones, Vice Chair; Senators Avila, Book, Broxson, Burton, Calatayud, Collins, Davis, Harrell, Hutson, Simon, and Thompson

Appropriations Committee on Health and Human Services

Senator Harrell, Chair; Senator Garcia, Vice Chair; Senators Avila, Baxley, Book, Bradley, Brodeur, Burgess, Burton, Calatayud, Davis, Gruters, Martin, Osgood, Rouson, and Simon

Appropriations Committee on Transportation, Tourism, and Economic Development

Senator Hooper, Chair; Senator Trumbull, Vice Chair; Senators Collins, DiCeglie, Grall, Perry, Polsky, Powell, Stewart, Thompson, Wright, and Yarborough

Banking and Insurance

Senator Boyd, Chair; Senator DiCeglie, Vice Chair; Senators Broxson, Burgess, Burton, Hutson, Ingoglia, Mayfield, Powell, Thompson, Torres, and Trumbull

Children, Families, and Elder Affairs

Senator Garcia, Chair; Senator Thompson, Vice Chair; Senators Baxley, Book, Bradley, Brodeur, Ingoglia, and Rouson

Commerce and Tourism

Senator Trumbull, Chair; Senator Wright, Vice Chair; Senators DiCeglie, Gruters, Hooper, Hutson, Jones, Rodriguez, Stewart, and Torres

Community Affairs

Senator Calatayud, Chair; Senator Osgood, Vice Chair; Senators Baxley, Berman, Bradley, Brodeur, Gruters, Martin, and Pizzo

Criminal Justice

Senator Martin, Chair; Senator Bradley, Vice Chair; Senators Ingoglia, Perry, Pizzo, Polsky, Powell, and Yarborough

Education Postsecondary

Senator Grall, Chair; Senator Stewart, Vice Chair; Senators Book, Collins, Garcia, Harrell, Jones, Perry, Simon, and Yarborough

Education Pre-K - 12

Senator Simon, Chair; Senator Burgess, Vice Chair; Senators Avila, Berman, Calatayud, Collins, Grall, Hutson, Jones, Osgood, Perry, and Yarborough

Environment and Natural Resources

Senator Rodriguez, Chair; Senator Harrell, Vice Chair; Senators Albritton, Martin, Mayfield, Polsky, Powell, Stewart, and Wright

Ethics and Elections

Senator Burgess, Chair; Senator Rouson, Vice Chair; Senators Avila, Garcia, Grall, Ingoglia, Martin, Mayfield, Polsky, and Powell

Finance and Tax

Senator Ingoglia, Chair; Senator Rodriguez, Vice Chair; Senators Albritton, Berman, Boyd, Broxson, Hutson, Jones, Mayfield, Pizzo, and Torres

Fiscal Policy

Senator Hutson, Chair; Senator Stewart, Vice Chair; Senators Albritton, Berman, Boyd, Burton, Calatayud, Collins, DiCeglie, Garcia, Jones, Mayfield, Osgood, Rodriguez, Simon, Thompson, Torres, Trumbull, Wright, and Yarborough

Governmental Oversight and Accountability

Senator Avila, Chair; Senator Polsky, Vice Chair; Senators Albritton, Davis, Hooper, Rodriguez, Rouson, and Wright

Health Policy

Senator Burton, Chair; Senator Brodeur, Vice Chair; Senators Albritton, Avila, Book, Broxson, Burgess, Calatayud, Davis, Garcia, Harrell, and Osgood

Judiciary

Senator Yarborough, Chair; Senator Burton, Vice Chair; Senators Albritton, Baxley, Book, Boyd, Broxson, DiCeglie, Harrell, Stewart, Thompson, and Trumbull

Military and Veterans Affairs, Space, and Domestic Security

Senator Wright, Chair; Senator Torres, Vice Chair; Senators Berman, Calatayud, Collins, Pizzo, and Rodriguez

Reapportionment

(Membership to be considered at a later date, if needed.)

Regulated Industries

Senator Gruters, Chair; Senator Hooper, Vice Chair; Senators Bradley, Brodeur, Davis, Hutson, Jones, Osgood, Perry, and Simon

Rules

Senator Mayfield, Chair; Senator Perry, Vice Chair; Senators Baxley, Book, Boyd, Brodeur, Broxson, Burgess, Burton, DiCeglie, Garcia, Hooper, Hutson, Jones, Osgood, Rodriguez, Rouson, Simon, Torres, and Yarborough

Transportation

Senator DiCeglie, Chair; Senator Davis, Vice Chair; Senators Boyd, Broxson, Burton, Gruters, Hooper, Pizzo, Torres, and Trumbull

Select Committees:**Select Committee on Resiliency**

Senator Albritton, Chair; Senator Pizzo, Vice Chair; Senators Avila, Berman, Bradley, Calatayud, Collins, Davis, Grall, Gruters, Harrell, Ingoglia, Martin, Polsky, Powell, Stewart, Thompson, Trumbull, and Wright

Joint Legislative Committees:**Joint Administrative Procedures Committee**

Senator Ingoglia, Alternating Chair; Senators Burton, Grall, Osgood, and Rouson

Joint Committee on Public Counsel Oversight

Senator Gruters, Alternating Chair; Senators Burgess, Powell, Thompson, and Yarborough

Joint Legislative Auditing Committee

Senator Pizzo, Alternating Chair; Senators Brodeur, Davis, DiCeglie, and Simon

Joint Select Committee on Collective Bargaining

Senator Avila, Alternating Chair; Senators Collins, Hooper, Stewart, and Torres

Other Legislative Entity:**Joint Legislative Budget Commission**

Senator Broxson, Alternating Chair; Senators Albritton, Book, Hutson, Mayfield, Perry, and Powell

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 10:43 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:30 a.m., Tuesday, December 13 or upon call of the President.



Journal of the Senate

Number 2—Special Session A

Tuesday, December 13, 2022

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CALL TO ORDER

The Senate was called to order by President Passidomo at 10:30 a.m. A quorum present—38:

Madam President	Davis	Perry
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough
Collins	Osgood	

Excused: Senator Brodeur

PRAYER

The following prayer was offered by Senator Wright:

Dear Heavenly Father, receive us, O Lord, with our best intentions for this day. Receive them, redeem them, and be present in them. That in whatever we do today, your will will be done. You have called us to serve and when we are successful in meeting the expectations we have set for ourselves, set our sights even higher that we would strive to meet the potential you have called us to discover. In all that we set forth to do, may we heed your direction and do what you desire for us without questioning. But with joy and enthusiasm may we choose to follow your will for us. Whatever we do this day, what we say or think, where we go and where we are, may it reflect our love for you. We offer ourselves to you, praying in your most merciful name. Amen.

PLEDGE

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

SPECIAL ORDER CALENDAR

SB 4-A—A bill to be entitled An act relating to disaster relief; amending s. 161.101, F.S.; authorizing the Department of Environmental Protection to waive or reduce match requirements for certain local governments; amending s. 194.032, F.S.; conforming provisions to changes made by the act; creating s. 197.3181, F.S.; providing definitions; authorizing the refund of ad valorem taxes for residential improvements rendered uninhabitable by certain hurricanes; providing procedures and requirements to receive a refund; requiring property appraisers and tax collectors to take certain actions; providing construction; providing retroactive applicability; providing for expiration;

creating s. 197.3182, F.S.; providing for the extension and suspension of payments and discounts of certain taxes and assessments; providing for retroactive operation; providing for expiration; amending s. 252.37, F.S.; providing legislative intent; requiring the Division of Emergency Management and local governments to enter into certain agreements to receive specified funds; providing requirements for such agreements; providing for availability of funds; requiring the division to report progress on a certain timetable to specified parties; providing for expiration; creating s. 252.71, F.S.; providing definitions; providing for the organization and operation of the Florida Emergency Management Assistance Foundation within the division; providing for a board of directors; requiring the foundation to operate under a written contract with the division; specifying requirements for such contract; providing requirements for the governance, organization, and operations of the foundation; providing for the use of property, facilities, and personal services of the division by the foundation; requiring the submission of annual budgets and reports; requiring an annual audit; providing for future repeal; authorizing the Department of Revenue to adopt emergency rules; providing for the expiration of such authority; providing appropriations; requiring such appropriations to be spent in specified ways; requiring the Florida Housing Finance Corporation to coordinate with the division and the Department of Economic Opportunity for a specified purpose; creating the Hurricane Restoration Reimbursement Grant Program within the Department of Environmental Protection; providing purpose and eligibility requirements for such program; authorizing emergency rulemaking for the administration of such program; requiring the department to administer such program; providing requirements for such administration; providing for the expiration of such program; specifying that grants may only be used for reimbursement of specified costs; requiring cost-sharing; creating the Hurricane Stormwater and Wastewater Assistance Grant Program within the Department of Environmental Protection; providing purpose and eligibility requirements for such program; authorizing emergency rulemaking for the administration of such program; requiring the department to administer such program; providing requirements for such administration; providing for the expiration of such program; providing appropriations; requiring such appropriations be spent in a specified way; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendment which was adopted:

Amendment 1 (541526)—Delete line 415 and insert:
Hurricane Housing Recovery Program, to be administered in accordance with part VII of chapter 420, Florida Statutes, for eligible counties and

On motion by Senator Hutson, by two-thirds vote, **SB 4-A**, as amended, was read the third time by title, passed by the required constitutional two-thirds vote of the membership, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—38

Madam President	Burton	Hutson
Albritton	Calatayud	Ingoglia
Avila	Collins	Jones
Baxley	Davis	Martin
Berman	DiCeglie	Mayfield
Book	Garcia	Osgood
Boyd	Grall	Perry
Bradley	Gruters	Polsky
Broxson	Harrell	Powell
Burgess	Hooper	Rodriguez

Rouson	Thompson	Wright
Simon	Torres	Yarborough
Stewart	Trumbull	

Nays—None

Vote after roll call:

Yea—Brodeur, Pizzo

SB 6-A—A bill to be entitled An act relating to toll relief; requiring the Florida Turnpike Enterprise to establish a toll relief program for a specified timeframe; defining terms; specifying the requirements for eligibility for account credits under the program; appropriating funds for the Department of Transportation to reimburse the department, the Florida Turnpike Enterprise, and other Florida toll facilities and Florida toll facility entities for account credits issued under the program; requiring the department to ensure compliance with certain covenants; prohibiting the department from using appropriated funds for specified purposes; authorizing the department to reimburse each Florida toll facility or Florida toll facility entity for the actual account credits issued, based on specified reports; requiring each Florida toll facility or Florida toll facility entity to submit certain documentation for reimbursement; providing for the reversion of unexpended funds; requiring the department to submit quarterly reports documenting specified reimbursements to the Governor and specified legislative entities; specifying the documentation to be submitted with the department's report; requiring the department to reconcile disbursements and transfers, to transfer interest earned to the General Revenue Fund, and to provide a quarterly report regarding reconciliation to the Governor and specified legislative entities; providing for expiration; providing an effective date.

—was read the second time by title. On motion by Senator DiCeglie, by two-thirds vote, **SB 6-A** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Madam President	Davis	Perry
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough
Collins	Osgood	

Nays—None

Vote after roll call:

Yea—Brodeur, Pizzo

SB 2-A—A bill to be entitled An act relating to property insurance; creating s. 215.5552, F.S.; creating the Florida Optional Reinsurance Assistance program (FORA), to be administered by the State Board of Administration; defining terms; authorizing eligible insurers to purchase reinsurance coverage under FORA; requiring the board to provide specified coverage layers; specifying coverage limits for each option; specifying requirements for reimbursement contracts between the board and FORA insurers; specifying the calculation of payout multiples and layer retentions; authorizing the board to inspect, examine, and verify certain records; specifying the calculation of premiums and requirements for the payment of premiums; providing construction relating to the claims-paying capacity of the Florida Hurricane Catastrophe Fund; specifying requirements and procedures if a FORA insurer becomes insolvent; providing construction relating to violations; authorizing the board to take legal actions and adopt rules, including emergency rules; providing legislative findings; specifying requirements

and procedures for the appropriation of funds from the General Revenue Fund to provide reimbursements; requiring the board to submit annual reports to the Governor and the Legislature; providing for contingent expiration; amending s. 624.1551, F.S.; revising conditions that must be met for a claim for extracontractual damages in a civil remedy action against a property insurer; providing construction; amending s. 624.3161, F.S.; providing that property insurers may be subject to an additional market conduct examination by the Office of Insurance Regulation after a hurricane under certain circumstances; providing requirements for such examination; amending s. 624.418, F.S.; adding specified grounds on which the office may suspend or revoke a property insurer's certificate of authority; amending s. 624.424, F.S.; adding information required to be reported by property insurers in their quarterly supplemental reports; amending s. 626.9373, F.S.; deleting a right to attorney fees for judgments or decrees against surplus lines insurers in suits arising under residential or commercial property insurance policies; amending s. 626.9541, F.S.; revising conditions for a certain unfair claim settlement practice by a property insurer; amending s. 627.351, F.S.; authorizing Citizens Property Insurance Corporation, if certain conditions are met, to consolidate its three separate accounts into a single Citizens account for all revenues, assets, liabilities, losses, and expenses of the corporation; specifying the corporation's authority, and requirements for and prohibited acts by the corporation, under the Citizens account; providing applicability; specifying requirements and procedures with respect to a deficit in the Citizens account; defining terms; providing requirements for the Florida Surplus Lines Service Office; revising requirements for the corporation's plan of operation; revising eligibility requirements for renewing coverage with the corporation for personal lines residential and commercial lines residential risks; providing construction; providing requirements relating to certain excess premium and investment income in the Citizens account; authorizing specified insurers to petition the office to qualify as limited apportionment companies; providing requirements for such companies; specifying disclosure requirements to applicants for coverage from the corporation if the Citizens account is established; providing that, for certain purposes, the corporation's rates for coverage may not be competitive with approved rates charged in the admitted voluntary market; requiring the office to provide certain information to the corporation; specifying annual rate increase limits for personal lines policies written on or after a specified date which do not cover a primary residence; defining the term "primary residence"; requiring the corporation to require the securing and maintenance of flood insurance as a condition of personal lines residential coverage; specifying requirements for such flood insurance coverage; specifying deadlines by which policyholders must secure and maintain flood insurance; revising eligibility requirements for coverage with the corporation when take-out offers are received by policyholders; specifying a burden of proof for corporation policyholders making claims for water damage; making technical changes; conforming provisions to changes made by the act; amending s. 627.3511, F.S.; conforming cross-references; amending s. 627.3518, F.S.; deleting a provision construing the eligibility for coverage with the corporation for certain applicants; conforming a provision to changes made by the act; amending s. 627.410, F.S.; requiring the office to re-examine certain policy forms of a property insurer under certain circumstances; specifying actions the office may take; amending s. 627.428, F.S.; deleting a right to attorney fees for judgments or decrees against insurers in suits arising under residential or commercial property insurance policies; amending s. 627.7011, F.S.; revising disclosure requirements relating to flood insurance for insurers issuing homeowners' policies; amending s. 627.70131, F.S.; revising requirements for insurers relating to acknowledging communications regarding claims, investigating claims, sending estimates of losses to policyholders, recordkeeping, and paying or denying claims; authorizing insurers to use specified methods in investigating losses; authorizing insurers to void insurance policies under certain circumstances; defining the term "factors beyond the control of the insurer"; specifying circumstances under which certain requirements are tolled; providing construction; amending s. 627.70132, F.S.; revising timeframes under which notices of claims, reopened claims, and supplemental claims under property insurance policies must be given to insurers or be barred; amending s. 627.70152, F.S.; revising applicability; deleting the definition of the term "amount obtained"; providing that certain pre-litigation notices and documentation are not admissible as evidence in any proceeding; deleting provisions relating to the calculation of attorney fees; creating s. 627.70154, F.S.; specifying conditions that must be met for a property insurance policy to require mandatory binding arbitration; amending s. 627.7074, F.S.; deleting the right to attorney fees

payable by insurers in the alternative procedure for resolution of disputed sinkhole insurance claims; conforming a provision to changes made by the act; amending s. 627.7142, F.S.; conforming provisions to changes made by the act; amending s. 627.7152, F.S.; prohibiting policyholders from assigning post-loss insurance benefits under residential or commercial property insurance policies issued on or after a specified date; providing construction; amending s. 627.7154, F.S.; revising duties of the office's Property Insurer Stability Unit; amending s. 631.252, F.S.; providing that a coverage continuation period for policies of an insolvent property insurer may be extended by the office under specified circumstances; amending s. 768.79, F.S.; authorizing a property insurer in a breach of contract action to make a joint offer of judgment or settlement that is conditioned on the mutual acceptance of all joint offerers; providing an appropriation; providing effective dates.

—was read the second time by title.

Further consideration of **SB 2-A** was deferred.

RECESS

On motion by Senator Mayfield, the Senate recessed at 1:28 p.m. to reconvene at 2:30 p.m. or upon call of the President.

AFTERNOON SESSION

The Senate was called to order by President Passidomo at 2:30 p.m. A quorum present—38:

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polisky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Harrell	Rouson
Book	Hooper	Simon
Boyd	Hutson	Stewart
Bradley	Ingoglia	Thompson
Brodeur	Jones	Torres
Broxson	Martin	Trumbull
Burgess	Mayfield	Wright
Burton	Osgood	Yarborough
Collins	Perry	

SPECIAL ORDER CALENDAR, continued

The Senate resumed consideration of—

SB 2-A—A bill to be entitled An act relating to property insurance; creating s. 215.5552, F.S.; creating the Florida Optional Reinsurance Assistance program (FORA), to be administered by the State Board of Administration; defining terms; authorizing eligible insurers to purchase reinsurance coverage under FORA; requiring the board to provide specified coverage layers; specifying coverage limits for each option; specifying requirements for reimbursement contracts between the board and FORA insurers; specifying the calculation of payout multiples and layer retentions; authorizing the board to inspect, examine, and verify certain records; specifying the calculation of premiums and requirements for the payment of premiums; providing construction relating to the claims-paying capacity of the Florida Hurricane Catastrophe Fund; specifying requirements and procedures if a FORA insurer becomes insolvent; providing construction relating to violations; authorizing the board to take legal actions and adopt rules, including emergency rules; providing legislative findings; specifying requirements and procedures for the appropriation of funds from the General Revenue Fund to provide reimbursements; requiring the board to submit annual reports to the Governor and the Legislature; providing for contingent expiration; amending s. 624.1551, F.S.; revising conditions that must be met for a claim for extracontractual damages in a civil remedy action against a property insurer; providing construction; amending s. 624.3161, F.S.; providing that property insurers may be subject to an additional market conduct examination by the Office of Insurance Regulation after a hurricane under certain circumstances; providing requirements for such examination; amending s. 624.418, F.S.; adding specified grounds on which the office may suspend or revoke a property insurer's certificate of authority; amending s. 624.424, F.S.; adding in-

formation required to be reported by property insurers in their quarterly supplemental reports; amending s. 626.9373, F.S.; deleting a right to attorney fees for judgments or decrees against surplus lines insurers in suits arising under residential or commercial property insurance policies; amending s. 626.9541, F.S.; revising conditions for a certain unfair claim settlement practice by a property insurer; amending s. 627.351, F.S.; authorizing Citizens Property Insurance Corporation, if certain conditions are met, to consolidate its three separate accounts into a single Citizens account for all revenues, assets, liabilities, losses, and expenses of the corporation; specifying the corporation's authority, and requirements for and prohibited acts by the corporation, under the Citizens account; providing applicability; specifying requirements and procedures with respect to a deficit in the Citizens account; defining terms; providing requirements for the Florida Surplus Lines Service Office; revising requirements for the corporation's plan of operation; revising eligibility requirements for renewing coverage with the corporation for personal lines residential and commercial lines residential risks; providing construction; providing requirements relating to certain excess premium and investment income in the Citizens account; authorizing specified insurers to petition the office to qualify as limited apportionment companies; providing requirements for such companies; specifying disclosure requirements to applicants for coverage from the corporation if the Citizens account is established; providing that, for certain purposes, the corporation's rates for coverage may not be competitive with approved rates charged in the admitted voluntary market; requiring the office to provide certain information to the corporation; specifying annual rate increase limits for personal lines policies written on or after a specified date which do not cover a primary residence; defining the term "primary residence"; requiring the corporation to require the securing and maintenance of flood insurance as a condition of personal lines residential coverage; specifying requirements for such flood insurance coverage; specifying deadlines by which policyholders must secure and maintain flood insurance; revising eligibility requirements for coverage with the corporation when take-out offers are received by policyholders; specifying a burden of proof for corporation policyholders making claims for water damage; making technical changes; conforming provisions to changes made by the act; amending s. 627.3511, F.S.; conforming cross-references; amending s. 627.3518, F.S.; deleting a provision constraining the eligibility for coverage with the corporation for certain applicants; conforming a provision to changes made by the act; amending s. 627.410, F.S.; requiring the office to re-examine certain policy forms of a property insurer under certain circumstances; specifying actions the office may take; amending s. 627.428, F.S.; deleting a right to attorney fees for judgments or decrees against insurers in suits arising under residential or commercial property insurance policies; amending s. 627.7011, F.S.; revising disclosure requirements relating to flood insurance for insurers issuing homeowners' policies; amending s. 627.70131, F.S.; revising requirements for insurers relating to acknowledging communications regarding claims, investigating claims, sending estimates of losses to policyholders, recordkeeping, and paying or denying claims; authorizing insurers to use specified methods in investigating losses; authorizing insurers to void insurance policies under certain circumstances; defining the term "factors beyond the control of the insurer"; specifying circumstances under which certain requirements are tolled; providing construction; amending s. 627.70132, F.S.; revising timeframes under which notices of claims, reopened claims, and supplemental claims under property insurance policies must be given to insurers or be barred; amending s. 627.70152, F.S.; revising applicability; deleting the definition of the term "amount obtained"; providing that certain prelitigation notices and documentation are not admissible as evidence in any proceeding; deleting provisions relating to the calculation of attorney fees; creating s. 627.70154, F.S.; specifying conditions that must be met for a property insurance policy to require mandatory binding arbitration; amending s. 627.7074, F.S.; deleting the right to attorney fees payable by insurers in the alternative procedure for resolution of disputed sinkhole insurance claims; conforming a provision to changes made by the act; amending s. 627.7142, F.S.; conforming provisions to changes made by the act; amending s. 627.7152, F.S.; prohibiting policyholders from assigning post-loss insurance benefits under residential or commercial property insurance policies issued on or after a specified date; providing construction; amending s. 627.7154, F.S.; revising duties of the office's Property Insurer Stability Unit; amending s. 631.252, F.S.; providing that a coverage continuation period for policies of an insolvent property insurer may be extended by the office under specified circumstances; amending s. 768.79, F.S.; authorizing a property insurer in a breach of contract action to make a joint offer of judgment or set-

tlement that is conditioned on the mutual acceptance of all joint offers; providing an appropriation; providing effective dates.

—which was previously considered this day.

Senator Pizzo moved the following amendments which failed:

Amendment 1 (533310) (with title amendment)—Delete line 452 and insert:

transacting property insurance business in this state shall be

And the title is amended as follows:

Delete line 32 and insert: insurers are subject to an additional market

Amendment 2 (757448) (with title amendment)—Delete lines 452-526 and insert:

transacting property insurance business in this state shall be subject to an additional market conduct examination after a hurricane if the insurer:

(a) *Is among the top 20 percent of insurers based upon a calculation of the ratio of hurricane-related property insurance claims filed to the number of property insurance policies in force;*

(b) *Is among the top 20 percent of insurers based upon a calculation of the ratio of consumer complaints made to the department to hurricane-related claims;*

(c) *Has made significant payments to its managing general agent since the hurricane; or*

(d) *Is identified by the office as necessitating a market conduct exam for any other reason.*

All relevant criteria under this section and s. 624.316 shall be applied to the market conduct examination under this subsection. Such an examination must be initiated within 18 months after the landfall of a hurricane that results in an executive order or a state of emergency issued by the Governor. An examination of an insurer under this subsection must also include an examination of its managing general agent as if it were the insurer.

Section 4. Paragraph (c) of subsection (2) of section 624.418, Florida Statutes, is amended to read:

624.418 Suspension, revocation of certificate of authority for violations and special grounds.—

(2) The office may, in its discretion, suspend or revoke the certificate of authority of an insurer if it finds that the insurer:

(c) Has for any line, class, or combination thereof, with such frequency as to indicate its general business practice in this state, without just cause:

1. Refused to pay proper claims arising under its policies, whether any such claim is in favor of an insured or is in favor of a third person with respect to the liability of an insured to such third person, or without just cause compels such insureds or claimants to accept less than the amount due them or to employ attorneys or to bring suit against the insurer or such an insured to secure full payment or settlement of such claims; or

2. *Compelled insureds to participate in appraisal under a property insurance policy in order to secure full payment or settlement of such claims.*

Section 5. Paragraph (a) of subsection (10) and subsection (11) of section 624.424, Florida Statutes, are amended to read:

624.424 Annual statement and other information.—

(10)(a) Each insurer or insurer group doing business in this state shall file on a quarterly basis in conjunction with financial reports required by paragraph (1)(a) a supplemental report on an individual and group basis on a form prescribed by the commission with information on personal lines and commercial lines residential property insurance po-

licies in this state. The supplemental report shall include separate information for personal lines property policies and for commercial lines property policies and totals for each item specified, including premiums written for each of the property lines of business as described in ss. 215.555(2)(c) and 627.351(6)(a). The report shall include the following information for each county on a monthly basis:

1. Total number of policies in force at the end of each month.
2. Total number of policies canceled.
3. Total number of policies nonrenewed.
4. Number of policies canceled due to hurricane risk.
5. Number of policies nonrenewed due to hurricane risk.
6. Number of new policies written.
7. Total dollar value of structure exposure under policies that include wind coverage.
8. Number of policies that exclude wind coverage.
9. *Number of claims open each month.*
10. *Number of claims closed each month.*
11. *Number of claims pending each month.*
12. *Number of claims in which either the insurer or insured invoked any form of alternative dispute resolution, which party invoked alternative dispute resolution, and specifying which form of alternative dispute resolution was used.*
13. *Number of policies canceled or not renewed while a claim is pending.*

(11) Beginning January 1, 2022, each authorized insurer or insurer group issuing personal lines or commercial lines residential property insurance policies in this state shall file with the office on an annual basis in conjunction with the statements required by paragraph (1)(a) a supplemental report on an individual and group basis for closed claims. *The office shall compile the data for each insurer or insurer group on a statewide basis and make such data publicly available on its website monthly. Such information, when aggregated on a statewide basis as to an individual insurer or insurer group, is not a trade secret as defined in s. 688.002(4) or s. 812.081 and is not subject to the public records exemption for trade secrets provided in s. 119.0715.* The report must be on a form prescribed by the commission and must include the following information for each claim closed, excluding liability only claims, within the reporting period in this state:

- (a) The unique claim identification number.
- (b) The type of policy.
- (c) The zip code of the property where the claim occurred.
- (d) The county where the claim occurred.
- (e) The date of loss.
- (f) The peril or type of loss, including information about:
 1. The types of vendors used for mitigation, repair, or replacement; and
 2. The names of vendors used, if known.
- (g) The date the claim was reported to insurer.
- (h) The initial date the claim was closed, including information about whether the claim was closed with or without payment.
- (i) The date the claim was most recently reopened, if applicable.
- (j) The date a supplemental claim was filed, if applicable.

(k) The date the claim was most recently closed, if different from the initial date the claim was closed.

(l) The name of the public adjuster on the claim, if any.

(m) The Florida Bar number and name of the attorney for the claimant, if any.

(n) The total indemnity paid by the insurer.

(o) The total loss adjustment expenses paid by the insurer.

(p) The amount paid for claimant’s attorney fees, if any.

(q) The amount paid in costs for claimant’s attorney’s expenses, including, but not limited to, expert witness fees.

(r) The contingency risk multiplier, if any, that the claimant’s attorney requested to be applied in calculating the attorney fees awarded to the claimant’s attorney.

(s) The contingency risk multiplier, if any, that a court applied in calculating the attorney fees awarded to the claimant’s attorney.

(t) *Data submitted to the Department of Financial Services by each claimant and each insurer or insurer group pursuant to ss. 627.70152(3) and (4).*

(u) Any other information deemed necessary by the commission to provide the office with the ability to track litigation and claims trends occurring in the property market.

And the title is amended as follows:

Delete lines 32-41 and insert: insurers shall be subject to an additional market conduct examination by the Office of Insurance Regulation after a hurricane under certain circumstances; providing requirements for such examination; amending s. 624.418, F.S.; adding specified grounds on which the office may suspend or revoke a property insurer’s certificate of authority; amending s. 624.424, F.S.; adding information required to be reported by property insurers in their quarterly supplemental reports; requiring the office to compile certain insurer information and make such data publicly available; specifying that such data is not a trade secret; amending s. 626.9373, F.S.;

Amendment 3 (658884) (with title amendment)—Delete lines 527-548.

And the title is amended as follows:

Delete lines 41-45 and insert: supplemental reports; amending s. 626.9541, F.S.;

The vote was:

Yeas—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

Nays—26

Madam President	Burton	Martin
Albritton	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Simon
Bradley	Harrell	Trumbull
Brodeur	Hooper	Wright
Broxson	Hutson	Yarborough
Burgess	Ingolia	

Vote after roll call:

Nay—Gruters

Amendment 4 (130902)—Delete lines 540-2412 and insert:
In a suit *commenced before December 31, 2022*, arising under a residential or commercial property insurance policy, the amount of reasonable attorney fees shall be awarded only as provided in s. 57.105 or s. 627.70152, as applicable.

(3) In a suit arising under a residential or commercial property insurance policy, ~~there is no the right to attorney fees under this section may not be transferred to, assigned to, or acquired in any other manner by anyone other than a named or omnibus insured or a named beneficiary.~~

Section 7. Paragraph (i) of subsection (1) of section 626.9541, Florida Statutes, is amended to read:

626.9541 Unfair methods of competition and unfair or deceptive acts or practices defined.—

(1) UNFAIR METHODS OF COMPETITION AND UNFAIR OR DECEPTIVE ACTS.—The following are defined as unfair methods of competition and unfair or deceptive acts or practices:

(i) *Unfair claim settlement practices.*—

1. Attempting to settle claims on the basis of an application, when serving as a binder or intended to become a part of the policy, or any other material document which was altered without notice to, or knowledge or consent of, the insured;

2. A material misrepresentation made to an insured or any other person having an interest in the proceeds payable under such contract or policy, for the purpose and with the intent of effecting settlement of such claims, loss, or damage under such contract or policy on less favorable terms than those provided in, and contemplated by, such contract or policy;

3. Committing or performing with such frequency as to indicate a general business practice any of the following:

a. Failing to adopt and implement standards for the proper investigation of claims;

b. Misrepresenting pertinent facts or insurance policy provisions relating to coverages at issue;

c. Failing to acknowledge and act promptly upon communications with respect to claims;

d. Denying claims without conducting reasonable investigations based upon available information;

e. Failing to affirm or deny full or partial coverage of claims, and, as to partial coverage, the dollar amount or extent of coverage, or failing to provide a written statement that the claim is being investigated, upon the written request of the insured within 30 days after proof-of-loss statements have been completed;

f. Failing to promptly provide a reasonable explanation in writing to the insured of the basis in the insurance policy, in relation to the facts or applicable law, for denial of a claim or for the offer of a compromise settlement;

g. Failing to promptly notify the insured of any additional information necessary for the processing of a claim;

h. Failing to clearly explain the nature of the requested information and the reasons why such information is necessary; or

i. Failing to pay personal injury protection insurance claims within the time periods required by s. 627.736(4)(b). The office may order the insurer to pay restitution to a policyholder, medical provider, or other claimant, including interest at a rate consistent with the amount set forth in s. 55.03(1), for the time period within which an insurer fails to pay claims as required by law. Restitution is in addition to any other penalties allowed by law, including, but not limited to, the suspension of the insurer’s certificate of authority; or

4. Failing to pay undisputed amounts of partial or full benefits owed under first-party property insurance policies within 60 ~~90~~ days after an

insurer receives notice of a residential property insurance claim, determines the amounts of partial or full benefits, and agrees to coverage, unless payment of the undisputed benefits is prevented by *factors beyond the control of the insurer as defined in s. 627.70131(5) an act of God, prevented by the impossibility of performance, or due to actions by the insured or claimant that constitute fraud, lack of cooperation, or intentional misrepresentation regarding the claim for which benefits are owed.*

Section 8. Effective January 1, 2023, paragraphs (b), (c), (n), (o), (p), (q), (v), (w), (aa), and (ii) of subsection (6) of section 627.351, Florida Statutes, are amended, and paragraph (kk) is added to that subsection, to read:

627.351 Insurance risk apportionment plans.—

(6) CITIZENS PROPERTY INSURANCE CORPORATION.—

(b)1. All insurers authorized to write one or more subject lines of business in this state are subject to assessment by the corporation and, for the purposes of this subsection, are referred to collectively as “assessable insurers.” Insurers writing one or more subject lines of business in this state pursuant to part VIII of chapter 626 are not assessable insurers; however, insureds who procure one or more subject lines of business in this state pursuant to part VIII of chapter 626 are subject to assessment by the corporation and are referred to collectively as “assessable insureds.” An insurer’s assessment liability begins on the first day of the calendar year following the year in which the insurer was issued a certificate of authority to transact insurance for subject lines of business in this state and terminates 1 year after the end of the first calendar year during which the insurer no longer holds a certificate of authority to transact insurance for subject lines of business in this state.

2.a. All revenues, assets, liabilities, losses, and expenses of the corporation shall be divided into three separate accounts as follows:

(I) A personal lines account for personal residential policies issued by the corporation which provides comprehensive, multiperil coverage on risks that are not located in areas eligible for coverage by the Florida Windstorm Underwriting Association as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas;

(II) A commercial lines account for commercial residential and commercial nonresidential policies issued by the corporation which provides coverage for basic property perils on risks that are not located in areas eligible for coverage by the Florida Windstorm Underwriting Association as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas; and

(III) A coastal account for personal residential policies and commercial residential and commercial nonresidential property policies issued by the corporation which provides coverage for the peril of wind on risks that are located in areas eligible for coverage by the Florida Windstorm Underwriting Association as those areas were defined on January 1, 2002. The corporation may offer policies that provide multiperil coverage and shall offer policies that provide coverage only for the peril of wind for risks located in areas eligible for coverage in the coastal account. Effective July 1, 2014, the corporation shall cease offering new commercial residential policies providing multiperil coverage and shall instead continue to offer commercial residential wind-only policies, and may offer commercial residential policies excluding wind. The corporation may, however, continue to renew a commercial residential multiperil policy on a building that is insured by the corporation on June 30, 2014, under a multiperil policy. In issuing multiperil coverage, the corporation may use its approved policy forms and rates for the personal lines account. An applicant or insured who is eligible to purchase a multiperil policy from the corporation may purchase a multiperil policy from an authorized insurer without prejudice to the applicant’s or insured’s eligibility to prospectively purchase a policy that provides coverage only for the peril of wind from the corporation. An applicant or insured who is eligible for a corporation policy that provides coverage only for the peril of wind may elect to purchase or retain such policy and also purchase or retain coverage excluding wind from an authorized insurer without prejudice to the applicant’s or insured’s eligibility to prospectively purchase a policy that provides

multiperil coverage from the corporation. It is the goal of the Legislature that there be an overall average savings of 10 percent or more for a policyholder who currently has a wind-only policy with the corporation, and an ex-wind policy with a voluntary insurer or the corporation, and who obtains a multiperil policy from the corporation. It is the intent of the Legislature that the offer of multiperil coverage in the coastal account be made and implemented in a manner that does not adversely affect the tax-exempt status of the corporation or creditworthiness of or security for currently outstanding financing obligations or credit facilities of the coastal account, the personal lines account, or the commercial lines account. The coastal account must also include quota share primary insurance under subparagraph (c)2. The area eligible for coverage under the coastal account also includes the area within Port Canaveral, which is bordered on the south by the City of Cape Canaveral, bordered on the west by the Banana River, and bordered on the north by Federal Government property.

b. The three separate accounts must be maintained as long as financing obligations entered into by the Florida Windstorm Underwriting Association or Residential Property and Casualty Joint Underwriting Association are outstanding, in accordance with the terms of the corresponding financing documents. *If no such financing obligations remain outstanding or if the financing documents allow for combining of accounts, the corporation may consolidate the three separate accounts into a new account, to be known as the Citizens account, for all revenues, assets, liabilities, losses, and expenses of the corporation. The Citizens account, if established by the corporation, is authorized to provide coverage to the same extent as provided under each of the three separate accounts. The authority to provide coverage under the Citizens account is set forth in subparagraph 4. If the financing obligations are no longer outstanding, the corporation may use a single account for all revenues, assets, liabilities, losses, and expenses of the corporation.* Consistent with this subparagraph and prudent investment policies that minimize the cost of carrying debt, the board shall exercise its best efforts to retire existing debt or obtain the approval of necessary parties to amend the terms of existing debt, so as to structure the most efficient plan for consolidating the three separate accounts into a single account. *Once the accounts are combined into one account, this subparagraph and subparagraph 3. shall be replaced in their entirety by subparagraphs 4. and 5.*

c. Creditors of the Residential Property and Casualty Joint Underwriting Association and the accounts specified in sub-sub-subparagraphs a.(I) and (II) may have a claim against, and recourse to, those accounts and no claim against, or recourse to, the account referred to in sub-sub-subparagraph a.(III). Creditors of the Florida Windstorm Underwriting Association have a claim against, and recourse to, the account referred to in sub-sub-subparagraph a.(III) and no claim against, or recourse to, the accounts referred to in sub-sub-subparagraphs a.(I) and (II).

d. Revenues, assets, liabilities, losses, and expenses not attributable to particular accounts shall be prorated among the accounts.

e. The Legislature finds that the revenues of the corporation are revenues that are necessary to meet the requirements set forth in documents authorizing the issuance of bonds under this subsection.

f. The income of the corporation may not inure to the benefit of any private person.

3. With respect to a deficit in an account:

a. After accounting for the Citizens policyholder surcharge imposed under sub-subparagraph i., if the remaining projected deficit incurred in the coastal account in a particular calendar year:

(I) Is not greater than 2 percent of the aggregate statewide direct written premium for the subject lines of business for the prior calendar year, the entire deficit shall be recovered through regular assessments of assessable insurers under paragraph (q) and assessable insureds.

(II) Exceeds 2 percent of the aggregate statewide direct written premium for the subject lines of business for the prior calendar year, the corporation shall levy regular assessments on assessable insurers under paragraph (q) and on assessable insureds in an amount equal to the greater of 2 percent of the projected deficit or 2 percent of the aggregate statewide direct written premium for the subject lines of business for

the prior calendar year. Any remaining projected deficit shall be recovered through emergency assessments under sub-subparagraph e. ~~4~~.

b. Each assessable insurer's share of the amount being assessed under sub-subparagraph a. must be in the proportion that the assessable insurer's direct written premium for the subject lines of business for the year preceding the assessment bears to the aggregate statewide direct written premium for the subject lines of business for that year. The assessment percentage applicable to each assessable insured is the ratio of the amount being assessed under sub-subparagraph a. to the aggregate statewide direct written premium for the subject lines of business for the prior year. Assessments levied by the corporation on assessable insurers under sub-subparagraph a. must be paid as required by the corporation's plan of operation and paragraph (q). Assessments levied by the corporation on assessable insureds under sub-subparagraph a. shall be collected by the surplus lines agent at the time the surplus lines agent collects the surplus lines tax required by s. 626.932, and paid to the Florida Surplus Lines Service Office at the time the surplus lines agent pays the surplus lines tax to that office. Upon receipt of regular assessments from surplus lines agents, the Florida Surplus Lines Service Office shall transfer the assessments directly to the corporation as determined by the corporation.

c. *The corporation may not levy regular assessments under paragraph (q) pursuant to sub-subparagraph a. or sub-subparagraph b. if the three separate accounts in sub-sub-subparagraphs 2.a.(I)-(III) have been consolidated into the Citizens account pursuant to sub-subparagraph 2.b. However, the outstanding balance of any regular assessment levied by the corporation before establishment of the Citizens account remains payable to the corporation.*

d. After accounting for the Citizens policyholder surcharge imposed under sub-subparagraph j. ~~4~~, the remaining projected deficits in the personal lines account and in the commercial lines account in a particular calendar year shall be recovered through emergency assessments under sub-subparagraph e. ~~4~~.

e. ~~4~~ Upon a determination by the board of governors that a projected deficit in an account exceeds the amount that is expected to be recovered through regular assessments under sub-subparagraph a., plus the amount that is expected to be recovered through surcharges under sub-subparagraph j. ~~4~~, the board, after verification by the office, shall levy emergency assessments for as many years as necessary to cover the deficits, to be collected by assessable insurers and the corporation and collected from assessable insureds upon issuance or renewal of policies for subject lines of business, excluding National Flood Insurance policies. The amount collected in a particular year must be a uniform percentage of that year's direct written premium for subject lines of business and all accounts of the corporation, excluding National Flood Insurance Program policy premiums, as annually determined by the board and verified by the office. The office shall verify the arithmetic calculations involved in the board's determination within 30 days after receipt of the information on which the determination was based. The office shall notify assessable insurers and the Florida Surplus Lines Service Office of the date on which assessable insurers shall begin to collect and assessable insureds shall begin to pay such assessment. The date must be at least 90 days after the date the corporation levies emergency assessments pursuant to this sub-subparagraph. Notwithstanding any other provision of law, the corporation and each assessable insurer that writes subject lines of business shall collect emergency assessments from its policyholders without such obligation being affected by any credit, limitation, exemption, or deferment. Emergency assessments levied by the corporation on assessable insureds shall be collected by the surplus lines agent at the time the surplus lines agent collects the surplus lines tax required by s. 626.932 and paid to the Florida Surplus Lines Service Office at the time the surplus lines agent pays the surplus lines tax to that office. The emergency assessments collected shall be transferred directly to the corporation on a periodic basis as determined by the corporation and held by the corporation solely in the applicable account. The aggregate amount of emergency assessments levied for an account in any calendar year may be less than but may not exceed the greater of 10 percent of the amount needed to cover the deficit, plus interest, fees, commissions, required reserves, and other costs associated with financing the original deficit, or 10 percent of the aggregate statewide direct written premium for subject lines of business and all accounts of the corporation for the prior year, plus interest, fees, commissions, required reserves, and other costs associated with financing the deficit.

f. ~~5~~ The corporation may pledge the proceeds of assessments, projected recoveries from the Florida Hurricane Catastrophe Fund, other insurance and reinsurance recoverables, policyholder surcharges and other surcharges, and other funds available to the corporation as the source of revenue for and to secure bonds issued under paragraph (q), bonds or other indebtedness issued under subparagraph (c)3., or lines of credit or other financing mechanisms issued or created under this subsection, or to retire any other debt incurred as a result of deficits or events giving rise to deficits, or in any other way that the board determines will efficiently recover such deficits. The purpose of the lines of credit or other financing mechanisms is to provide additional resources to assist the corporation in covering claims and expenses attributable to a catastrophe. As used in this subsection, the term "assessments" includes regular assessments under sub-subparagraph a. or subparagraph (q)1. and emergency assessments under sub-subparagraph e. ~~4~~ Emergency assessments collected under sub-subparagraph e. ~~4~~ are not part of an insurer's rates, are not premium, and are not subject to premium tax, fees, or commissions; however, failure to pay the emergency assessment shall be treated as failure to pay premium. The emergency assessments shall continue as long as any bonds issued or other indebtedness incurred with respect to a deficit for which the assessment was imposed remain outstanding, unless adequate provision has been made for the payment of such bonds or other indebtedness pursuant to the documents governing such bonds or indebtedness.

g. ~~6~~ As used in this subsection for purposes of any deficit incurred on or after January 25, 2007, the term "subject lines of business" means insurance written by assessable insurers or procured by assessable insureds for all property and casualty lines of business in this state, but not including workers' compensation or medical malpractice. As used in this sub-subparagraph, the term "property and casualty lines of business" includes all lines of business identified on Form 2, Exhibit of Premiums and Losses, in the annual statement required of authorized insurers under s. 624.424 and any rule adopted under this section, except for those lines identified as accident and health insurance and except for policies written under the National Flood Insurance Program or the Federal Crop Insurance Program. For purposes of this sub-subparagraph, the term "workers' compensation" includes both workers' compensation insurance and excess workers' compensation insurance.

h. ~~7~~ The Florida Surplus Lines Service Office shall determine annually the aggregate statewide written premium in subject lines of business procured by assessable insureds and report that information to the corporation in a form and at a time the corporation specifies to ensure that the corporation can meet the requirements of this subsection and the corporation's financing obligations.

i. ~~8~~ The Florida Surplus Lines Service Office shall verify the proper application by surplus lines agents of assessment percentages for regular assessments and emergency assessments levied under this subparagraph on assessable insureds and assist the corporation in ensuring the accurate, timely collection and payment of assessments by surplus lines agents as required by the corporation.

j. ~~9~~ Upon determination by the board of governors that an account has a projected deficit, the board shall levy a Citizens policyholder surcharge against all policyholders of the corporation.

(I) The surcharge shall be levied as a uniform percentage of the premium for the policy of up to 15 percent of such premium, which funds shall be used to offset the deficit.

(II) The surcharge is payable upon cancellation or termination of the policy, upon renewal of the policy, or upon issuance of a new policy by the corporation within the first 12 months after the date of the levy or the period of time necessary to fully collect the surcharge amount.

(III) The corporation may not levy any regular assessments under paragraph (q) pursuant to sub-subparagraph a. or sub-subparagraph b. with respect to a particular year's deficit until the corporation has first levied the full amount of the surcharge authorized by this sub-subparagraph.

(IV) The surcharge is not considered premium and is not subject to commissions, fees, or premium taxes. However, failure to pay the surcharge shall be treated as failure to pay premium.

k.j. If the amount of any assessments or surcharges collected from corporation policyholders, assessable insurers or their policyholders, or assessable insureds exceeds the amount of the deficits, such excess amounts shall be remitted to and retained by the corporation in a reserve to be used by the corporation, as determined by the board of governors and approved by the office, to pay claims or reduce any past, present, or future plan-year deficits or to reduce outstanding debt.

4. *The Citizens account, if established by the corporation pursuant to sub-subparagraph 2.b., is authorized to provide:*

a. *Personal residential policies that provide comprehensive, multiperil coverage on risks that are not located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas;*

b. *Commercial residential and commercial nonresidential policies that provide coverage for basic property perils on risks that are not located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas; and*

c. *Personal residential policies and commercial residential and commercial nonresidential property policies that provide coverage for the peril of wind on risks that are located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002. The corporation may offer policies that provide multiperil coverage and shall offer policies that provide coverage only for the peril of wind for risks located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002. The corporation may not offer new commercial residential policies providing multiperil coverage, but shall continue to offer commercial residential wind-only policies, and may offer commercial residential policies excluding wind. However, the corporation may continue to renew a commercial residential multiperil policy on a building that was insured by the corporation on June 30, 2014, under a multiperil policy. In issuing multiperil coverage under this sub-subparagraph, the corporation may use its approved policy forms and rates for risks located in areas not eligible for coverage by the Florida Windstorm Underwriting Association as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas. An applicant or insured who is eligible to purchase a multiperil policy from the corporation may purchase a multiperil policy from an authorized insurer without prejudice to the applicant's or insured's eligibility to prospectively purchase a policy that provides coverage only for the peril of wind from the corporation. An applicant or insured who is eligible for a corporation policy that provides coverage only for the peril of wind may elect to purchase or retain such policy and also purchase or retain coverage excluding wind from an authorized insurer without prejudice to the applicant's or insured's eligibility to prospectively purchase a policy that provides multiperil coverage from the corporation. The following policies, which provide coverage only for the peril of wind, must also include quota share primary insurance under subparagraph (c)2.: Personal residential policies and commercial residential and commercial nonresidential property policies that provide coverage for the peril of wind on risks that are located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002; policies that provide multiperil coverage, if offered by the corporation, and policies that provide coverage only for the peril of wind for risks located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002; commercial residential wind-only policies; commercial residential policies excluding wind, if offered by the corporation; and commercial residential multiperil policies on a building that was insured by the corporation on June 30, 2014. The area eligible for coverage with the corporation under this sub-subparagraph includes the area within Port Canaveral, which is bordered on the south by the City of Cape Canaveral, bordered on the west by the Banana River, and bordered on the north by Federal Government property.*

5. *With respect to a deficit in the Citizens account:*

a. *Upon a determination by the board of governors that the Citizens account has a projected deficit, the board shall levy a Citizens policyholder surcharge against all policyholders of the corporation.*

(I) *The surcharge shall be levied as a uniform percentage of the premium for the policy of up to 15 percent of such premium, which funds shall be used to offset the deficit.*

(II) *The surcharge is payable upon cancellation or termination of the policy, upon renewal of the policy, or upon issuance of a new policy by the corporation within the first 12 months after the date of the levy or the period of time necessary to fully collect the surcharge amount.*

(III) *The surcharge is not considered premium and is not subject to commissions, fees, or premium taxes. However, failure to pay the surcharge shall be treated as failure to pay premium.*

b. *After accounting for the Citizens policyholder surcharge imposed under sub-subparagraph a., the remaining projected deficit incurred in the Citizens account in a particular calendar year shall be recovered through emergency assessments under sub-subparagraph c.*

c. *Upon a determination by the board of governors that a projected deficit in the Citizens account exceeds the amount that is expected to be recovered through surcharges under sub-subparagraph a., the board, after verification by the office, shall levy emergency assessments for as many years as necessary to cover the deficits, to be collected by assessable insurers and the corporation and collected from assessable insureds upon issuance or renewal of policies for subject lines of business, excluding National Flood Insurance Program policies. The amount collected in a particular year must be a uniform percentage of that year's direct written premium for subject lines of business and the Citizens account, National Flood Insurance Program policy premiums, as annually determined by the board and verified by the office. The office shall verify the arithmetic calculations involved in the board's determination within 30 days after receipt of the information on which the determination was based. The office shall notify assessable insurers and the Florida Surplus Lines Service Office of the date on which assessable insurers shall begin to collect and assessable insureds shall begin to pay such assessment. The date must be at least 90 days after the date the corporation levies emergency assessments pursuant to this sub-subparagraph. Notwithstanding any other law, the corporation and each assessable insurer that writes subject lines of business shall collect emergency assessments from its policyholders without such obligation being affected by any credit, limitation, exemption, or deferment. Emergency assessments levied by the corporation on assessable insureds shall be collected by the surplus lines agent at the time the surplus lines agent collects the surplus lines tax required by s. 626.932 and paid to the Florida Surplus Lines Service Office at the time the surplus lines agent pays the surplus lines tax to that office. The emergency assessments collected shall be transferred directly to the corporation on a periodic basis as determined by the corporation and held by the corporation solely in the Citizens account. The aggregate amount of emergency assessments levied for the Citizens account in any calendar year may be less than, but may not exceed the greater of, 10 percent of the amount needed to cover the deficit, plus interest, fees, commissions, required reserves, and other costs associated with financing the original deficit or 10 percent of the aggregate statewide direct written premium for subject lines of business and the Citizens accounts for the prior year, plus interest, fees, commissions, required reserves, and other costs associated with financing the deficit.*

d. *The corporation may pledge the proceeds of assessments, projected recoveries from the Florida Hurricane Catastrophe Fund, other insurance and reinsurance recoverables, policyholder surcharges and other surcharges, and other funds available to the corporation as the source of revenue for and to secure bonds issued under paragraph (q), bonds or other indebtedness issued under subparagraph (c)3., or lines of credit or other financing mechanisms issued or created under this subsection; or to retire any other debt incurred as a result of deficits or events giving rise to deficits, or in any other way that the board determines will efficiently recover such deficits. The purpose of the lines of credit or other financing mechanisms is to provide additional resources to assist the corporation in covering claims and expenses attributable to a catastrophe. As used in this subsection, the term "assessments" includes emergency assessments under sub-subparagraph c. Emergency assessments collected under sub-subparagraph c. are not part of an insurer's rates, are not premium, and are not subject to premium tax, fees, or commissions; however, failure to pay the emergency assessment shall be treated as failure to pay premium. The emergency assessments shall continue as long as any bonds issued or other indebtedness incurred with respect to a deficit for which the assessment was imposed remain out-*

standing, unless adequate provision has been made for the payment of such bonds or other indebtedness pursuant to the documents governing such bonds or indebtedness.

e. As used in this subsection and for purposes of any deficit incurred on or after January 25, 2007, the term "subject lines of business" means insurance written by assessable insurers or procured by assessable insureds for all property and casualty lines of business in this state, but not including workers' compensation or medical malpractice. As used in this sub-subparagraph, the term "property and casualty lines of business" includes all lines of business identified on Form 2, Exhibit of Premiums and Losses, in the annual statement required of authorized insurers under s. 624.424 and any rule adopted under this section, except for those lines identified as accident and health insurance and except for policies written under the National Flood Insurance Program or the Federal Crop Insurance Program. For purposes of this sub-subparagraph, the term "workers' compensation" includes both workers' compensation insurance and excess workers' compensation insurance.

f. The Florida Surplus Lines Service Office shall annually determine the aggregate statewide written premium in subject lines of business procured by assessable insureds and report that information to the corporation in a form and at a time the corporation specifies to ensure that the corporation can meet the requirements of this subsection and the corporation's financing obligations.

g. The Florida Surplus Lines Service Office shall verify the proper application by surplus lines agents of assessment percentages for emergency assessments levied under this subparagraph on assessable insureds and assist the corporation in ensuring the accurate, timely collection and payment of assessments by surplus lines agents as required by the corporation.

h. If the amount of any assessments or surcharges collected from corporation policyholders, assessable insurers or their policyholders, or assessable insureds exceeds the amount of the deficits, such excess amounts shall be remitted to and retained by the corporation in a reserve to be used by the corporation, as determined by the board of governors and approved by the office, to pay claims or reduce any past, present, or future plan-year deficits or to reduce outstanding debt.

(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 by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002 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 nonresidential properties located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002 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 corporation 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 issuance, 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 20 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 *for policies that renew before April 1, 2023; for policies that renew on or after that date, the risk is not eligible for coverage with the corporation unless the premium for coverage from the authorized insurer is more than 20 percent greater than the corporation's renewal premium for comparable coverage.* 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. *A policyholder removed from the corporation through an assumption agreement does not remain eligible for coverage from the corporation after the end of the policy term. However, any policy removed from the corporation through an assumption agreement remains on the corporation's policy forms through the end of the policy term.*

(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 20 ~~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 ~~unless the premium for coverage from the authorized insurer is more than 20 percent greater than the corporation's renewal premium for comparable coverage.~~ 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 *policy term*. ~~However,~~ any policy removed from the corporation through an assumption agreement remains on the corporation's policy forms through the end of the *policy term* ~~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. *For purposes of comparing the premium for comparable coverage under sub-sub-paragraphs a. and b., premium includes any surcharge or assessment that is actually applied to such policy.* 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 *on a risk that is located in an area eligible for coverage by the Florida Windstorm Underwriting Association, as that area was defined on January 1, 2002 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:

a. 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; or

b. *For the Citizens account, if established by the corporation, which are attributable to a particular calendar year are in excess of projected losses and expenses for the Citizens account attributable to that year, such excess shall be held in surplus in the Citizens account. Such surplus must be available to defray deficits in the Citizens 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. If catastrophe reinsurance is not available at reasonable rates, the corporation need not purchase it, but the corporation shall include the costs of reinsurance to cover its projected 100-year probable maximum loss in its rate calculations even if it does not purchase catastrophe reinsurance.

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:

a. 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-subparagraph (b)3.e. ~~(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.e. ~~(b)3.d.~~ may not be limited or deferred; or

b. With respect to the Citizens account, if established by the corporation pursuant to sub-subparagraph (b)2.b., any assessable insurer with a surplus as to policyholders of \$25 million or less and 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 limited apportionment company shall collect from its policyholders any emergency assessment imposed under sub-subparagraph (b)5.c. An emergency assessment to be collected from policyholders under sub-subparagraph (b)5.c. 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 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.a. As of January 1, 2012, unless the Citizens account has been established pursuant to sub-subparagraph (b)2.b., 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.

b. *The corporation must require, if it has established the Citizens account pursuant to sub-subparagraph (b)2.b., that the agent obtain from an applicant for coverage from the corporation the following 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 AND ASSESSMENTS, WHICH WILL BE DUE AND PAYABLE UPON RENEWAL, CANCELLATION, OR TERMINATION OF THE POLICY, AND THAT THE SURCHARGES AND ASSESSMENTS COULD BE AS HIGH AS 25 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 15 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.

c. 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 sub-subparagraph a. or sub-subparagraph b., as applicable ~~to this subparagraph.~~

d. 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.

(n)1. Rates for coverage provided by the corporation must be actuarially sound ~~pursuant and subject to~~ s. 627.062 and not competitive with approved rates charged in the admitted voluntary market so that the corporation functions as a residual market mechanism to provide insurance only when insurance cannot be procured in the voluntary market, except as otherwise provided in this paragraph. The office shall provide the corporation such information as would be necessary to determine whether rates are competitive. The corporation shall file its recommended rates with the office at least annually. The corporation shall provide any additional information regarding the rates which the office requires. The office shall consider the recommendations of the board and issue a final order establishing the rates for the corporation within 45 days after the recommended rates are filed. The corporation may not pursue an administrative challenge or judicial review of the final order of the office.

2. In addition to the rates otherwise determined pursuant to this paragraph, the corporation shall impose and collect an amount equal to the premium tax provided in s. 624.509 to augment the financial resources of the corporation.

3. After the public hurricane loss-projection model under s. 627.06281 has been found to be accurate and reliable by the Florida Commission on Hurricane Loss Projection Methodology, the model shall

be considered when establishing the windstorm portion of the corporation's rates. The corporation may use the public model results in combination with the results of private models to calculate rates for the windstorm portion of the corporation's rates. This subparagraph does not require or allow the corporation to adopt rates lower than the rates otherwise required or allowed by this paragraph.

4. The corporation must make a recommended actuarially sound rate filing for each personal and commercial line of business it writes.

5. Notwithstanding the board's recommended rates and the office's final order regarding the corporation's filed rates under subparagraph 1., the corporation shall annually implement a rate increase which, except for sinkhole coverage, does not exceed the following for any single policy issued by the corporation, excluding coverage changes and surcharges:

- a. ~~Eleven percent for 2022.~~
- b. Twelve percent for 2023.
- b.e. Thirteen percent for 2024.
- c.d. Fourteen percent for 2025.
- d.e. Fifteen percent for 2026 and all subsequent years.

6. The corporation may also implement an increase to reflect the effect on the corporation of the cash buildup factor pursuant to s. 215.555(5)(b).

7. The corporation's implementation of rates as prescribed in ~~subparagraphs 5. and 8.~~ ~~subparagraph 5.~~ shall cease for any line of business written by the corporation upon the corporation's implementation of actuarially sound rates. Thereafter, the corporation shall annually make a recommended actuarially sound rate filing that is not competitive with approved rates in the admitted voluntary market for each commercial and personal line of business the corporation writes.

8. For any new or renewal personal lines policy written on or after November 1, 2023, which does not cover a primary residence, the rate to be applied in calculating premium is not subject to the rate increase limitations in subparagraph 5. However, the policyholder may not be charged more than 50 percent above, and may not be charged less than, the established rate for the corporation which was in effect 1 year before the date of the application.

9. As used in this paragraph, the term "primary residence" means the dwelling that is the policyholder's primary home or is a rental property that is the primary home of the tenant, and which the policyholder or tenant occupies for more than 9 months of each year.

(o) If coverage in an account, or the Citizens account if established by the corporation, is deactivated pursuant to paragraph (p), coverage through the corporation shall be reactivated by order of the office only under one of the following circumstances:

1. If the market assistance plan receives a minimum of 100 applications for coverage within a 3-month period, or 200 applications for coverage within a 1-year period or less for residential coverage, unless the market assistance plan provides a quotation from admitted carriers at their filed rates for at least 90 percent of such applicants. Any market assistance plan application that is rejected because an individual risk is so hazardous as to be uninsurable using the criteria specified in subparagraph (c)8. shall not be included in the minimum percentage calculation provided herein. In the event that there is a legal or administrative challenge to a determination by the office that the conditions of this subparagraph have been met for eligibility for coverage in the corporation, any eligible risk may obtain coverage during the pendency of such challenge.

2. In response to a state of emergency declared by the Governor under s. 252.36, the office may activate coverage by order for the period of the emergency upon a finding by the office that the emergency significantly affects the availability of residential property insurance.

(p)1. The corporation shall file with the office quarterly statements of financial condition, an annual statement of financial condition, and audited financial statements in the manner prescribed by law. In ad-

dition, the corporation shall report to the office monthly on the types, premium, exposure, and distribution by county of its policies in force, and shall submit other reports as the office requires to carry out its oversight of the corporation.

2. The activities of the corporation shall be reviewed at least annually by the office to determine whether coverage shall be deactivated in an account, or in the *Citizens account if established by the corporation*, on the basis that the conditions giving rise to its activation no longer exist.

(q)1. The corporation shall certify to the office its needs for annual assessments as to a particular calendar year, and for any interim assessments that it deems to be necessary to sustain operations as to a particular year pending the receipt of annual assessments. Upon verification, the office shall approve such certification, and the corporation shall levy such annual or interim assessments. Such assessments shall be prorated, *if authority to levy exists*, as provided in paragraph (b). The corporation shall take all reasonable and prudent steps necessary to collect the amount of assessments due from each assessable insurer, including, if prudent, filing suit to collect the assessments, and the office may provide such assistance to the corporation it deems appropriate. If the corporation is unable to collect an assessment from any assessable insurer, the uncollected assessments shall be levied as an additional assessment against the assessable insurers and any assessable insurer required to pay an additional assessment as a result of such failure to pay shall have a cause of action against such nonpaying assessable insurer. Assessments shall be included as an appropriate factor in the making of rates. The failure of a surplus lines agent to collect and remit any regular or emergency assessment levied by the corporation is considered to be a violation of s. 626.936 and subjects the surplus lines agent to the penalties provided in that section.

2. The governing body of any unit of local government, any residents of which are insured by the corporation, may issue bonds as defined in s. 125.013 or s. 166.101 from time to time to fund an assistance program, in conjunction with the corporation, for the purpose of defraying deficits of the corporation. In order to avoid needless and indiscriminate proliferation, duplication, and fragmentation of such assistance programs, any unit of local government, any residents of which are insured by the corporation, may provide for the payment of losses, regardless of whether or not the losses occurred within or outside of the territorial jurisdiction of the local government. Revenue bonds under this subparagraph may not be issued until validated pursuant to chapter 75, unless a state of emergency is declared by executive order or proclamation of the Governor pursuant to s. 252.36 making such findings as are necessary to determine that it is in the best interests of, and necessary for, the protection of the public health, safety, and general welfare of residents of this state and declaring it an essential public purpose to permit certain municipalities or counties to issue such bonds as will permit relief to claimants and policyholders of the corporation. Any such unit of local government may enter into such contracts with the corporation and with any other entity created pursuant to this subsection as are necessary to carry out this paragraph. Any bonds issued under this subparagraph shall be payable from and secured by moneys received by the corporation from emergency assessments under sub-subparagraph (b)3.e. ~~(b)3.d.~~, and assigned and pledged to or on behalf of the unit of local government for the benefit of the holders of such bonds. The funds, credit, property, and taxing power of the state or of the unit of local government shall not be pledged for the payment of such bonds.

3.a. The corporation shall adopt one or more programs subject to approval by the office for the reduction of both new and renewal writings in the corporation. Beginning January 1, 2008, any program the corporation adopts for the payment of bonuses to an insurer for each risk the insurer removes from the corporation shall comply with s. 627.3511(2) and may not exceed the amount referenced in s. 627.3511(2) for each risk removed. The corporation may consider any prudent and not unfairly discriminatory approach to reducing corporation writings, and may adopt a credit against assessment liability or other liability that provides an incentive for insurers to take risks out of the corporation and to keep risks out of the corporation by maintaining or increasing voluntary writings in counties or areas in which corporation risks are highly concentrated and a program to provide a formula under which an insurer voluntarily taking risks out of the corporation by maintaining or increasing voluntary writings will be relieved wholly or partially from assessments under sub-subparagraph (b)3.a. However,

any "take-out bonus" or payment to an insurer must be conditioned on the property being insured for at least 5 years by the insurer, unless canceled or nonrenewed by the policyholder. If the policy is canceled or nonrenewed by the policyholder before the end of the 5-year period, the amount of the take-out bonus must be prorated for the time period the policy was insured. When 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 such policy, and the insurer shall either:

(I) Pay to the producing agent of record of the policy, for the first year, an amount which is the greater of the insurer's usual and customary commission for the type of policy written or a policy fee equal to the usual and customary commission of the corporation; or

(II) Offer to allow the producing agent of record of the policy to continue servicing the policy for a period of not less than 1 year and offer to pay the agent the insurer's usual and customary commission for the type of policy written. If the producing agent is unwilling or unable to accept appointment by the new insurer, the new insurer shall pay the agent in accordance with sub-sub-subparagraph (I).

b. Any credit or exemption from regular assessments adopted under this subparagraph shall last no longer than the 3 years following the cancellation or expiration of the policy by the corporation. With the approval of the office, the board may extend such credits for an additional year if the insurer guarantees an additional year of renewability for all policies removed from the corporation, or for 2 additional years if the insurer guarantees 2 additional years of renewability for all policies so removed.

c. There shall be no credit, limitation, exemption, or deferment from emergency assessments to be collected from policyholders pursuant to sub-subparagraph (b)3.e. or sub-subparagraph (b)5.c. ~~(b)3.d.~~

4. The plan shall provide for the deferment, in whole or in part, of the assessment of an assessable insurer, other than an emergency assessment collected from policyholders pursuant to sub-subparagraph (b)3.e. or sub-subparagraph (b)5.c. ~~(b)3.d.~~, if the office finds that payment of the assessment would endanger or impair the solvency of the insurer. In the event an assessment against an assessable insurer is deferred in whole or in part, the amount by which such assessment is deferred may be assessed against the other assessable insurers in a manner consistent with the basis for assessments set forth in paragraph (b).

5. Effective July 1, 2007, in order to evaluate the costs and benefits of approved take-out plans, if the corporation pays a bonus or other payment to an insurer for an approved take-out plan, it shall maintain a record of the address or such other identifying information on the property or risk removed in order to track if and when the property or risk is later insured by the corporation.

6. Any policy taken out, assumed, or removed from the corporation is, as of the effective date of the take-out, assumption, or removal, direct insurance issued by the insurer and not by the corporation, even if the corporation continues to service the policies. This subparagraph applies to policies of the corporation and not policies taken out, assumed, or removed from any other entity.

7. For a policy taken out, assumed, or removed from the corporation, the insurer may, for a period of no more than 3 years, continue to use any of the corporation's policy forms or endorsements that apply to the policy taken out, removed, or assumed without obtaining approval from the office for use of such policy form or endorsement.

(v)1. Effective July 1, 2002, policies of the Residential Property and Casualty Joint Underwriting Association become policies of the corporation. All obligations, rights, assets and liabilities of the association, including bonds, note and debt obligations, and the financing documents pertaining to them become those of the corporation as of July 1, 2002. The corporation is not required to issue endorsements or certificates of assumption to insureds during the remaining term of in-force transferred policies.

2. Effective July 1, 2002, policies of the Florida Windstorm Underwriting Association are transferred to the corporation and become policies of the corporation. All obligations, rights, assets, and liabilities of the association, including bonds, note and debt obligations, and the fi-

ancing documents pertaining to them are transferred to and assumed by the corporation on July 1, 2002. The corporation is not required to issue endorsements or certificates of assumption to insureds during the remaining term of in-force transferred policies.

3. The Florida Windstorm Underwriting Association and the Residential Property and Casualty Joint Underwriting Association shall take all actions necessary to further evidence the transfers and provide the documents and instruments of further assurance as may reasonably be requested by the corporation for that purpose. The corporation shall execute assumptions and instruments as the trustees or other parties to the financing documents of the Florida Windstorm Underwriting Association or the Residential Property and Casualty Joint Underwriting Association may reasonably request to further evidence the transfers and assumptions, which transfers and assumptions, however, are effective on the date provided under this paragraph whether or not, and regardless of the date on which, the assumptions or instruments are executed by the corporation. Subject to the relevant financing documents pertaining to their outstanding bonds, notes, indebtedness, or other financing obligations, the moneys, investments, receivables, choses in action, and other intangibles of the Florida Windstorm Underwriting Association shall be credited to the coastal account of the corporation, and those of the personal lines residential coverage account and the commercial lines residential coverage account of the Residential Property and Casualty Joint Underwriting Association shall be credited to the personal lines account and the commercial lines account, respectively, of the corporation.

4. Effective July 1, 2002, a new applicant for property insurance coverage who would otherwise have been eligible for coverage in the Florida Windstorm Underwriting Association is eligible for coverage from the corporation as provided in this subsection.

5. The transfer of all policies, obligations, rights, assets, and liabilities from the Florida Windstorm Underwriting Association to the corporation and the renaming of the Residential Property and Casualty Joint Underwriting Association as the corporation does not affect the coverage with respect to covered policies as defined in s. 215.555(2)(c) provided to these entities by the Florida Hurricane Catastrophe Fund. The coverage provided by the fund to the Florida Windstorm Underwriting Association based on its exposures as of June 30, 2002, and each June 30 thereafter, *unless the corporation has established the Citizens account*, shall be redesignated as coverage for the coastal account of the corporation. Notwithstanding any other provision of law, the coverage provided by the fund to the Residential Property and Casualty Joint Underwriting Association based on its exposures as of June 30, 2002, and each June 30 thereafter, *unless the corporation has established the Citizens account*, shall be transferred to the personal lines account and the commercial lines account of the corporation. Notwithstanding any other provision of law, the coastal account, *unless the corporation has established the Citizens account*, shall be treated, for all Florida Hurricane Catastrophe Fund purposes, as if it were a separate participating insurer with its own exposures, reimbursement premium, and loss reimbursement. Likewise, the personal lines and commercial lines accounts, *unless the corporation has established the Citizens account*, shall be viewed together, for all fund purposes, as if the two accounts were one and represent a single, separate participating insurer with its own exposures, reimbursement premium, and loss reimbursement. The coverage provided by the fund to the corporation shall constitute and operate as a full transfer of coverage from the Florida Windstorm Underwriting Association and Residential Property and Casualty Joint Underwriting Association to the corporation.

(w) Notwithstanding any other provision of law:

1. The pledge or sale of, the lien upon, and the security interest in any rights, revenues, or other assets of the corporation created or purported to be created pursuant to any financing documents to secure any bonds or other indebtedness of the corporation shall be and remain valid and enforceable, notwithstanding the commencement of and during the continuation of, and after, any rehabilitation, insolvency, liquidation, bankruptcy, receivership, conservatorship, reorganization, or similar proceeding against the corporation under the laws of this state.

2. The proceeding does not relieve the corporation of its obligation, or otherwise affect its ability to perform its obligation, to continue to collect, or levy and collect, assessments, policyholder surcharges or other surcharges under sub-subparagraph (b)3.j. ~~(b)3.i.~~, or any other

rights, revenues, or other assets of the corporation pledged pursuant to any financing documents.

3. Each such pledge or sale of, lien upon, and security interest in, including the priority of such pledge, lien, or security interest, any such assessments, policyholder surcharges or other surcharges, or other rights, revenues, or other assets which are collected, or levied and collected, after the commencement of and during the pendency of, or after, any such proceeding shall continue unaffected by such proceeding. As used in this subsection, the term “financing documents” means any agreement or agreements, instrument or instruments, or other document or documents now existing or hereafter created evidencing any bonds or other indebtedness of the corporation or pursuant to which any such bonds or other indebtedness has been or may be issued and pursuant to which any rights, revenues, or other assets of the corporation are pledged or sold to secure the repayment of such bonds or indebtedness, together with the payment of interest on such bonds or such indebtedness, or the payment of any other obligation or financial product, as defined in the plan of operation of the corporation related to such bonds or indebtedness.

4. Any such pledge or sale of assessments, revenues, contract rights, or other rights or assets of the corporation shall constitute a lien and security interest, or sale, as the case may be, that is immediately effective and attaches to such assessments, revenues, or contract rights or other rights or assets, whether or not imposed or collected at the time the pledge or sale is made. Any such pledge or sale is effective, valid, binding, and enforceable against the corporation or other entity making such pledge or sale, and valid and binding against and superior to any competing claims or obligations owed to any other person or entity, including policyholders in this state, asserting rights in any such assessments, revenues, or contract rights or other rights or assets to the extent set forth in and in accordance with the terms of the pledge or sale contained in the applicable financing documents, whether or not any such person or entity has notice of such pledge or sale and without the need for any physical delivery, recordation, filing, or other action.

5. As long as the corporation has any bonds outstanding, the corporation may not file a voluntary petition under chapter 9 of the federal Bankruptcy Code or such corresponding chapter or sections as may be in effect, from time to time, and a public officer or any organization, entity, or other person may not authorize the corporation to be or become a debtor under chapter 9 of the federal Bankruptcy Code or such corresponding chapter or sections as may be in effect, from time to time, during any such period.

6. If ordered by a court of competent jurisdiction, the corporation may assume policies or otherwise provide coverage for policyholders of an insurer placed in liquidation under chapter 631, under such forms, rates, terms, and conditions as the corporation deems appropriate, subject to approval by the office.

(aa) *Except as otherwise provided in this paragraph*, the corporation shall ~~not~~ require the securing and maintaining of flood insurance as a condition of coverage of a personal lines residential risk. ~~if~~ The insured or applicant *must execute* ~~executes~~ a form approved by the office affirming that flood insurance is not provided by the corporation and that if flood insurance is not secured by the applicant or insured *from an insurer other than the corporation* and in addition to coverage by the corporation, the risk will not be eligible for coverage by the corporation covered for flood damage. ~~A corporation policyholder electing not to secure flood insurance and executing a form as provided herein making a claim for water damage against the corporation shall have the burden of proving the damage was not caused by flooding. Notwithstanding other provisions of this subsection,~~ The corporation may deny coverage of a personal lines residential risk to an applicant or insured who refuses to secure and maintain flood insurance ~~execute the form described herein~~. *The requirement to purchase flood insurance shall be implemented as follows:*

1. *Except as provided in subparagraphs 2. and 3., all personal lines residential policyholders must have flood coverage in place for policies effective on or after:*

- a. *January 1, 2024, for property valued at \$600,000 or more.*
- b. *January 1, 2025, for property valued at \$500,000 or more.*

c. January 1, 2026, for property valued at \$400,000 or more.

d. January 1, 2027, for all other personal lines residential property insured by the corporation.

2. All personal lines residential policyholders whose property insured by the corporation is located within the special flood hazard area defined by the Federal Emergency Management Agency must have flood coverage in place:

a. At the time of initial policy issuance for all new personal lines residential policies issued by the corporation on or after April 1, 2023.

b. By the time of the policy renewal for all personal lines residential policies renewing on or after July 1, 2023.

3. Policyholders whose policies issued by the corporation do not provide coverage for the peril of wind are not required to purchase flood insurance as a condition for maintaining their policies with the corporation.

The flood insurance required under this paragraph must meet, at a minimum, the coverage available from the National Flood Insurance Program or the requirements of subparagraphs s. 627.715(1)(a)1., 2., and 3.

(ii) The corporation shall revise the programs adopted pursuant to sub-subparagraph (q)3.a. for personal lines residential policies to maximize policyholder options and encourage increased participation by insurers and agents. After January 1, 2017, a policy may not be taken out of the corporation unless the provisions of this paragraph are met.

1. The corporation must publish a periodic schedule of cycles during which an insurer may identify, and notify the corporation of, policies that the insurer is requesting to take out. A request must include a description of the coverage offered and an estimated premium and must be submitted to the corporation in a form and manner prescribed by the corporation.

2. The corporation must maintain and make available to the agent of record a consolidated list of all insurers requesting to take out a policy. The list must include a description of the coverage offered and the estimated premium for each take-out request.

3. If a policyholder receives a take-out offer from an authorized insurer, the risk is no longer eligible for coverage with the corporation unless the premium for coverage from the authorized insurer is more 20 percent greater than the renewal premium for comparable coverage from the corporation pursuant to sub-subparagraph (c)5.c. This subparagraph applies to take-out offers that are part of an application to participate in depopulation submitted to the office on or after January 1, 2023.

4. The corporation must provide written notice to the policyholder and the agent of record regarding all insurers requesting to take out the policy ~~and regarding the policyholder's option to accept a take-out offer or to reject all take-out offers and to remain with the corporation.~~ The notice must be in a format prescribed by the corporation and include, for each take-out offer:

- a. The amount of the estimated premium;
- b. A description of the coverage; and

c. A comparison of the estimated premium and coverage offered by the insurer to the estimated premium and coverage provided by the corporation.

(kk) A corporation policyholder making a claim for water damage against the corporation has the burden of proving that the damage was not caused by flooding.

Section 9. Paragraph (s) of subsection (6) of section 627.351, Florida Statutes, is amended to read:

627.351 Insurance risk apportionment plans.—

(6) CITIZENS PROPERTY INSURANCE CORPORATION.—

(s)1. There shall be no liability on the part of, and no cause of action of any nature shall arise against, any assessable insurer or its agents or employees, the corporation or its agents or employees, members of the board of governors or their respective designees at a board meeting, corporation committee members, or the office or its representatives, for any action taken by them in the performance of their duties or responsibilities under this subsection. Such immunity does not apply to:

- a. Any of the foregoing persons or entities for any willful tort;
- b. The corporation or its producing agents for breach of any contract or agreement pertaining to insurance coverage;
- c. The corporation with respect to issuance or payment of debt;
- d. Any assessable insurer with respect to any action to enforce an assessable insurer's obligations to the corporation under this subsection; or
- e. The corporation in any pending or future action for breach of contract or for benefits under a policy issued by the corporation; ~~in any such action, the corporation shall be liable to the policyholders and beneficiaries for attorney's fees under s. 627.428.~~

2. The corporation shall manage its claim employees, independent adjusters, and others who handle claims to ensure they carry out the corporation's duty to its policyholders to handle claims carefully, timely, diligently, and in good faith, balanced against the corporation's duty to the state to manage its assets responsibly to minimize its assessment potential.

Section 10. Paragraphs (b) and (c) of subsection (3) and paragraphs (d), (e), and (f) of subsection (6) of section 627.3511, Florida Statutes, are amended to read:

627.3511 Depopulation of Citizens Property Insurance Corporation.—

(3) EXEMPTION FROM DEFICIT ASSESSMENTS.—

(b) An insurer that first wrote personal lines residential property coverage in this state on or after July 1, 1994, is exempt from regular deficit assessments imposed pursuant to s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, of the Citizens Property Insurance Corporation until the earlier of the following:

1. The end of the calendar year in which it first wrote 0.5 percent or more of the statewide aggregate direct written premium for any line of residential property coverage; or
2. December 31, 1997, or December 31 of the third year in which it wrote such coverage in this state, whichever is later.

(c) Other than an insurer that is exempt under paragraph (b), an insurer that in any calendar year increases its total structure exposure subject to wind coverage by 25 percent or more over its exposure for the preceding calendar year is, with respect to that year, exempt from deficit assessments imposed pursuant to s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, of the Citizens Property Insurance Corporation attributable to such increase in exposure.

(6) COMMERCIAL RESIDENTIAL TAKE-OUT PLANS.—

(d) The calculation of an insurer's regular assessment liability under s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, shall, with respect to commercial residential policies removed from the corporation under an approved take-out plan, exclude such removed policies for the succeeding 3 years, as follows:

1. In the first year following removal of the policies, the policies are excluded from the calculation to the extent of 100 percent.
2. In the second year following removal of the policies, the policies are excluded from the calculation to the extent of 75 percent.

3. In the third year following removal of the policies, the policies are excluded from the calculation to the extent of 50 percent.

(e) An insurer that first wrote commercial residential property coverage in this state on or after June 1, 1996, is exempt from regular assessments under s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, with respect to commercial residential policies until the earlier of:

1. The end of the calendar year in which such insurer first wrote 0.5 percent or more of the statewide aggregate direct written premium for commercial residential property coverage; or

2. December 31 of the third year in which such insurer wrote commercial residential property coverage in this state.

(f) An insurer that is not otherwise exempt from regular assessments under s. 627.351(6)(b)3.a. with respect to commercial residential policies is, for any calendar year in which such insurer increased its total commercial residential hurricane exposure by 25 percent or more over its exposure for the preceding calendar year, exempt from regular assessments under s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, attributable to such increased exposure.

Section 11. Effective January 1, 2023, subsection (5) of section 627.3518, Florida Statutes, is amended to read:

627.3518 Citizens Property Insurance Corporation policyholder eligibility clearinghouse program.—The purpose of this section is to provide a framework for the corporation to implement a clearinghouse program by January 1, 2014.

(5) Notwithstanding s. 627.3517, any applicant for new coverage from the corporation is not eligible for coverage from the corporation if provided an offer of coverage from an authorized insurer through the program at a premium that is at or below the eligibility threshold for applicants for new coverage established in s. 627.351(6)(c)5.a. Whenever an offer of coverage for a personal lines risk is received for a policyholder of the corporation at renewal from an authorized insurer through the program which is at or below the eligibility threshold for policyholders of the corporation established in s. 627.351(6)(c)5.a., ~~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. In the event an offer of coverage for a new applicant is received from an authorized insurer through the program, and the premium offered exceeds the eligibility threshold for applicants for new coverage established ~~contained~~ in s. 627.351(6)(c)5.a., the applicant or insured may elect to accept such coverage, or may elect to accept or continue coverage with the corporation. In the event an offer of coverage for a personal lines risk is received from an authorized insurer at renewal through the program, and the premium offered exceeds the eligibility threshold for policyholders of the corporation established in s. 627.351(6)(c)5.a. ~~is more than the corporation's renewal premium for comparable coverage,~~ the insured may elect to accept such coverage, or may elect to accept or continue coverage with the corporation. Section 627.351(6)(c)5.a.(I) does not apply to an offer of coverage from an authorized insurer obtained through the program. ~~An applicant for coverage from the corporation who was declared ineligible for coverage at renewal by the corporation in the previous 36 months due to an offer of coverage pursuant to this subsection shall be considered a renewal under this section if the corporation determines that the authorized insurer making the offer of coverage pursuant to this subsection continues to insure the applicant and increased the rate on the policy in excess of the increase allowed for the corporation under s. 627.351(6)(n)5.~~

Section 12. Subsection (3) of section 627.410, Florida Statutes, is amended to read:

627.410 Filing, approval of forms.—

(3) The office may, for cause, withdraw a previous approval. No insurer shall issue or use any form disapproved by the office, or as to which the office has withdrawn approval, after the effective date of the order of the office. *Based on a finding from a market conduct examination of a property insurer that the insurer has exhibited a pattern or practice of one or more willful unfair insurance trade practice viola-*

tions with regard to its use of appraisal, the office shall reexamine the insurer's property insurance policy forms that contain an appraisal clause, and the office may:

(a) *Withdraw approval of the forms, if warranted by the Florida Insurance Code.*

(b) *In addition to any regulatory action under ss. 624.418 and 624.4211, issue an order prohibiting the insurer from invoking appraisal for up to 2 years.*

Section 13. Subsections (1) and (4) of section 627.428, Florida Statutes, are amended to read:

627.428 Attorney fees.—

(1) *Except as provided in subsection (4), upon the rendition of a judgment or decree by any of the courts of this state against an insurer and in favor of any named or omnibus insured or the named beneficiary under a policy or contract executed by the insurer, the trial court or, in the event of an appeal in which the insured or beneficiary prevails, the appellate court shall adjudge or decree against the insurer and in favor of the insured or beneficiary a reasonable sum as fees or compensation for the insured's or beneficiary's attorney prosecuting the suit in which the recovery is had. In a suit commenced before December 31, 2022, arising under a residential or commercial property insurance policy, the amount of reasonable attorney fees shall be awarded only as provided in s. 57.105 or s. 627.70152, as applicable.*

Senator Rouson moved the following amendments which failed:

Amendment 5 (652232)—Delete lines 592-601 and insert:

~~or~~

i. *Failing to pay personal injury protection insurance claims within the time periods required by s. 627.736(4)(b). The office may order the insurer to pay restitution to a policyholder, medical provider, or other claimant, including interest at a rate consistent with the amount set forth in s. 55.03(1), for the time period within which an insurer fails to pay claims as required by law. Restitution is in addition to any other penalties allowed by law, including, but not limited to, the suspension of the insurer's certificate of authority; or*

j. *Compelling insureds to institute litigation to recover amounts due under an insurance policy by offering substantially less than the amounts ultimately recovered in actions brought by such insureds; or*

Amendment 6 (172138) (with title amendment)—Between lines 601 and 602 insert:

j. *Altering a field adjuster's initial estimate, report, photographs, or written comments regarding photographs or observations of an insured risk without express written approval of the adjuster obtained within 5 days after the alteration, which clearly explains in detail the nature and extent of the changes;*

k. *Failing to provide an insured with a complete, unredacted, and unaltered copy of a field adjuster's initial report, estimate, and photographs within 10 business days after receipt of such materials; or*

l. *Failing to provide an insured with a complete, unredacted, and unaltered copy of any report or estimate obtained from an engineer, an environmental consultant, a contractor, or another specialist retained by the insurer to investigate the claim within 10 business days after receipt of such report or estimate.*

And the title is amended as follows:

Between lines 45 and 46 insert: specifying additional acts and practices that constitute unfair claim settlement practices by insurers;

Senator Torres moved the following amendment which failed:

Amendment 7 (786778)—Delete lines 604-2813 and insert: within 45 ~~90~~ days after an insurer receives notice of a residential property insurance claim, determines the amounts of partial or full benefits, and agrees to coverage, unless payment of the undisputed benefits is prevented by *factors beyond the control of the insurer as defined in s. 627.70131(5)* ~~an act of God, prevented by the impossibility~~

~~of performance, or due to actions by the insured or claimant that constitute fraud, lack of cooperation, or intentional misrepresentation regarding the claim for which benefits are owed.~~

Section 8. Effective January 1, 2023, paragraphs (b), (c), (n), (o), (p), (q), (v), (w), (aa), and (ii) of subsection (6) of section 627.351, Florida Statutes, are amended, and paragraph (kk) is added to that subsection, to read:

627.351 Insurance risk apportionment plans.—

(6) CITIZENS PROPERTY INSURANCE CORPORATION.—

(b)1. All insurers authorized to write one or more subject lines of business in this state are subject to assessment by the corporation and, for the purposes of this subsection, are referred to collectively as “assessable insurers.” Insurers writing one or more subject lines of business in this state pursuant to part VIII of chapter 626 are not assessable insurers; however, insureds who procure one or more subject lines of business in this state pursuant to part VIII of chapter 626 are subject to assessment by the corporation and are referred to collectively as “assessable insureds.” An insurer’s assessment liability begins on the first day of the calendar year following the year in which the insurer was issued a certificate of authority to transact insurance for subject lines of business in this state and terminates 1 year after the end of the first calendar year during which the insurer no longer holds a certificate of authority to transact insurance for subject lines of business in this state.

2.a. All revenues, assets, liabilities, losses, and expenses of the corporation shall be divided into three separate accounts as follows:

(I) A personal lines account for personal residential policies issued by the corporation which provides comprehensive, multiperil coverage on risks that are not located in areas eligible for coverage by the Florida Windstorm Underwriting Association as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas;

(II) A commercial lines account for commercial residential and commercial nonresidential policies issued by the corporation which provides coverage for basic property perils on risks that are not located in areas eligible for coverage by the Florida Windstorm Underwriting Association as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas; and

(III) A coastal account for personal residential policies and commercial residential and commercial nonresidential property policies issued by the corporation which provides coverage for the peril of wind on risks that are located in areas eligible for coverage by the Florida Windstorm Underwriting Association as those areas were defined on January 1, 2002. The corporation may offer policies that provide multiperil coverage and shall offer policies that provide coverage only for the peril of wind for risks located in areas eligible for coverage in the coastal account. Effective July 1, 2014, the corporation shall cease offering new commercial residential policies providing multiperil coverage and shall instead continue to offer commercial residential wind-only policies, and may offer commercial residential policies excluding wind. The corporation may, however, continue to renew a commercial residential multiperil policy on a building that is insured by the corporation on June 30, 2014, under a multiperil policy. In issuing multiperil coverage, the corporation may use its approved policy forms and rates for the personal lines account. An applicant or insured who is eligible to purchase a multiperil policy from the corporation may purchase a multiperil policy from an authorized insurer without prejudice to the applicant’s or insured’s eligibility to prospectively purchase a policy that provides coverage only for the peril of wind from the corporation. An applicant or insured who is eligible for a corporation policy that provides coverage only for the peril of wind may elect to purchase or retain such policy and also purchase or retain coverage excluding wind from an authorized insurer without prejudice to the applicant’s or insured’s eligibility to prospectively purchase a policy that provides multiperil coverage from the corporation. It is the goal of the Legislature that there be an overall average savings of 10 percent or more for a policyholder who currently has a wind-only policy with the corporation, and an ex-wind policy with a voluntary insurer or the corporation, and who obtains a multiperil policy from the corporation. It is the intent

of the Legislature that the offer of multiperil coverage in the coastal account be made and implemented in a manner that does not adversely affect the tax-exempt status of the corporation or creditworthiness of or security for currently outstanding financing obligations or credit facilities of the coastal account, the personal lines account, or the commercial lines account. The coastal account must also include quota share primary insurance under subparagraph (c)2. The area eligible for coverage under the coastal account also includes the area within Port Canaveral, which is bordered on the south by the City of Cape Canaveral, bordered on the west by the Banana River, and bordered on the north by Federal Government property.

b. The three separate accounts must be maintained as long as financing obligations entered into by the Florida Windstorm Underwriting Association or Residential Property and Casualty Joint Underwriting Association are outstanding, in accordance with the terms of the corresponding financing documents. ~~If no such financing obligations remain outstanding or if the financing documents allow for combining of accounts, the corporation may consolidate the three separate accounts into a new account, to be known as the Citizens account, for all revenues, assets, liabilities, losses, and expenses of the corporation. The Citizens account, if established by the corporation, is authorized to provide coverage to the same extent as provided under each of the three separate accounts. The authority to provide coverage under the Citizens account is set forth in subparagraph 4. If the financing obligations are no longer outstanding, the corporation may use a single account for all revenues, assets, liabilities, losses, and expenses of the corporation.~~ Consistent with this subparagraph and prudent investment policies that minimize the cost of carrying debt, the board shall exercise its best efforts to retire existing debt or obtain the approval of necessary parties to amend the terms of existing debt, so as to structure the most efficient plan for consolidating the three separate accounts into a single account. ~~Once the accounts are combined into one account, this subparagraph and subparagraph 3. shall be replaced in their entirety by subparagraphs 4. and 5.~~

c. Creditors of the Residential Property and Casualty Joint Underwriting Association and the accounts specified in sub-sub-subparagraphs a.(I) and (II) may have a claim against, and recourse to, those accounts and no claim against, or recourse to, the account referred to in sub-sub-subparagraph a.(III). Creditors of the Florida Windstorm Underwriting Association have a claim against, and recourse to, the account referred to in sub-sub-subparagraph a.(III) and no claim against, or recourse to, the accounts referred to in sub-sub-subparagraphs a.(I) and (II).

d. Revenues, assets, liabilities, losses, and expenses not attributable to particular accounts shall be prorated among the accounts.

e. The Legislature finds that the revenues of the corporation are revenues that are necessary to meet the requirements set forth in documents authorizing the issuance of bonds under this subsection.

f. The income of the corporation may not inure to the benefit of any private person.

3. With respect to a deficit in an account:

a. After accounting for the Citizens policyholder surcharge imposed under sub-subparagraph i., if the remaining projected deficit incurred in the coastal account in a particular calendar year:

(I) Is not greater than 2 percent of the aggregate statewide direct written premium for the subject lines of business for the prior calendar year, the entire deficit shall be recovered through regular assessments of assessable insurers under paragraph (q) and assessable insureds.

(II) Exceeds 2 percent of the aggregate statewide direct written premium for the subject lines of business for the prior calendar year, the corporation shall levy regular assessments on assessable insurers under paragraph (q) and on assessable insureds in an amount equal to the greater of 2 percent of the projected deficit or 2 percent of the aggregate statewide direct written premium for the subject lines of business for the prior calendar year. Any remaining projected deficit shall be recovered through emergency assessments under sub-subparagraph e. &

b. Each assessable insurer’s share of the amount being assessed under sub-subparagraph a. must be in the proportion that the asses-

sable insurer's direct written premium for the subject lines of business for the year preceding the assessment bears to the aggregate statewide direct written premium for the subject lines of business for that year. The assessment percentage applicable to each assessable insured is the ratio of the amount being assessed under sub-subparagraph a. to the aggregate statewide direct written premium for the subject lines of business for the prior year. Assessments levied by the corporation on assessable insurers under sub-subparagraph a. must be paid as required by the corporation's plan of operation and paragraph (q). Assessments levied by the corporation on assessable insureds under sub-subparagraph a. shall be collected by the surplus lines agent at the time the surplus lines agent collects the surplus lines tax required by s. 626.932, and paid to the Florida Surplus Lines Service Office at the time the surplus lines agent pays the surplus lines tax to that office. Upon receipt of regular assessments from surplus lines agents, the Florida Surplus Lines Service Office shall transfer the assessments directly to the corporation as determined by the corporation.

c. The corporation may not levy regular assessments under paragraph (q) pursuant to sub-subparagraph a. or sub-subparagraph b. if the three separate accounts in sub-subparagraphs 2.a.(I)-(III) have been consolidated into the Citizens account pursuant to sub-subparagraph 2.b. However, the outstanding balance of any regular assessment levied by the corporation before establishment of the Citizens account remains payable to the corporation.

d. After accounting for the Citizens policyholder surcharge imposed under sub-subparagraph j. ~~h~~, the remaining projected deficits in the personal lines account and in the commercial lines account in a particular calendar year shall be recovered through emergency assessments under sub-subparagraph e. ~~h~~.

e. ~~h~~ Upon a determination by the board of governors that a projected deficit in an account exceeds the amount that is expected to be recovered through regular assessments under sub-subparagraph a., plus the amount that is expected to be recovered through surcharges under sub-subparagraph j. ~~h~~, the board, after verification by the office, shall levy emergency assessments for as many years as necessary to cover the deficits, to be collected by assessable insurers and the corporation and collected from assessable insureds upon issuance or renewal of policies for subject lines of business, excluding National Flood Insurance policies. The amount collected in a particular year must be a uniform percentage of that year's direct written premium for subject lines of business and all accounts of the corporation, excluding National Flood Insurance Program policy premiums, as annually determined by the board and verified by the office. The office shall verify the arithmetic calculations involved in the board's determination within 30 days after receipt of the information on which the determination was based. The office shall notify assessable insurers and the Florida Surplus Lines Service Office of the date on which assessable insurers shall begin to collect and assessable insureds shall begin to pay such assessment. The date must be at least 90 days after the date the corporation levies emergency assessments pursuant to this sub-subparagraph. Notwithstanding any other provision of law, the corporation and each assessable insurer that writes subject lines of business shall collect emergency assessments from its policyholders without such obligation being affected by any credit, limitation, exemption, or deferment. Emergency assessments levied by the corporation on assessable insureds shall be collected by the surplus lines agent at the time the surplus lines agent collects the surplus lines tax required by s. 626.932 and paid to the Florida Surplus Lines Service Office at the time the surplus lines agent pays the surplus lines tax to that office. The emergency assessments collected shall be transferred directly to the corporation on a periodic basis as determined by the corporation and held by the corporation solely in the applicable account. The aggregate amount of emergency assessments levied for an account in any calendar year may be less than but may not exceed the greater of 10 percent of the amount needed to cover the deficit, plus interest, fees, commissions, required reserves, and other costs associated with financing the original deficit, or 10 percent of the aggregate statewide direct written premium for subject lines of business and all accounts of the corporation for the prior year, plus interest, fees, commissions, required reserves, and other costs associated with financing the deficit.

f. ~~e~~ The corporation may pledge the proceeds of assessments, projected recoveries from the Florida Hurricane Catastrophe Fund, other insurance and reinsurance recoverables, policyholder surcharges and other surcharges, and other funds available to the corporation as the

source of revenue for and to secure bonds issued under paragraph (q), bonds or other indebtedness issued under subparagraph (c)3., or lines of credit or other financing mechanisms issued or created under this subsection, or to retire any other debt incurred as a result of deficits or events giving rise to deficits, or in any other way that the board determines will efficiently recover such deficits. The purpose of the lines of credit or other financing mechanisms is to provide additional resources to assist the corporation in covering claims and expenses attributable to a catastrophe. As used in this subsection, the term "assessments" includes regular assessments under sub-subparagraph a. or subparagraph (q)1. and emergency assessments under sub-subparagraph e. ~~h~~ Emergency assessments collected under sub-subparagraph e. ~~h~~ are not part of an insurer's rates, are not premium, and are not subject to premium tax, fees, or commissions; however, failure to pay the emergency assessment shall be treated as failure to pay premium. The emergency assessments shall continue as long as any bonds issued or other indebtedness incurred with respect to a deficit for which the assessment was imposed remain outstanding, unless adequate provision has been made for the payment of such bonds or other indebtedness pursuant to the documents governing such bonds or indebtedness.

g. ~~f~~ As used in this subsection for purposes of any deficit incurred on or after January 25, 2007, the term "subject lines of business" means insurance written by assessable insurers or procured by assessable insureds for all property and casualty lines of business in this state, but not including workers' compensation or medical malpractice. As used in this sub-subparagraph, the term "property and casualty lines of business" includes all lines of business identified on Form 2, Exhibit of Premiums and Losses, in the annual statement required of authorized insurers under s. 624.424 and any rule adopted under this section, except for those lines identified as accident and health insurance and except for policies written under the National Flood Insurance Program or the Federal Crop Insurance Program. For purposes of this sub-subparagraph, the term "workers' compensation" includes both workers' compensation insurance and excess workers' compensation insurance.

h. ~~g~~ The Florida Surplus Lines Service Office shall determine annually the aggregate statewide written premium in subject lines of business procured by assessable insureds and report that information to the corporation in a form and at a time the corporation specifies to ensure that the corporation can meet the requirements of this subsection and the corporation's financing obligations.

i. ~~h~~ The Florida Surplus Lines Service Office shall verify the proper application by surplus lines agents of assessment percentages for regular assessments and emergency assessments levied under this subparagraph on assessable insureds and assist the corporation in ensuring the accurate, timely collection and payment of assessments by surplus lines agents as required by the corporation.

j. ~~i~~ Upon determination by the board of governors that an account has a projected deficit, the board shall levy a Citizens policyholder surcharge against all policyholders of the corporation.

(I) The surcharge shall be levied as a uniform percentage of the premium for the policy of up to 15 percent of such premium, which funds shall be used to offset the deficit.

(II) The surcharge is payable upon cancellation or termination of the policy, upon renewal of the policy, or upon issuance of a new policy by the corporation within the first 12 months after the date of the levy or the period of time necessary to fully collect the surcharge amount.

(III) The corporation may not levy any regular assessments under paragraph (q) pursuant to sub-subparagraph a. or sub-subparagraph b. with respect to a particular year's deficit until the corporation has first levied the full amount of the surcharge authorized by this sub-subparagraph.

(IV) The surcharge is not considered premium and is not subject to commissions, fees, or premium taxes. However, failure to pay the surcharge shall be treated as failure to pay premium.

k. ~~j~~ If the amount of any assessments or surcharges collected from corporation policyholders, assessable insurers or their policyholders, or assessable insureds exceeds the amount of the deficits, such excess amounts shall be remitted to and retained by the corporation in a reserve to be used by the corporation, as determined by the board of

governors and approved by the office, to pay claims or reduce any past, present, or future plan-year deficits or to reduce outstanding debt.

4. *The Citizens account, if established by the corporation pursuant to sub-subparagraph 2.b., is authorized to provide:*

a. *Personal residential policies that provide comprehensive, multi-peril coverage on risks that are not located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas;*

b. *Commercial residential and commercial nonresidential policies that provide coverage for basic property perils on risks that are not located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas; and*

c. *Personal residential policies and commercial residential and commercial nonresidential property policies that provide coverage for the peril of wind on risks that are located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002. The corporation may offer policies that provide multiperil coverage and shall offer policies that provide coverage only for the peril of wind for risks located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002. The corporation may not offer new commercial residential policies providing multiperil coverage, but shall continue to offer commercial residential wind-only policies, and may offer commercial residential policies excluding wind. However, the corporation may continue to renew a commercial residential multiperil policy on a building that was insured by the corporation on June 30, 2014, under a multiperil policy. In issuing multiperil coverage under this sub-subparagraph, the corporation may use its approved policy forms and rates for risks located in areas not eligible for coverage by the Florida Windstorm Underwriting Association as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas. An applicant or insured who is eligible to purchase a multiperil policy from the corporation may purchase a multiperil policy from an authorized insurer without prejudice to the applicant's or insured's eligibility to prospectively purchase a policy that provides coverage only for the peril of wind from the corporation. An applicant or insured who is eligible for a corporation policy that provides coverage only for the peril of wind may elect to purchase or retain such policy and also purchase or retain coverage excluding wind from an authorized insurer without prejudice to the applicant's or insured's eligibility to prospectively purchase a policy that provides multiperil coverage from the corporation. The following policies, which provide coverage only for the peril of wind, must also include quota share primary insurance under subparagraph (c)2.: Personal residential policies and commercial residential and commercial nonresidential property policies that provide coverage for the peril of wind on risks that are located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002; policies that provide multiperil coverage, if offered by the corporation, and policies that provide coverage only for the peril of wind for risks located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002; commercial residential wind-only policies; commercial residential policies excluding wind, if offered by the corporation; and commercial residential multiperil policies on a building that was insured by the corporation on June 30, 2014. The area eligible for coverage with the corporation under this sub-subparagraph includes the area within Port Canaveral, which is bordered on the south by the City of Cape Canaveral, bordered on the west by the Banana River, and bordered on the north by Federal Government property.*

5. *With respect to a deficit in the Citizens account:*

a. *Upon a determination by the board of governors that the Citizens account has a projected deficit, the board shall levy a Citizens policyholder surcharge against all policyholders of the corporation.*

(I) *The surcharge shall be levied as a uniform percentage of the premium for the policy of up to 15 percent of such premium, which funds shall be used to offset the deficit.*

(II) *The surcharge is payable upon cancellation or termination of the policy, upon renewal of the policy, or upon issuance of a new policy by the corporation within the first 12 months after the date of the levy or the period of time necessary to fully collect the surcharge amount.*

(III) *The surcharge is not considered premium and is not subject to commissions, fees, or premium taxes. However, failure to pay the surcharge shall be treated as failure to pay premium.*

b. *After accounting for the Citizens policyholder surcharge imposed under sub-subparagraph a., the remaining projected deficit incurred in the Citizens account in a particular calendar year shall be recovered through emergency assessments under sub-subparagraph c.*

c. *Upon a determination by the board of governors that a projected deficit in the Citizens account exceeds the amount that is expected to be recovered through surcharges under sub-subparagraph a., the board, after verification by the office, shall levy emergency assessments for as many years as necessary to cover the deficits, to be collected by assessable insurers and the corporation and collected from assessable insureds upon issuance or renewal of policies for subject lines of business, excluding National Flood Insurance Program policies. The amount collected in a particular year must be a uniform percentage of that year's direct written premium for subject lines of business and the Citizens account, National Flood Insurance Program policy premiums, as annually determined by the board and verified by the office. The office shall verify the arithmetic calculations involved in the board's determination within 30 days after receipt of the information on which the determination was based. The office shall notify assessable insurers and the Florida Surplus Lines Service Office of the date on which assessable insurers shall begin to collect and assessable insureds shall begin to pay such assessment. The date must be at least 90 days after the date the corporation levies emergency assessments pursuant to this sub-subparagraph. Notwithstanding any other law, the corporation and each assessable insurer that writes subject lines of business shall collect emergency assessments from its policyholders without such obligation being affected by any credit, limitation, exemption, or deferment. Emergency assessments levied by the corporation on assessable insureds shall be collected by the surplus lines agent at the time the surplus lines agent collects the surplus lines tax required by s. 626.932 and paid to the Florida Surplus Lines Service Office at the time the surplus lines agent pays the surplus lines tax to that office. The emergency assessments collected shall be transferred directly to the corporation on a periodic basis as determined by the corporation and held by the corporation solely in the Citizens account. The aggregate amount of emergency assessments levied for the Citizens account in any calendar year may be less than, but may not exceed the greater of, 10 percent of the amount needed to cover the deficit, plus interest, fees, commissions, required reserves, and other costs associated with financing the original deficit or 10 percent of the aggregate statewide direct written premium for subject lines of business and the Citizens accounts for the prior year, plus interest, fees, commissions, required reserves, and other costs associated with financing the deficit.*

d. *The corporation may pledge the proceeds of assessments, projected recoveries from the Florida Hurricane Catastrophe Fund, other insurance and reinsurance recoverables, policyholder surcharges and other surcharges, and other funds available to the corporation as the source of revenue for and to secure bonds issued under paragraph (q), bonds or other indebtedness issued under subparagraph (c)3., or lines of credit or other financing mechanisms issued or created under this subsection; or to retire any other debt incurred as a result of deficits or events giving rise to deficits, or in any other way that the board determines will efficiently recover such deficits. The purpose of the lines of credit or other financing mechanisms is to provide additional resources to assist the corporation in covering claims and expenses attributable to a catastrophe. As used in this subsection, the term "assessments" includes emergency assessments under sub-subparagraph c. Emergency assessments collected under sub-subparagraph c. are not part of an insurer's rates, are not premium, and are not subject to premium tax, fees, or commissions; however, failure to pay the emergency assessment shall be treated as failure to pay premium. The emergency assessments shall continue as long as any bonds issued or other indebtedness incurred with respect to a deficit for which the assessment was imposed remain outstanding, unless adequate provision has been made for the payment of such bonds or other indebtedness pursuant to the documents governing such bonds or indebtedness.*

e. As used in this subsection and for purposes of any deficit incurred on or after January 25, 2007, the term “subject lines of business” means insurance written by assessable insurers or procured by assessable insureds for all property and casualty lines of business in this state, but not including workers’ compensation or medical malpractice. As used in this sub-subparagraph, the term “property and casualty lines of business” includes all lines of business identified on Form 2, Exhibit of Premiums and Losses, in the annual statement required of authorized insurers under s. 624.424 and any rule adopted under this section, except for those lines identified as accident and health insurance and except for policies written under the National Flood Insurance Program or the Federal Crop Insurance Program. For purposes of this sub-subparagraph, the term “workers’ compensation” includes both workers’ compensation insurance and excess workers’ compensation insurance.

f. The Florida Surplus Lines Service Office shall annually determine the aggregate statewide written premium in subject lines of business procured by assessable insureds and report that information to the corporation in a form and at a time the corporation specifies to ensure that the corporation can meet the requirements of this subsection and the corporation’s financing obligations.

g. The Florida Surplus Lines Service Office shall verify the proper application by surplus lines agents of assessment percentages for emergency assessments levied under this subparagraph on assessable insureds and assist the corporation in ensuring the accurate, timely collection and payment of assessments by surplus lines agents as required by the corporation.

h. If the amount of (II) assessments or surcharges collected from corporation policyholders, assessable insurers or their policyholders, or assessable insureds exceeds the amount of the deficits, such excess amounts shall be remitted to and retained by the corporation in a reserve to be used by the corporation, as determined by the board of governors and approved by the office, to pay claims or reduce any past, present, or future plan-year deficits or to reduce outstanding debt.

(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 by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002 ~~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 nonresidential properties located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002 ~~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 corporation 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 issuance, 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 20 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 *for policies that renew before April 1, 2023; for policies that renew on or after that date, the risk is not eligible for coverage with the corporation unless the premium for coverage from the authorized insurer is more than 20 percent greater than the corporation's renewal premium for comparable coverage.* 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. *A policyholder removed from the corporation through an assumption agreement does not remain eligible for coverage from the corporation after the end of the policy term. However, any policy removed from the corporation through an assumption agreement remains on the corporation's policy forms through the end of the policy term.*

(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 20 ~~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 ~~unless the premium for coverage from the authorized insurer is more than 20 percent greater than the corporation's renewal premium for comparable coverage.~~ 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 *policy term*. ~~However, any policy removed from the corporation through an assumption agreement remains on the corporation's policy forms through the end of the policy term 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. *For purposes of comparing the premium for comparable coverage under sub-subparagraphs a. and b., premium includes any surcharge or assessment that is actually applied to such policy.* 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 *on a risk that is located in an area eligible for coverage by the Florida Windstorm Underwriting Association, as that area was defined on January 1, 2002 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:

a. 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; *or*

b. *For the Citizens account, if established by the corporation, which are attributable to a particular calendar year are in excess of projected losses and expenses for the Citizens account attributable to that year, such excess shall be held in surplus in the Citizens account. Such surplus must be available to defray deficits in the Citizens 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. If

catastrophe reinsurance is not available at reasonable rates, the corporation need not purchase it, but the corporation shall include the costs of reinsurance to cover its projected 100-year probable maximum loss in its rate calculations even if it does not purchase catastrophe reinsurance.

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:-

a. 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-subparagraph (b)3.e. ~~(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.e. ~~(b)3.d.~~ may not be limited or deferred; or

b. *With respect to the Citizens account, if established by the corporation pursuant to sub-subparagraph (b)2.b., any assessable insurer with a surplus as to policyholders of \$25 million or less and 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 limited apportionment company shall collect from its policyholders any emergency assessment imposed under sub-subparagraph (b)5.c. An emergency assessment to be collected from policyholders under sub-subparagraph (b)5.c. 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 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.a. As of January 1, 2012, *unless the Citizens account has been established pursuant to sub-subparagraph (b)2.b.*, 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.

b. *The corporation must require, if it has established the Citizens account pursuant to sub-subparagraph (b)2.b., that the agent obtain from an applicant for coverage from the corporation the following 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 AND ASSESSMENTS, WHICH WILL BE DUE AND PAYABLE UPON RENEWAL, CANCELLATION, OR TERMINATION OF THE POLICY, AND THAT THE SURCHARGES AND ASSESSMENTS COULD BE AS HIGH AS 25 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 15 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.

c. 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 sub-subparagraph a. or sub-subparagraph b., as applicable ~~this subparagraph~~.

d. 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.

(n)1. Rates for coverage provided by the corporation must be actuarially sound ~~pursuant and subject to~~ s. 627.062 and not competitive with approved rates charged in the admitted voluntary market so that the corporation functions as a residual market mechanism to provide insurance only when insurance cannot be procured in the voluntary market, except as otherwise provided in this paragraph. The office shall provide the corporation such information as would be necessary to determine whether rates are competitive. The corporation shall file its recommended rates with the office at least annually. The corporation shall provide any additional information regarding the rates which the office requires. The office shall consider the recommendations of the board and issue a final order establishing the rates for the corporation within 45 days after the recommended rates are filed. The corporation may not pursue an administrative challenge or judicial review of the final order of the office.

2. In addition to the rates otherwise determined pursuant to this paragraph, the corporation shall impose and collect an amount equal to the premium tax provided in s. 624.509 to augment the financial resources of the corporation.

3. After the public hurricane loss-projection model under s. 627.06281 has been found to be accurate and reliable by the Florida Commission on Hurricane Loss Projection Methodology, the model shall

be considered when establishing the windstorm portion of the corporation's rates. The corporation may use the public model results in combination with the results of private models to calculate rates for the windstorm portion of the corporation's rates. This subparagraph does not require or allow the corporation to adopt rates lower than the rates otherwise required or allowed by this paragraph.

4. The corporation must make a recommended actuarially sound rate filing for each personal and commercial line of business it writes.

5. Notwithstanding the board's recommended rates and the office's final order regarding the corporation's filed rates under subparagraph 1., the corporation shall annually implement a rate increase which, except for sinkhole coverage, does not exceed the following for any single policy issued by the corporation, excluding coverage changes and surcharges:

- a. ~~Eleven percent for 2022.~~
- b. Twelve percent for 2023.
- b.e. Thirteen percent for 2024.
- c.d. Fourteen percent for 2025.
- d.e. Fifteen percent for 2026 and all subsequent years.

6. The corporation may also implement an increase to reflect the effect on the corporation of the cash buildup factor pursuant to s. 215.555(5)(b).

7. The corporation's implementation of rates as prescribed in ~~subparagraphs 5. and 8.~~ ~~subparagraph 5.~~ shall cease for any line of business written by the corporation upon the corporation's implementation of actuarially sound rates. Thereafter, the corporation shall annually make a recommended actuarially sound rate filing that is not competitive with approved rates in the admitted voluntary market for each commercial and personal line of business the corporation writes.

8. For any new or renewal personal lines policy written on or after November 1, 2023, which does not cover a primary residence, the rate to be applied in calculating premium is not subject to the rate increase limitations in subparagraph 5. However, the policyholder may not be charged more than 50 percent above, and may not be charged less than, the established rate for the corporation which was in effect 1 year before the date of the application.

9. As used in this paragraph, the term "primary residence" means the dwelling that is the policyholder's primary home or is a rental property that is the primary home of the tenant, and which the policyholder or tenant occupies for more than 9 months of each year.

(o) If coverage in an account, or the Citizens account if established by the corporation, is deactivated pursuant to paragraph (p), coverage through the corporation shall be reactivated by order of the office only under one of the following circumstances:

1. If the market assistance plan receives a minimum of 100 applications for coverage within a 3-month period, or 200 applications for coverage within a 1-year period or less for residential coverage, unless the market assistance plan provides a quotation from admitted carriers at their filed rates for at least 90 percent of such applicants. Any market assistance plan application that is rejected because an individual risk is so hazardous as to be uninsurable using the criteria specified in subparagraph (c)8. shall not be included in the minimum percentage calculation provided herein. In the event that there is a legal or administrative challenge to a determination by the office that the conditions of this subparagraph have been met for eligibility for coverage in the corporation, any eligible risk may obtain coverage during the pendency of such challenge.

2. In response to a state of emergency declared by the Governor under s. 252.36, the office may activate coverage by order for the period of the emergency upon a finding by the office that the emergency significantly affects the availability of residential property insurance.

(p)1. The corporation shall file with the office quarterly statements of financial condition, an annual statement of financial condition, and audited financial statements in the manner prescribed by law. In ad-

dition, the corporation shall report to the office monthly on the types, premium, exposure, and distribution by county of its policies in force, and shall submit other reports as the office requires to carry out its oversight of the corporation.

2. The activities of the corporation shall be reviewed at least annually by the office to determine whether coverage shall be deactivated in an account, or in the *Citizens account if established by the corporation*, on the basis that the conditions giving rise to its activation no longer exist.

(q)1. The corporation shall certify to the office its needs for annual assessments as to a particular calendar year, and for any interim assessments that it deems to be necessary to sustain operations as to a particular year pending the receipt of annual assessments. Upon verification, the office shall approve such certification, and the corporation shall levy such annual or interim assessments. Such assessments shall be prorated, *if authority to levy exists*, as provided in paragraph (b). The corporation shall take all reasonable and prudent steps necessary to collect the amount of assessments due from each assessable insurer, including, if prudent, filing suit to collect the assessments, and the office may provide such assistance to the corporation it deems appropriate. If the corporation is unable to collect an assessment from any assessable insurer, the uncollected assessments shall be levied as an additional assessment against the assessable insurers and any assessable insurer required to pay an additional assessment as a result of such failure to pay shall have a cause of action against such nonpaying assessable insurer. Assessments shall be included as an appropriate factor in the making of rates. The failure of a surplus lines agent to collect and remit any regular or emergency assessment levied by the corporation is considered to be a violation of s. 626.936 and subjects the surplus lines agent to the penalties provided in that section.

2. The governing body of any unit of local government, any residents of which are insured by the corporation, may issue bonds as defined in s. 125.013 or s. 166.101 from time to time to fund an assistance program, in conjunction with the corporation, for the purpose of defraying deficits of the corporation. In order to avoid needless and indiscriminate proliferation, duplication, and fragmentation of such assistance programs, any unit of local government, any residents of which are insured by the corporation, may provide for the payment of losses, regardless of whether or not the losses occurred within or outside of the territorial jurisdiction of the local government. Revenue bonds under this subparagraph may not be issued until validated pursuant to chapter 75, unless a state of emergency is declared by executive order or proclamation of the Governor pursuant to s. 252.36 making such findings as are necessary to determine that it is in the best interests of, and necessary for, the protection of the public health, safety, and general welfare of residents of this state and declaring it an essential public purpose to permit certain municipalities or counties to issue such bonds as will permit relief to claimants and policyholders of the corporation. Any such unit of local government may enter into such contracts with the corporation and with any other entity created pursuant to this subsection as are necessary to carry out this paragraph. Any bonds issued under this subparagraph shall be payable from and secured by moneys received by the corporation from emergency assessments under sub-subparagraph (b)3.e. ~~(b)3.d.~~, and assigned and pledged to or on behalf of the unit of local government for the benefit of the holders of such bonds. The funds, credit, property, and taxing power of the state or of the unit of local government shall not be pledged for the payment of such bonds.

3.a. The corporation shall adopt one or more programs subject to approval by the office for the reduction of both new and renewal writings in the corporation. Beginning January 1, 2008, any program the corporation adopts for the payment of bonuses to an insurer for each risk the insurer removes from the corporation shall comply with s. 627.3511(2) and may not exceed the amount referenced in s. 627.3511(2) for each risk removed. The corporation may consider any prudent and not unfairly discriminatory approach to reducing corporation writings, and may adopt a credit against assessment liability or other liability that provides an incentive for insurers to take risks out of the corporation and to keep risks out of the corporation by maintaining or increasing voluntary writings in counties or areas in which corporation risks are highly concentrated and a program to provide a formula under which an insurer voluntarily taking risks out of the corporation by maintaining or increasing voluntary writings will be relieved wholly or partially from assessments under sub-subparagraph (b)3.a. However,

any "take-out bonus" or payment to an insurer must be conditioned on the property being insured for at least 5 years by the insurer, unless canceled or nonrenewed by the policyholder. If the policy is canceled or nonrenewed by the policyholder before the end of the 5-year period, the amount of the take-out bonus must be prorated for the time period the policy was insured. When 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 such policy, and the insurer shall either:

(I) Pay to the producing agent of record of the policy, for the first year, an amount which is the greater of the insurer's usual and customary commission for the type of policy written or a policy fee equal to the usual and customary commission of the corporation; or

(II) Offer to allow the producing agent of record of the policy to continue servicing the policy for a period of not less than 1 year and offer to pay the agent the insurer's usual and customary commission for the type of policy written. If the producing agent is unwilling or unable to accept appointment by the new insurer, the new insurer shall pay the agent in accordance with sub-sub-subparagraph (I).

b. Any credit or exemption from regular assessments adopted under this subparagraph shall last no longer than the 3 years following the cancellation or expiration of the policy by the corporation. With the approval of the office, the board may extend such credits for an additional year if the insurer guarantees an additional year of renewability for all policies removed from the corporation, or for 2 additional years if the insurer guarantees 2 additional years of renewability for all policies so removed.

c. There shall be no credit, limitation, exemption, or deferment from emergency assessments to be collected from policyholders pursuant to sub-subparagraph (b)3.e. or sub-subparagraph (b)5.c. ~~(b)3.d.~~

4. The plan shall provide for the deferment, in whole or in part, of the assessment of an assessable insurer, other than an emergency assessment collected from policyholders pursuant to sub-subparagraph (b)3.e. or sub-subparagraph (b)5.c. ~~(b)3.d.~~, if the office finds that payment of the assessment would endanger or impair the solvency of the insurer. In the event an assessment against an assessable insurer is deferred in whole or in part, the amount by which such assessment is deferred may be assessed against the other assessable insurers in a manner consistent with the basis for assessments set forth in paragraph (b).

5. Effective July 1, 2007, in order to evaluate the costs and benefits of approved take-out plans, if the corporation pays a bonus or other payment to an insurer for an approved take-out plan, it shall maintain a record of the address or such other identifying information on the property or risk removed in order to track if and when the property or risk is later insured by the corporation.

6. Any policy taken out, assumed, or removed from the corporation is, as of the effective date of the take-out, assumption, or removal, direct insurance issued by the insurer and not by the corporation, even if the corporation continues to service the policies. This subparagraph applies to policies of the corporation and not policies taken out, assumed, or removed from any other entity.

7. For a policy taken out, assumed, or removed from the corporation, the insurer may, for a period of no more than 3 years, continue to use any of the corporation's policy forms or endorsements that apply to the policy taken out, removed, or assumed without obtaining approval from the office for use of such policy form or endorsement.

(v)1. Effective July 1, 2002, policies of the Residential Property and Casualty Joint Underwriting Association become policies of the corporation. All obligations, rights, assets and liabilities of the association, including bonds, note and debt obligations, and the financing documents pertaining to them become those of the corporation as of July 1, 2002. The corporation is not required to issue endorsements or certificates of assumption to insureds during the remaining term of in-force transferred policies.

2. Effective July 1, 2002, policies of the Florida Windstorm Underwriting Association are transferred to the corporation and become policies of the corporation. All obligations, rights, assets, and liabilities of the association, including bonds, note and debt obligations, and the fi-

ancing documents pertaining to them are transferred to and assumed by the corporation on July 1, 2002. The corporation is not required to issue endorsements or certificates of assumption to insureds during the remaining term of in-force transferred policies.

3. The Florida Windstorm Underwriting Association and the Residential Property and Casualty Joint Underwriting Association shall take all actions necessary to further evidence the transfers and provide the documents and instruments of further assurance as may reasonably be requested by the corporation for that purpose. The corporation shall execute assumptions and instruments as the trustees or other parties to the financing documents of the Florida Windstorm Underwriting Association or the Residential Property and Casualty Joint Underwriting Association may reasonably request to further evidence the transfers and assumptions, which transfers and assumptions, however, are effective on the date provided under this paragraph whether or not, and regardless of the date on which, the assumptions or instruments are executed by the corporation. Subject to the relevant financing documents pertaining to their outstanding bonds, notes, indebtedness, or other financing obligations, the moneys, investments, receivables, choses in action, and other intangibles of the Florida Windstorm Underwriting Association shall be credited to the coastal account of the corporation, and those of the personal lines residential coverage account and the commercial lines residential coverage account of the Residential Property and Casualty Joint Underwriting Association shall be credited to the personal lines account and the commercial lines account, respectively, of the corporation.

4. Effective July 1, 2002, a new applicant for property insurance coverage who would otherwise have been eligible for coverage in the Florida Windstorm Underwriting Association is eligible for coverage from the corporation as provided in this subsection.

5. The transfer of all policies, obligations, rights, assets, and liabilities from the Florida Windstorm Underwriting Association to the corporation and the renaming of the Residential Property and Casualty Joint Underwriting Association as the corporation does not affect the coverage with respect to covered policies as defined in s. 215.555(2)(c) provided to these entities by the Florida Hurricane Catastrophe Fund. The coverage provided by the fund to the Florida Windstorm Underwriting Association based on its exposures as of June 30, 2002, and each June 30 thereafter, *unless the corporation has established the Citizens account*, shall be redesignated as coverage for the coastal account of the corporation. Notwithstanding any other provision of law, the coverage provided by the fund to the Residential Property and Casualty Joint Underwriting Association based on its exposures as of June 30, 2002, and each June 30 thereafter, *unless the corporation has established the Citizens account*, shall be transferred to the personal lines account and the commercial lines account of the corporation. Notwithstanding any other provision of law, the coastal account, *unless the corporation has established the Citizens account*, shall be treated, for all Florida Hurricane Catastrophe Fund purposes, as if it were a separate participating insurer with its own exposures, reimbursement premium, and loss reimbursement. Likewise, the personal lines and commercial lines accounts, *unless the corporation has established the Citizens account*, shall be viewed together, for all fund purposes, as if the two accounts were one and represent a single, separate participating insurer with its own exposures, reimbursement premium, and loss reimbursement. The coverage provided by the fund to the corporation shall constitute and operate as a full transfer of coverage from the Florida Windstorm Underwriting Association and Residential Property and Casualty Joint Underwriting Association to the corporation.

(w) Notwithstanding any other provision of law:

1. The pledge or sale of, the lien upon, and the security interest in any rights, revenues, or other assets of the corporation created or purported to be created pursuant to any financing documents to secure any bonds or other indebtedness of the corporation shall be and remain valid and enforceable, notwithstanding the commencement of and during the continuation of, and after, any rehabilitation, insolvency, liquidation, bankruptcy, receivership, conservatorship, reorganization, or similar proceeding against the corporation under the laws of this state.

2. The proceeding does not relieve the corporation of its obligation, or otherwise affect its ability to perform its obligation, to continue to collect, or levy and collect, assessments, policyholder surcharges or other surcharges under sub-subparagraph (b)3.j. ~~(b)3.i.~~, or any other

rights, revenues, or other assets of the corporation pledged pursuant to any financing documents.

3. Each such pledge or sale of, lien upon, and security interest in, including the priority of such pledge, lien, or security interest, any such assessments, policyholder surcharges or other surcharges, or other rights, revenues, or other assets which are collected, or levied and collected, after the commencement of and during the pendency of, or after, any such proceeding shall continue unaffected by such proceeding. As used in this subsection, the term “financing documents” means any agreement or agreements, instrument or instruments, or other document or documents now existing or hereafter created evidencing any bonds or other indebtedness of the corporation or pursuant to which any such bonds or other indebtedness has been or may be issued and pursuant to which any rights, revenues, or other assets of the corporation are pledged or sold to secure the repayment of such bonds or indebtedness, together with the payment of interest on such bonds or such indebtedness, or the payment of any other obligation or financial product, as defined in the plan of operation of the corporation related to such bonds or indebtedness.

4. Any such pledge or sale of assessments, revenues, contract rights, or other rights or assets of the corporation shall constitute a lien and security interest, or sale, as the case may be, that is immediately effective and attaches to such assessments, revenues, or contract rights or other rights or assets, whether or not imposed or collected at the time the pledge or sale is made. Any such pledge or sale is effective, valid, binding, and enforceable against the corporation or other entity making such pledge or sale, and valid and binding against and superior to any competing claims or obligations owed to any other person or entity, including policyholders in this state, asserting rights in any such assessments, revenues, or contract rights or other rights or assets to the extent set forth in and in accordance with the terms of the pledge or sale contained in the applicable financing documents, whether or not any such person or entity has notice of such pledge or sale and without the need for any physical delivery, recordation, filing, or other action.

5. As long as the corporation has any bonds outstanding, the corporation may not file a voluntary petition under chapter 9 of the federal Bankruptcy Code or such corresponding chapter or sections as may be in effect, from time to time, and a public officer or any organization, entity, or other person may not authorize the corporation to be or become a debtor under chapter 9 of the federal Bankruptcy Code or such corresponding chapter or sections as may be in effect, from time to time, during any such period.

6. If ordered by a court of competent jurisdiction, the corporation may assume policies or otherwise provide coverage for policyholders of an insurer placed in liquidation under chapter 631, under such forms, rates, terms, and conditions as the corporation deems appropriate, subject to approval by the office.

(aa) *Except as otherwise provided in this paragraph*, the corporation shall ~~not~~ require the securing and maintaining of flood insurance as a condition of coverage of a personal lines residential risk. ~~if~~ The insured or applicant ~~must execute~~ ~~executes~~ a form approved by the office affirming that flood insurance is not provided by the corporation and that if flood insurance is not secured by the applicant or insured ~~from an insurer other than the corporation~~ and in addition to coverage by the corporation, the risk will not be eligible for coverage by the corporation covered for flood damage. ~~A corporation policyholder electing not to secure flood insurance and executing a form as provided herein making a claim for water damage against the corporation shall have the burden of proving the damage was not caused by flooding. Notwithstanding other provisions of this subsection, The corporation may deny coverage of a personal lines residential risk to an applicant or insured who refuses to secure and maintain flood insurance execute the form described herein. The requirement to purchase flood insurance shall be implemented as follows:~~

1. *Except as provided in subparagraphs 2. and 3., all personal lines residential policyholders must have flood coverage in place for policies effective on or after:*

- a. *January 1, 2024, for property valued at \$600,000 or more.*
- b. *January 1, 2025, for property valued at \$500,000 or more.*

c. January 1, 2026, for property valued at \$400,000 or more.

d. January 1, 2027, for all other personal lines residential property insured by the corporation.

2. All personal lines residential policyholders whose property insured by the corporation is located within the special flood hazard area defined by the Federal Emergency Management Agency must have flood coverage in place:

a. At the time of initial policy issuance for all new personal lines residential policies issued by the corporation on or after April 1, 2023.

b. By the time of the policy renewal for all personal lines residential policies renewing on or after July 1, 2023.

3. Policyholders whose policies issued by the corporation do not provide coverage for the peril of wind are not required to purchase flood insurance as a condition for maintaining their policies with the corporation.

The flood insurance required under this paragraph must meet, at a minimum, the coverage available from the National Flood Insurance Program or the requirements of subparagraphs s. 627.715(1)(a)1., 2., and 3.

(ii) The corporation shall revise the programs adopted pursuant to sub-subparagraph (q)3.a. for personal lines residential policies to maximize policyholder options and encourage increased participation by insurers and agents. After January 1, 2017, a policy may not be taken out of the corporation unless the provisions of this paragraph are met.

1. The corporation must publish a periodic schedule of cycles during which an insurer may identify, and notify the corporation of, policies that the insurer is requesting to take out. A request must include a description of the coverage offered and an estimated premium and must be submitted to the corporation in a form and manner prescribed by the corporation.

2. The corporation must maintain and make available to the agent of record a consolidated list of all insurers requesting to take out a policy. The list must include a description of the coverage offered and the estimated premium for each take-out request.

3. If a policyholder receives a take-out offer from an authorized insurer, the risk is no longer eligible for coverage with the corporation unless the premium for coverage from the authorized insurer is more 20 percent greater than the renewal premium for comparable coverage from the corporation pursuant to sub-subparagraph (c)5.c. This subparagraph applies to take-out offers that are part of an application to participate in depopulation submitted to the office on or after January 1, 2023.

4. The corporation must provide written notice to the policyholder and the agent of record regarding all insurers requesting to take out the policy ~~and regarding the policyholder's option to accept a take-out offer or to reject all take-out offers and to remain with the corporation.~~ The notice must be in a format prescribed by the corporation and include, for each take-out offer:

- a. The amount of the estimated premium;
- b. A description of the coverage; and

c. A comparison of the estimated premium and coverage offered by the insurer to the estimated premium and coverage provided by the corporation.

(kk) A corporation policyholder making a claim for water damage against the corporation has the burden of proving that the damage was not caused by flooding.

Section 9. Paragraph (s) of subsection (6) of section 627.351, Florida Statutes, is amended to read:

627.351 Insurance risk apportionment plans.—

(6) CITIZENS PROPERTY INSURANCE CORPORATION.—

(s)1. There shall be no liability on the part of, and no cause of action of any nature shall arise against, any assessable insurer or its agents or employees, the corporation or its agents or employees, members of the board of governors or their respective designees at a board meeting, corporation committee members, or the office or its representatives, for any action taken by them in the performance of their duties or responsibilities under this subsection. Such immunity does not apply to:

- a. Any of the foregoing persons or entities for any willful tort;
- b. The corporation or its producing agents for breach of any contract or agreement pertaining to insurance coverage;
- c. The corporation with respect to issuance or payment of debt;
- d. Any assessable insurer with respect to any action to enforce an assessable insurer's obligations to the corporation under this subsection; or
- e. The corporation in any pending or future action for breach of contract or for benefits under a policy issued by the corporation; ~~in any such action, the corporation shall be liable to the policyholders and beneficiaries for attorney's fees under s. 627.428.~~

2. The corporation shall manage its claim employees, independent adjusters, and others who handle claims to ensure they carry out the corporation's duty to its policyholders to handle claims carefully, timely, diligently, and in good faith, balanced against the corporation's duty to the state to manage its assets responsibly to minimize its assessment potential.

Section 10. Paragraphs (b) and (c) of subsection (3) and paragraphs (d), (e), and (f) of subsection (6) of section 627.3511, Florida Statutes, are amended to read:

627.3511 Depopulation of Citizens Property Insurance Corporation.—

(3) EXEMPTION FROM DEFICIT ASSESSMENTS.—

(b) An insurer that first wrote personal lines residential property coverage in this state on or after July 1, 1994, is exempt from regular deficit assessments imposed pursuant to s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, of the Citizens Property Insurance Corporation until the earlier of the following:

1. The end of the calendar year in which it first wrote 0.5 percent or more of the statewide aggregate direct written premium for any line of residential property coverage; or
2. December 31, 1997, or December 31 of the third year in which it wrote such coverage in this state, whichever is later.

(c) Other than an insurer that is exempt under paragraph (b), an insurer that in any calendar year increases its total structure exposure subject to wind coverage by 25 percent or more over its exposure for the preceding calendar year is, with respect to that year, exempt from deficit assessments imposed pursuant to s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, of the Citizens Property Insurance Corporation attributable to such increase in exposure.

(6) COMMERCIAL RESIDENTIAL TAKE-OUT PLANS.—

(d) The calculation of an insurer's regular assessment liability under s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, shall, with respect to commercial residential policies removed from the corporation under an approved take-out plan, exclude such removed policies for the succeeding 3 years, as follows:

1. In the first year following removal of the policies, the policies are excluded from the calculation to the extent of 100 percent.
2. In the second year following removal of the policies, the policies are excluded from the calculation to the extent of 75 percent.

3. In the third year following removal of the policies, the policies are excluded from the calculation to the extent of 50 percent.

(e) An insurer that first wrote commercial residential property coverage in this state on or after June 1, 1996, is exempt from regular assessments under s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, with respect to commercial residential policies until the earlier of:

1. The end of the calendar year in which such insurer first wrote 0.5 percent or more of the statewide aggregate direct written premium for commercial residential property coverage; or

2. December 31 of the third year in which such insurer wrote commercial residential property coverage in this state.

(f) An insurer that is not otherwise exempt from regular assessments under s. 627.351(6)(b)3.a. with respect to commercial residential policies is, for any calendar year in which such insurer increased its total commercial residential hurricane exposure by 25 percent or more over its exposure for the preceding calendar year, exempt from regular assessments under s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, attributable to such increased exposure.

Section 11. Effective January 1, 2023, subsection (5) of section 627.3518, Florida Statutes, is amended to read:

627.3518 Citizens Property Insurance Corporation policyholder eligibility clearinghouse program.—The purpose of this section is to provide a framework for the corporation to implement a clearinghouse program by January 1, 2014.

(5) Notwithstanding s. 627.3517, any applicant for new coverage from the corporation is not eligible for coverage from the corporation if provided an offer of coverage from an authorized insurer through the program at a premium that is at or below the eligibility threshold for applicants for new coverage established in s. 627.351(6)(c)5.a. Whenever an offer of coverage for a personal lines risk is received for a policyholder of the corporation at renewal from an authorized insurer through the program *which is at or below the eligibility threshold for policyholders of the corporation established in s. 627.351(6)(c)5.a., 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. In the event an offer of coverage for a new applicant is received from an authorized insurer through the program, and the premium offered exceeds the eligibility threshold for applicants for new coverage established ~~contained~~ in s. 627.351(6)(c)5.a., the applicant or insured may elect to accept such coverage, or may elect to accept or continue coverage with the corporation. In the event an offer of coverage for a personal lines risk is received from an authorized insurer at renewal through the program, and the premium offered *exceeds the eligibility threshold for policyholders of the corporation established in s. 627.351(6)(c)5.a. is more than the corporation's renewal premium for comparable coverage*, the insured may elect to accept such coverage, or may elect to accept or continue coverage with the corporation. Section 627.351(6)(c)5.a.(I) does not apply to an offer of coverage from an authorized insurer obtained through the program. ~~An applicant for coverage from the corporation who was declared ineligible for coverage at renewal by the corporation in the previous 36 months due to an offer of coverage pursuant to this subsection shall be considered a renewal under this section if the corporation determines that the authorized insurer making the offer of coverage pursuant to this subsection continues to insure the applicant and increased the rate on the policy in excess of the increase allowed for the corporation under s. 627.351(6)(n)5.~~

Section 12. Subsection (3) of section 627.410, Florida Statutes, is amended to read:

627.410 Filing, approval of forms.—

(3) The office may, for cause, withdraw a previous approval. No insurer shall issue or use any form disapproved by the office, or as to which the office has withdrawn approval, after the effective date of the order of the office. *Based on a finding from a market conduct examination of a property insurer that the insurer has exhibited a pattern or practice of one or more willful unfair insurance trade practice viola-*

tions with regard to its use of appraisal, the office shall reexamine the insurer's property insurance policy forms that contain an appraisal clause, and the office may:

(a) *Withdraw approval of the forms, if warranted by the Florida Insurance Code.*

(b) *In addition to any regulatory action under ss. 624.418 and 624.4211, issue an order prohibiting the insurer from invoking appraisal for up to 2 years.*

Section 13. Subsections (1) and (4) of section 627.428, Florida Statutes, are amended to read:

627.428 Attorney fees.—

(1) *Except as provided in subsection (4), upon the rendition of a judgment or decree by any of the courts of this state against an insurer and in favor of any named or omnibus insured or the named beneficiary under a policy or contract executed by the insurer, the trial court or, in the event of an appeal in which the insured or beneficiary prevails, the appellate court shall adjudge or decree against the insurer and in favor of the insured or beneficiary a reasonable sum as fees or compensation for the insured's or beneficiary's attorney prosecuting the suit in which the recovery is had. In a suit arising under a residential or commercial property insurance policy, the amount of reasonable attorney fees shall be awarded only as provided in s. 57.105 or s. 627.70152, as applicable.*

(4) *In a suit arising under a residential or commercial property insurance policy, there is no ~~the~~ right to attorney fees under this section ~~may not be transferred to, assigned to, or acquired in any other manner by anyone other than a named or omnibus insured or a named beneficiary.~~*

Section 14. Paragraph (b) of subsection (4) of section 627.7011, Florida Statutes, is amended to read:

627.7011 Homeowners' policies; offer of replacement cost coverage and law and ordinance coverage.—

(4)

(b) An insurer that issues a homeowner's insurance policy that does not provide flood insurance coverage must include *on the policy declarations page with the policy documents* at initial issuance and every renewal, in bold type no smaller than 18 points, the following statement:

"FLOOD INSURANCE: YOU SHOULD ~~MAY ALSO NEED TO~~ CONSIDER THE PURCHASE OF FLOOD INSURANCE. YOUR HOMEOWNER'S INSURANCE POLICY DOES NOT INCLUDE COVERAGE FOR DAMAGE RESULTING FROM FLOOD EVEN IF HURRICANE WINDS AND RAIN CAUSED THE FLOOD TO OCCUR. WITHOUT SEPARATE FLOOD INSURANCE COVERAGE, YOUR YOU MAY HAVE UNCOVERED LOSSES CAUSED BY FLOOD ARE NOT COVERED. PLEASE DISCUSS THE NEED TO PURCHASE SEPARATE FLOOD INSURANCE COVERAGE WITH YOUR INSURANCE AGENT."

Section 15. Effective March 1, 2023, present subsection (8) of section 627.70131, Florida Statutes, is redesignated as subsection (9), a new subsection (8) is added to that section, and paragraph (a) of subsection (1), subsections (3), (4), and (5), and paragraph (a) of subsection (7) of that section are amended, to read:

627.70131 Insurer's duty to acknowledge communications regarding claims; investigation.—

(1)(a) Upon an insurer's receiving a communication with respect to a claim, the insurer shall, within 7 ~~14~~ calendar days, review and acknowledge receipt of such communication unless payment is made within that period of time or unless the failure to acknowledge is caused by factors beyond the control of the insurer ~~which reasonably prevent such acknowledgment~~. If the acknowledgment is not in writing, a notification indicating acknowledgment shall be made in the insurer's claim file and dated. A communication made to or by a representative of an insurer with respect to a claim shall constitute communication to or by the insurer.

(3)(a) Unless otherwise provided by the policy of insurance or by law, within 7 ~~14~~ days after an insurer receives proof-of-loss statements, the insurer shall begin such investigation as is reasonably necessary unless the failure to begin such investigation is caused by factors beyond the control of the insurer ~~which reasonably prevent the commencement of such investigation.~~

(b) If such investigation involves a physical inspection of the property, the licensed adjuster assigned by the insurer must provide the policyholder with a printed or electronic document containing his or her name and state adjuster license number. ~~For claims other than those subject to a hurricane deductible,~~ An insurer must conduct any such physical inspection within 30 ~~45~~ days after its receipt of the proof-of-loss statements.

(c) Any subsequent communication with the policyholder regarding the claim must also include the name and license number of the adjuster communicating about the claim. Communication of the adjuster's name and license number may be included with other information provided to the policyholder.

(d) ~~An insurer may use electronic methods to investigate the loss. Such electronic methods may include any method that provides the insurer with clear, color pictures or video documenting the loss, including, but not limited to, electronic photographs or video recordings of the loss, video conferencing between the adjuster and the policyholder which includes video recording of the loss, and video recordings or photographs of the loss using a drone, driverless vehicle, or other machine that can move independently or through remote control. The insurer also may allow the policyholder to use such methods to assist in the investigation of the loss. An insurer may void the insurance policy if the policyholder or any other person at the direction of the policyholder, with intent to injure, defraud, or deceive any insurer, commits insurance fraud by providing false, incomplete, or misleading information concerning any fact or thing material to a claim using electronic methods. The use of electronic methods to investigate the loss does not prohibit an insurer from assigning a licensed adjuster to physically inspect the property.~~

~~(e) Within 7 days after the insurer's assignment of an adjuster to the claim, The insurer must send notify the policyholder that he or she may request a copy of any detailed estimate of the amount of the loss within 7 days after the estimate is generated by an insurer's adjuster. After receiving such a request from the policyholder, the insurer must send any such detailed estimate to the policyholder within the later of 7 days after the insurer received the request or 7 days after the detailed estimate of the amount of the loss is completed. This paragraph does not require that an insurer create a detailed estimate of the amount of the loss if such estimate is not reasonably necessary as part of the claim investigation.~~

(4) An insurer shall maintain:

(a) A record or log of each adjuster who communicates with the policyholder as provided in paragraphs (3)(b) and (c) and provide a list of such adjusters to the insured, office, or department upon request.

(b) Claim records, including dates, of:

1. Any claim-related communication made between the insurer and the policyholder or the policyholder's representative;

2. The insurer's receipt of the policyholder's proof of loss statement;

3. Any claim-related request for information made by the insurer to the policyholder or the policyholder's representative;

4. Any claim-related inspections of the property made by the insurer, including physical inspections and inspections made by electronic means;

5. Any detailed estimate of the amount of the loss generated by the insurer's adjuster;

6. The beginning and end of any tolling period provided for in subsection (8); and

7. The insurer's payment or denial of the claim.

(5) For purposes of this section, the term:

(a) "Factors beyond the control of the insurer" means:

1. Any of the following events that is the basis for the office issuing an order finding that such event renders all or specified residential property insurers reasonably unable to meet the requirements of this section in specified locations and ordering that such insurer or insurers may have additional time as specified by the office to comply with the requirements of this section: a state of emergency declared by the Governor under s. 252.36, a breach of security that must be reported under s. 501.171(3), or an information technology issue. The office may not extend the period for payment or denial of a claim for more than 30 additional days.

2. Actions by the policyholder or the policyholder's representative which constitute fraud, lack of cooperation, or intentional misrepresentation regarding the claim for which benefits are owed when such actions reasonably prevent the insurer from complying with any requirement of this section.

(b) "Insurer" means any residential property insurer.

(7)(a) Within 45 ~~90~~ days after an insurer receives notice of an initial, reopened, or supplemental property insurance claim from a policyholder, the insurer shall pay or deny such claim or a portion of the claim unless the failure to pay is caused by factors beyond the control of the insurer ~~which reasonably prevent such payment.~~ The insurer shall provide a reasonable explanation in writing to the policyholder of the basis in the insurance policy, in relation to the facts or applicable law, for the payment, denial, or partial denial of a claim. If the insurer's claim payment is less than specified in any insurer's detailed estimate of the amount of the loss, the insurer must provide a reasonable explanation in writing of the difference to the policyholder. Any payment of an initial or supplemental claim or portion of such claim made 45 ~~90~~ days after the insurer receives notice of the claim, or made ~~more than 15~~ ~~days~~ after the expiration of any additional timeframe provided to pay or deny a claim or a portion of a claim made pursuant to an order of the office finding ~~there are no longer~~ factors beyond the control of the insurer ~~which reasonably prevented such payment,~~ whichever is later, bears interest at the rate set forth in s. 55.03. Interest begins to accrue from the date the insurer receives notice of the claim. The provisions of this subsection may not be waived, voided, or nullified by the terms of the insurance policy. If there is a right to prejudgment interest, the insured must select whether to receive prejudgment interest or interest under this subsection. Interest is payable when the claim or portion of the claim is paid. Failure to comply with this subsection constitutes a violation of this code. However, failure to comply with this subsection does not form the sole basis for a private cause of action.

(8) The requirements of this section are tolled:

(a) During the pendency of any mediation proceeding under s. 627.7015 or any alternative dispute resolution proceeding provided for in the insurance contract. The tolling period ends upon the end of the mediation or alternative dispute resolution proceeding.

(b) Upon the failure of a policyholder or a representative of the policyholder to provide material claims information requested by the insurer within 10 days after the request was received. The tolling period ends upon the insurer's receipt of the requested information. Tolling under this paragraph applies only to requests sent by the insurer to the policyholder or a representative of the policyholder at least 15 days before the insurer is required to pay or deny the claim or a portion of the claim under subsection (7).

Section 16. Subsection (2) of section 627.70132, Florida Statutes, is amended to read:

627.70132 Notice of property insurance claim.—

(2) A claim or reopened claim, but not a supplemental claim, under an insurance policy that provides property insurance, as defined in s. 624.604, including a property insurance policy issued by an eligible surplus lines insurer, for loss or damage caused by any peril is barred unless notice of the claim was given to the insurer in accordance with the terms of the policy within 1 year ~~2 years~~ after the date of loss. A supplemental claim is barred unless notice of the supplemental claim was given to the insurer in accordance with the terms of the policy within 18 months ~~2 years~~ after the date of loss.

Section 17. Subsections (1), (2), (6), and (8) of section 627.70152, Florida Statutes, are amended to read:

627.70152 Suits arising under a property insurance policy.—

(1) APPLICATION.—This section applies exclusively to all suits ~~not brought by an assignee~~ arising under a residential or commercial property insurance policy, including a residential or commercial property insurance policy issued by an eligible surplus lines insurer.

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

(a) ~~“Amount obtained” means damages recovered, if any, but the term does not include any amount awarded for attorney fees, costs, or interest.~~

~~(b)~~ ^(e) “Claimant” means an insured who is filing suit under a residential or commercial property insurance policy.

~~(b)~~ ^(e) “Disputed amount” means the difference between the claimant’s presuit settlement demand, not including attorney fees and costs listed in the demand, and the insurer’s presuit settlement offer, not including attorney fees and costs, if part of the offer.

~~(c)~~ ^(d) “Presuit settlement demand” means the demand made by the claimant in the written notice of intent to initiate litigation as required by paragraph (3)(a). The demand must include the amount of reasonable and necessary attorney fees and costs incurred by the claimant, to be calculated by multiplying the number of hours actually worked on the claim by the claimant’s attorney as of the date of the notice by a reasonable hourly rate.

~~(d)~~ ^(e) “Presuit settlement offer” means the offer made by the insurer in its written response to the notice as required by subsection (3).

(6) ADMISSIBILITY OF NOTICE AND RESPONSE.—The notice provided pursuant to subsection (3) and, if applicable, the documentation to support the information provided in the notice:

(a) Are *not* admissible as evidence ~~only~~ in *any* a proceeding ~~regarding attorney fees.~~

(b) ~~Do not limit the evidence of attorney fees or costs, damages, or loss which may be offered at trial.~~

(e) Do not relieve any obligation that an insured or assignee has to give notice under any other provision of law.

~~(8) ATTORNEY FEES.—~~

~~(a) In a suit arising under a residential or commercial property insurance policy not brought by an assignee, the amount of reasonable attorney fees and costs under s. 626.9373(1) or s. 627.428(1) shall be calculated and awarded as follows:~~

~~1. If the difference between the amount obtained by the claimant and the presuit settlement offer, excluding reasonable attorney fees and costs, is less than 20 percent of the disputed amount, each party pays its own attorney fees and costs and a claimant may not be awarded attorney fees under s. 626.9373(1) or s. 627.428(1).~~

~~2. If the difference between the amount obtained by the claimant and the presuit settlement offer, excluding reasonable attorney fees and costs, is at least 20 percent but less than 50 percent of the disputed amount, the insurer pays the claimant’s attorney fees and costs under s. 626.9373(1) or s. 627.428(1) equal to the percentage of the disputed amount obtained times the total attorney fees and costs.~~

~~3. If the difference between the amount obtained by the claimant and the presuit settlement offer, excluding reasonable attorney fees and costs, is at least 50 percent of the disputed amount, the insurer pays the claimant’s full attorney fees and costs under s. 626.9373(1) or s. 627.428(1).~~

~~(b) In a suit arising under a residential or commercial property insurance policy not brought by an assignee, if a court dismisses a claimant’s suit pursuant to subsection (5), the court may not award to the claimant any incurred attorney fees for services rendered before the dismissal of the suit. When a claimant’s suit is dismissed pursuant to~~

~~subsection (5), the court may award to the insurer reasonable attorney fees and costs associated with securing the dismissal.~~

~~(c) In awarding attorney fees under this subsection, a strong presumption is created that a lodestar fee is sufficient and reasonable. Such presumption may be rebutted only in a rare and exceptional circumstance with evidence that competent counsel could not be retained in a reasonable manner.~~

Section 18. Section 627.70154, Florida Statutes, is created to read:

627.70154 *Mandatory binding arbitration.*—A property insurance policy issued in this state may not require that a policyholder participate in mandatory binding arbitration unless all of the following apply:

(1) The mandatory binding arbitration requirements are contained in a separate endorsement attached to the property insurance policy.

(2) The premium that a policyholder is charged for the policy includes an actuarially sound credit or premium discount for the mandatory binding arbitration endorsement.

(3) The policyholder signs a form electing to accept mandatory binding arbitration. The form must notify the policyholder of the rights given up in exchange for the credit or premium discount, including, but not limited to, the right to a trial by jury.

(4) The endorsement establishes that an insurer will comply with the mediation provisions set forth in s. 627.7015 before the initiation of arbitration.

(5) The insurer also offers the policyholder a policy that does not require that the policyholder participate in mandatory binding arbitration.

Section 19. Subsections (9), (14), and (15) of section 627.7074, Florida Statutes, are amended to read:

627.7074 *Alternative procedure for resolution of disputed sinkhole insurance claims.*—

(9) Evidence of an offer to settle a claim during the neutral evaluation process, as well as any relevant conduct or statements made in negotiations concerning the offer to settle a claim, is inadmissible to prove liability or absence of liability for the claim or its value, ~~except as provided in subsection (14).~~

~~(14) If the neutral evaluator verifies the existence of a sinkhole that caused structural damage and recommends the need for and estimates costs of stabilizing the land and any covered buildings and other appropriate remediation or building repairs which exceed the amount that the insurer has offered to pay the policyholder, the insurer is liable to the policyholder for up to \$2,500 in attorney’s fees for the attorney’s participation in the neutral evaluation process. For purposes of this subsection, the term “offer to pay” means a written offer signed by the insurer or its legal representative and delivered to the policyholder within 10 days after the insurer receives notice that a request for neutral evaluation has been made under this section.~~

~~(15) If the insurer timely agrees in writing to comply and timely complies with the recommendation of the neutral evaluator, but the policyholder declines to resolve the matter in accordance with the recommendation of the neutral evaluator pursuant to this section:~~

~~(a) The insurer is not liable for extracontractual damages related to a claim for a sinkhole loss but only as related to the issues determined by the neutral evaluation process. This section does not affect or impair claims for extracontractual damages unrelated to the issues determined by the neutral evaluation process contained in this section; and~~

~~(b) The actions of the insurer are not a confession of judgment or admission of liability, and the insurer is not liable for attorney’s fees under s. 627.428 or other provisions of the insurance code unless the policyholder obtains a judgment that is more favorable than the recommendation of the neutral evaluator.~~

Section 20. Effective March 1, 2023, section 627.7142, Florida Statutes, is amended to read:

627.7142 Homeowner Claims Bill of Rights.—An insurer issuing a personal lines residential property insurance policy in this state must provide a Homeowner Claims Bill of Rights to a policyholder within 14 days after receiving an initial communication with respect to a claim. The purpose of the bill of rights is to summarize, in simple, nontechnical terms, existing Florida law regarding the rights of a personal lines residential property insurance policyholder who files a claim of loss. The Homeowner Claims Bill of Rights is specific to the claims process and does not represent all of a policyholder's rights under Florida law regarding the insurance policy. The Homeowner Claims Bill of Rights does not create a civil cause of action by any individual policyholder or class of policyholders against an insurer or insurers. The failure of an insurer to properly deliver the Homeowner Claims Bill of Rights is subject to administrative enforcement by the office but is not admissible as evidence in a civil action against an insurer. The Homeowner Claims Bill of Rights does not enlarge, modify, or contravene statutory requirements, including, but not limited to, ss. 626.854, 626.9541, 627.70131, 627.7015, and 627.7074, and does not prohibit an insurer from exercising its right to repair damaged property in compliance with the terms of an applicable policy or ss. 627.7011(6)(e) and 627.702(7). The Homeowner Claims Bill of Rights must state:

HOMEOWNER CLAIMS

BILL OF RIGHTS

This Bill of Rights is specific to the claims process and does not represent all of your rights under Florida law regarding your policy. There are also exceptions to the stated timelines when conditions are beyond your insurance company's control. This document does not create a civil cause of action by an individual policyholder, or a class of policyholders, against an insurer or insurers and does not prohibit an insurer from exercising its right to repair damaged property in compliance with the terms of an applicable policy.

YOU HAVE THE RIGHT TO:

1. Receive from your insurance company an acknowledgment of your reported claim within ~~7~~ **14** days after the time you communicated the claim.

2. Upon written request, receive from your insurance company within 30 days after you have submitted a complete proof-of-loss statement to your insurance company, confirmation that your claim is covered in full, partially covered, or denied, or receive a written statement that your claim is being investigated.

3. *Receive from your insurance company a copy of any detailed estimate of the amount of the loss within 7 days after the estimate is generated by the insurance company's adjuster.*

4. Within ~~45~~ **90** days, subject to any dual interest noted in the policy, receive full settlement payment for your claim or payment of the undisputed portion of your claim, or your insurance company's denial of your claim.

5. ~~4.~~ Receive payment of interest, as provided in s. 627.70131, Florida Statutes, from your insurance company, which begins accruing from the date your claim is filed if your insurance company does not pay full settlement of your initial, reopened, or supplemental claim or the undisputed portion of your claim or does not deny your claim within ~~45~~ **90** days

Senator Polsky moved the following amendment which failed:

Amendment 8 (847224) (with title amendment)—Delete lines 613-2578 and insert:

5. *Repeated failure to comply with s. 627.70131(7)(a).*

Section 8. Effective January 1, 2023, paragraphs (b), (c), (n), (o), (p), (q), (v), (w), (aa), and (ii) of subsection (6) of section 627.351, Florida Statutes, are amended, and paragraph (kk) is added to that subsection, to read:

627.351 Insurance risk apportionment plans.—

(6) CITIZENS PROPERTY INSURANCE CORPORATION.—

(b)1. All insurers authorized to write one or more subject lines of business in this state are subject to assessment by the corporation and, for the purposes of this subsection, are referred to collectively as “assessable insurers.” Insurers writing one or more subject lines of business in this state pursuant to part VIII of chapter 626 are not assessable insurers; however, insureds who procure one or more subject lines of business in this state pursuant to part VIII of chapter 626 are subject to assessment by the corporation and are referred to collectively as “assessable insureds.” An insurer's assessment liability begins on the first day of the calendar year following the year in which the insurer was issued a certificate of authority to transact insurance for subject lines of business in this state and terminates 1 year after the end of the first calendar year during which the insurer no longer holds a certificate of authority to transact insurance for subject lines of business in this state.

2.a. All revenues, assets, liabilities, losses, and expenses of the corporation shall be divided into three separate accounts as follows:

(I) A personal lines account for personal residential policies issued by the corporation which provides comprehensive, multiperil coverage on risks that are not located in areas eligible for coverage by the Florida Windstorm Underwriting Association as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas;

(II) A commercial lines account for commercial residential and commercial nonresidential policies issued by the corporation which provides coverage for basic property perils on risks that are not located in areas eligible for coverage by the Florida Windstorm Underwriting Association as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas; and

(III) A coastal account for personal residential policies and commercial residential and commercial nonresidential property policies issued by the corporation which provides coverage for the peril of wind on risks that are located in areas eligible for coverage by the Florida Windstorm Underwriting Association as those areas were defined on January 1, 2002. The corporation may offer policies that provide multiperil coverage and shall offer policies that provide coverage only for the peril of wind for risks located in areas eligible for coverage in the coastal account. Effective July 1, 2014, the corporation shall cease offering new commercial residential policies providing multiperil coverage and shall instead continue to offer commercial residential wind-only policies, and may offer commercial residential policies excluding wind. The corporation may, however, continue to renew a commercial residential multiperil policy on a building that is insured by the corporation on June 30, 2014, under a multiperil policy. In issuing multiperil coverage, the corporation may use its approved policy forms and rates for the personal lines account. An applicant or insured who is eligible to purchase a multiperil policy from the corporation may purchase a multiperil policy from an authorized insurer without prejudice to the applicant's or insured's eligibility to prospectively purchase a policy that provides coverage only for the peril of wind from the corporation. An applicant or insured who is eligible for a corporation policy that provides coverage only for the peril of wind may elect to purchase or retain such policy and also purchase or retain coverage excluding wind from an authorized insurer without prejudice to the applicant's or insured's eligibility to prospectively purchase a policy that provides multiperil coverage from the corporation. It is the goal of the Legislature that there be an overall average savings of 10 percent or more for a policyholder who currently has a wind-only policy with the corporation, and an ex-wind policy with a voluntary insurer or the corporation, and who obtains a multiperil policy from the corporation. It is the intent of the Legislature that the offer of multiperil coverage in the coastal account be made and implemented in a manner that does not adversely affect the tax-exempt status of the corporation or creditworthiness of or security for currently outstanding financing obligations or credit facilities of the coastal account, the personal lines account, or the commercial lines account. The coastal account must also include quota share primary insurance under subparagraph (c)2. The area eligible for coverage under the coastal account also includes the area within Port Canaveral, which is bordered on the south by the City of Cape Canaveral, bordered on the west by the Banana River, and bordered on the north by Federal Government property.

b. The three separate accounts must be maintained as long as financing obligations entered into by the Florida Windstorm Underwriting Association or Residential Property and Casualty Joint Underwriting Association are outstanding, in accordance with the terms of the corresponding financing documents. *If no such financing obligations remain outstanding or if the financing documents allow for combining of accounts, the corporation may consolidate the three separate accounts into a new account, to be known as the Citizens account, for all revenues, assets, liabilities, losses, and expenses of the corporation. The Citizens account, if established by the corporation, is authorized to provide coverage to the same extent as provided under each of the three separate accounts. The authority to provide coverage under the Citizens account is set forth in subparagraph 4. ~~If the financing obligations are no longer outstanding, the corporation may use a single account for all revenues, assets, liabilities, losses, and expenses of the corporation.~~ Consistent with this subparagraph and prudent investment policies that minimize the cost of carrying debt, the board shall exercise its best efforts to retire existing debt or obtain the approval of necessary parties to amend the terms of existing debt, so as to structure the most efficient plan for consolidating the three separate accounts into a single account. *Once the accounts are combined into one account, this subparagraph and subparagraph 3. shall be replaced in their entirety by subparagraphs 4. and 5.**

c. Creditors of the Residential Property and Casualty Joint Underwriting Association and the accounts specified in sub-sub-subparagraphs a.(I) and (II) may have a claim against, and recourse to, those accounts and no claim against, or recourse to, the account referred to in sub-sub-subparagraph a.(III). Creditors of the Florida Windstorm Underwriting Association have a claim against, and recourse to, the account referred to in sub-sub-subparagraph a.(III) and no claim against, or recourse to, the accounts referred to in sub-sub-subparagraphs a.(I) and (II).

d. Revenues, assets, liabilities, losses, and expenses not attributable to particular accounts shall be prorated among the accounts.

e. The Legislature finds that the revenues of the corporation are revenues that are necessary to meet the requirements set forth in documents authorizing the issuance of bonds under this subsection.

f. The income of the corporation may not inure to the benefit of any private person.

3. With respect to a deficit in an account:

a. After accounting for the Citizens policyholder surcharge imposed under sub-subparagraph i., if the remaining projected deficit incurred in the coastal account in a particular calendar year:

(I) Is not greater than 2 percent of the aggregate statewide direct written premium for the subject lines of business for the prior calendar year, the entire deficit shall be recovered through regular assessments of assessable insurers under paragraph (q) and assessable insureds.

(II) Exceeds 2 percent of the aggregate statewide direct written premium for the subject lines of business for the prior calendar year, the corporation shall levy regular assessments on assessable insurers under paragraph (q) and on assessable insureds in an amount equal to the greater of 2 percent of the projected deficit or 2 percent of the aggregate statewide direct written premium for the subject lines of business for the prior calendar year. Any remaining projected deficit shall be recovered through emergency assessments under sub-subparagraph e. ~~4.~~

b. Each assessable insurer's share of the amount being assessed under sub-subparagraph a. must be in the proportion that the assessable insurer's direct written premium for the subject lines of business for the year preceding the assessment bears to the aggregate statewide direct written premium for the subject lines of business for that year. The assessment percentage applicable to each assessable insured is the ratio of the amount being assessed under sub-subparagraph a. to the aggregate statewide direct written premium for the subject lines of business for the prior year. Assessments levied by the corporation on assessable insurers under sub-subparagraph a. must be paid as required by the corporation's plan of operation and paragraph (q). Assessments levied by the corporation on assessable insureds under sub-subparagraph a. shall be collected by the surplus lines agent at the time the surplus lines agent collects the surplus lines tax required by s.

626.932, and paid to the Florida Surplus Lines Service Office at the time the surplus lines agent pays the surplus lines tax to that office. Upon receipt of regular assessments from surplus lines agents, the Florida Surplus Lines Service Office shall transfer the assessments directly to the corporation as determined by the corporation.

c. *The corporation may not levy regular assessments under paragraph (q) pursuant to sub-subparagraph a. or sub-subparagraph b. if the three separate accounts in sub-sub-subparagraphs 2.a.(I)-(III) have been consolidated into the Citizens account pursuant to sub-subparagraph 2.b. However, the outstanding balance of any regular assessment levied by the corporation before establishment of the Citizens account remains payable to the corporation.*

d. After accounting for the Citizens policyholder surcharge imposed under sub-subparagraph j. ~~4.~~, the remaining projected deficits in the personal lines account and in the commercial lines account in a particular calendar year shall be recovered through emergency assessments under sub-subparagraph e. ~~4.~~

e. ~~4.~~ Upon a determination by the board of governors that a projected deficit in an account exceeds the amount that is expected to be recovered through regular assessments under sub-subparagraph a., plus the amount that is expected to be recovered through surcharges under sub-subparagraph j. ~~4.~~, the board, after verification by the office, shall levy emergency assessments for as many years as necessary to cover the deficits, to be collected by assessable insurers and the corporation and collected from assessable insureds upon issuance or renewal of policies for subject lines of business, excluding National Flood Insurance policies. The amount collected in a particular year must be a uniform percentage of that year's direct written premium for subject lines of business and all accounts of the corporation, excluding National Flood Insurance Program policy premiums, as annually determined by the board and verified by the office. The office shall verify the arithmetic calculations involved in the board's determination within 30 days after receipt of the information on which the determination was based. The office shall notify assessable insurers and the Florida Surplus Lines Service Office of the date on which assessable insurers shall begin to collect and assessable insureds shall begin to pay such assessment. The date must be at least 90 days after the date the corporation levies emergency assessments pursuant to this sub-subparagraph. Notwithstanding any other provision of law, the corporation and each assessable insurer that writes subject lines of business shall collect emergency assessments from its policyholders without such obligation being affected by any credit, limitation, exemption, or deferment. Emergency assessments levied by the corporation on assessable insureds shall be collected by the surplus lines agent at the time the surplus lines agent collects the surplus lines tax required by s. 626.932 and paid to the Florida Surplus Lines Service Office at the time the surplus lines agent pays the surplus lines tax to that office. The emergency assessments collected shall be transferred directly to the corporation on a periodic basis as determined by the corporation and held by the corporation solely in the applicable account. The aggregate amount of emergency assessments levied for an account in any calendar year may be less than but may not exceed the greater of 10 percent of the amount needed to cover the deficit, plus interest, fees, commissions, required reserves, and other costs associated with financing the original deficit, or 10 percent of the aggregate statewide direct written premium for subject lines of business and all accounts of the corporation for the prior year, plus interest, fees, commissions, required reserves, and other costs associated with financing the deficit.

f. ~~4.~~ The corporation may pledge the proceeds of assessments, projected recoveries from the Florida Hurricane Catastrophe Fund, other insurance and reinsurance recoverables, policyholder surcharges and other surcharges, and other funds available to the corporation as the source of revenue for and to secure bonds issued under paragraph (q), bonds or other indebtedness issued under subparagraph (c)3., or lines of credit or other financing mechanisms issued or created under this subsection, or to retire any other debt incurred as a result of deficits or events giving rise to deficits, or in any other way that the board determines will efficiently recover such deficits. The purpose of the lines of credit or other financing mechanisms is to provide additional resources to assist the corporation in covering claims and expenses attributable to a catastrophe. As used in this subsection, the term "assessments" includes regular assessments under sub-subparagraph a. or subparagraph (q)1. and emergency assessments under sub-subparagraph e. ~~4.~~ Emergency assessments collected under sub-subparagraph e. ~~4.~~ are

not part of an insurer's rates, are not premium, and are not subject to premium tax, fees, or commissions; however, failure to pay the emergency assessment shall be treated as failure to pay premium. The emergency assessments shall continue as long as any bonds issued or other indebtedness incurred with respect to a deficit for which the assessment was imposed remain outstanding, unless adequate provision has been made for the payment of such bonds or other indebtedness pursuant to the documents governing such bonds or indebtedness.

g.f. As used in this subsection for purposes of any deficit incurred on or after January 25, 2007, the term "subject lines of business" means insurance written by assessable insurers or procured by assessable insureds for all property and casualty lines of business in this state, but not including workers' compensation or medical malpractice. As used in this sub-subparagraph, the term "property and casualty lines of business" includes all lines of business identified on Form 2, Exhibit of Premiums and Losses, in the annual statement required of authorized insurers under s. 624.424 and any rule adopted under this section, except for those lines identified as accident and health insurance and except for policies written under the National Flood Insurance Program or the Federal Crop Insurance Program. For purposes of this sub-subparagraph, the term "workers' compensation" includes both workers' compensation insurance and excess workers' compensation insurance.

h.g. The Florida Surplus Lines Service Office shall determine annually the aggregate statewide written premium in subject lines of business procured by assessable insureds and report that information to the corporation in a form and at a time the corporation specifies to ensure that the corporation can meet the requirements of this subsection and the corporation's financing obligations.

i.h. The Florida Surplus Lines Service Office shall verify the proper application by surplus lines agents of assessment percentages for regular assessments and emergency assessments levied under this subparagraph on assessable insureds and assist the corporation in ensuring the accurate, timely collection and payment of assessments by surplus lines agents as required by the corporation.

j.i. Upon determination by the board of governors that an account has a projected deficit, the board shall levy a Citizens policyholder surcharge against all policyholders of the corporation.

(I) The surcharge shall be levied as a uniform percentage of the premium for the policy of up to 15 percent of such premium, which funds shall be used to offset the deficit.

(II) The surcharge is payable upon cancellation or termination of the policy, upon renewal of the policy, or upon issuance of a new policy by the corporation within the first 12 months after the date of the levy or the period of time necessary to fully collect the surcharge amount.

(III) The corporation may not levy any regular assessments under paragraph (q) pursuant to sub-subparagraph a. or sub-subparagraph b. with respect to a particular year's deficit until the corporation has first levied the full amount of the surcharge authorized by this sub-subparagraph.

(IV) The surcharge is not considered premium and is not subject to commissions, fees, or premium taxes. However, failure to pay the surcharge shall be treated as failure to pay premium.

k.j. If the amount of any assessments or surcharges collected from corporation policyholders, assessable insurers or their policyholders, or assessable insureds exceeds the amount of the deficits, such excess amounts shall be remitted to and retained by the corporation in a reserve to be used by the corporation, as determined by the board of governors and approved by the office, to pay claims or reduce any past, present, or future plan-year deficits or to reduce outstanding debt.

4. *The Citizens account, if established by the corporation pursuant to sub-subparagraph 2.b., is authorized to provide:*

a. Personal residential policies that provide comprehensive, multiperil coverage on risks that are not located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas;

b. Commercial residential and commercial nonresidential policies that provide coverage for basic property perils on risks that are not located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas; and

c. Personal residential policies and commercial residential and commercial nonresidential property policies that provide coverage for the peril of wind on risks that are located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002. The corporation may offer policies that provide multiperil coverage and shall offer policies that provide coverage only for the peril of wind for risks located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002. The corporation may not offer new commercial residential policies providing multiperil coverage, but shall continue to offer commercial residential wind-only policies, and may offer commercial residential policies excluding wind. However, the corporation may continue to renew a commercial residential multiperil policy on a building that was insured by the corporation on June 30, 2014, under a multiperil policy. In issuing multiperil coverage under this sub-subparagraph, the corporation may use its approved policy forms and rates for risks located in areas not eligible for coverage by the Florida Windstorm Underwriting Association as those areas were defined on January 1, 2002, and for policies that do not provide coverage for the peril of wind on risks that are located in such areas. An applicant or insured who is eligible to purchase a multiperil policy from the corporation may purchase a multiperil policy from an authorized insurer without prejudice to the applicant's or insured's eligibility to prospectively purchase a policy that provides coverage only for the peril of wind from the corporation. An applicant or insured who is eligible for a corporation policy that provides coverage only for the peril of wind may elect to purchase or retain such policy and also purchase or retain coverage excluding wind from an authorized insurer without prejudice to the applicant's or insured's eligibility to prospectively purchase a policy that provides multiperil coverage from the corporation. The following policies, which provide coverage only for the peril of wind, must also include quota share primary insurance under subparagraph (c)2.: Personal residential policies and commercial residential and commercial nonresidential property policies that provide coverage for the peril of wind on risks that are located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002; policies that provide multiperil coverage, if offered by the corporation, and policies that provide coverage only for the peril of wind for risks located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002; commercial residential wind-only policies; commercial residential policies excluding wind, if offered by the corporation; and commercial residential multiperil policies on a building that was insured by the corporation on June 30, 2014. The area eligible for coverage with the corporation under this sub-subparagraph includes the area within Port Canaveral, which is bordered on the south by the City of Cape Canaveral, bordered on the west by the Banana River, and bordered on the north by Federal Government property.

5. *With respect to a deficit in the Citizens account:*

a. Upon a determination by the board of governors that the Citizens account has a projected deficit, the board shall levy a Citizens policyholder surcharge against all policyholders of the corporation.

(I) *The surcharge shall be levied as a uniform percentage of the premium for the policy of up to 15 percent of such premium, which funds shall be used to offset the deficit.*

(II) *The surcharge is payable upon cancellation or termination of the policy, upon renewal of the policy, or upon issuance of a new policy by the corporation within the first 12 months after the date of the levy or the period of time necessary to fully collect the surcharge amount.*

(III) *The surcharge is not considered premium and is not subject to commissions, fees, or premium taxes. However, failure to pay the surcharge shall be treated as failure to pay premium.*

b. After accounting for the Citizens policyholder surcharge imposed under sub-subparagraph a., the remaining projected deficit incurred in

the Citizens account in a particular calendar year shall be recovered through emergency assessments under sub-subparagraph c.

c. Upon a determination by the board of governors that a projected deficit in the Citizens account exceeds the amount that is expected to be recovered through surcharges under sub-subparagraph a., the board, after verification by the office, shall levy emergency assessments for as many years as necessary to cover the deficits, to be collected by assessable insurers and the corporation and collected from assessable insureds upon issuance or renewal of policies for subject lines of business, excluding National Flood Insurance Program policies. The amount collected in a particular year must be a uniform percentage of that year's direct written premium for subject lines of business and the Citizens account, National Flood Insurance Program policy premiums, as annually determined by the board and verified by the office. The office shall verify the arithmetic calculations involved in the board's determination within 30 days after receipt of the information on which the determination was based. The office shall notify assessable insurers and the Florida Surplus Lines Service Office of the date on which assessable insurers shall begin to collect and assessable insureds shall begin to pay such assessment. The date must be at least 90 days after the date the corporation levies emergency assessments pursuant to this sub-subparagraph. Notwithstanding any other law, the corporation and each assessable insurer that writes subject lines of business shall collect emergency assessments from its policyholders without such obligation being affected by any credit, limitation, exemption, or deferment. Emergency assessments levied by the corporation on assessable insureds shall be collected by the surplus lines agent at the time the surplus lines agent collects the surplus lines tax required by s. 626.932 and paid to the Florida Surplus Lines Service Office at the time the surplus lines agent pays the surplus lines tax to that office. The emergency assessments collected shall be transferred directly to the corporation on a periodic basis as determined by the corporation and held by the corporation solely in the Citizens account. The aggregate amount of emergency assessments levied for the Citizens account in any calendar year may be less than, but may not exceed the greater of, 10 percent of the amount needed to cover the deficit, plus interest, fees, commissions, required reserves, and other costs associated with financing the original deficit or 10 percent of the aggregate statewide direct written premium for subject lines of business and the Citizens accounts for the prior year, plus interest, fees, commissions, required reserves, and other costs associated with financing the deficit.

d. The corporation may pledge the proceeds of assessments, projected recoveries from the Florida Hurricane Catastrophe Fund, other insurance and reinsurance recoverables, policyholder surcharges and other surcharges, and other funds available to the corporation as the source of revenue for and to secure bonds issued under paragraph (q), bonds or other indebtedness issued under subparagraph (c)3., or lines of credit or other financing mechanisms issued or created under this subsection; or to retire any other debt incurred as a result of deficits or events giving rise to deficits, or in any other way that the board determines will efficiently recover such deficits. The purpose of the lines of credit or other financing mechanisms is to provide additional resources to assist the corporation in covering claims and expenses attributable to a catastrophe. As used in this subsection, the term "assessments" includes emergency assessments under sub-subparagraph c. Emergency assessments collected under sub-subparagraph c. are not part of an insurer's rates, are not premium, and are not subject to premium tax, fees, or commissions; however, failure to pay the emergency assessment shall be treated as failure to pay premium. The emergency assessments shall continue as long as any bonds issued or other indebtedness incurred with respect to a deficit for which the assessment was imposed remain outstanding, unless adequate provision has been made for the payment of such bonds or other indebtedness pursuant to the documents governing such bonds or indebtedness.

e. As used in this subsection and for purposes of any deficit incurred on or after January 25, 2007, the term "subject lines of business" means insurance written by assessable insurers or procured by assessable insureds for all property and casualty lines of business in this state, but not including workers' compensation or medical malpractice. As used in this sub-subparagraph, the term "property and casualty lines of business" includes all lines of business identified on Form 2, Exhibit of Premiums and Losses, in the annual statement required of authorized insurers under s. 624.424 and any rule adopted under this section, except for those lines identified as accident and health insurance and except for policies written under the National Flood Insurance Program or the

Federal Crop Insurance Program. For purposes of this sub-subparagraph, the term "workers' compensation" includes both workers' compensation insurance and excess workers' compensation insurance.

f. The Florida Surplus Lines Service Office shall annually determine the aggregate statewide written premium in subject lines of business procured by assessable insureds and report that information to the corporation in a form and at a time the corporation specifies to ensure that the corporation can meet the requirements of this subsection and the corporation's financing obligations.

g. The Florida Surplus Lines Service Office shall verify the proper application by surplus lines agents of assessment percentages for emergency assessments levied under this subparagraph on assessable insureds and assist the corporation in ensuring the accurate, timely collection and payment of assessments by surplus lines agents as required by the corporation.

h. If the amount of any assessments or surcharges collected from corporation policyholders, assessable insurers or their policyholders, or assessable insureds exceeds the amount of the deficits, such excess amounts shall be remitted to and retained by the corporation in a reserve to be used by the corporation, as determined by the board of governors and approved by the office, to pay claims or reduce any past, present, or future plan-year deficits or to reduce outstanding debt.

(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 by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002 under the coastal account referred to in subparagraph (b)2.a.

e. Commercial lines nonresidential property insurance forms that cover the peril of wind only. The forms are applicable only to nonresidential properties located in areas eligible for coverage by the Florida Windstorm Underwriting Association, as those areas were defined on January 1, 2002 under the coastal account referred to in 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 corporation 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 issuance, 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 20 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 *for policies that renew before April 1, 2023; for policies that renew on or after that date, the risk is not eligible for coverage with the corporation unless the premium for coverage from the authorized insurer is more than 20 percent greater than the corporation's renewal premium for comparable coverage.* 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. *A policyholder removed from the corporation through an assumption agreement does not remain eligible for coverage from the corporation after the end of the policy term. However, any policy removed from the corporation through an assumption agreement remains on the corporation's policy forms through the end of the policy term.*

(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 20 ~~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 *unless the premium for coverage from the authorized insurer is more than 20 percent greater than the corporation's renewal premium for comparable coverage.* 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 *policy term.* ~~However, any policy removed from the corporation through an assumption agreement remains on the corporation's policy forms through the end of the policy term 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 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. *For purposes of comparing the premium for comparable coverage under subparagraphs a. and b., premium includes any surcharge or assessment that is actually applied to such policy.* 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 *on a risk that is located in an area eligible for coverage by the Florida Windstorm Underwriting Association, as that area was defined on January 1, 2002 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:

a. 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; or

b. For the Citizens account, if established by the corporation, which are attributable to a particular calendar year are in excess of projected losses and expenses for the Citizens account attributable to that year, such excess shall be held in surplus in the Citizens account. Such surplus must be available to defray deficits in the Citizens 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. If catastrophe reinsurance is not available at reasonable rates, the corporation need not purchase it, but the corporation shall include the costs of reinsurance to cover its projected 100-year probable maximum loss in its rate calculations even if it does not purchase catastrophe reinsurance.

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:

a. 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-subparagraph (b)3.e. ~~(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.e. ~~(b)3.d.~~ may not be limited or deferred; or

b. With respect to the Citizens account, if established by the corporation pursuant to sub-subparagraph (b)2.b., any assessable insurer with a surplus as to policyholders of \$25 million or less and 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 limited apportionment company shall collect from its policyholders any emergency assessment imposed under sub-subparagraph (b)5.c. An emergency assessment to be collected from policyholders under sub-subparagraph (b)5.c. 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 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.a. As of January 1, 2012, *unless the Citizens account has been established pursuant to sub-subparagraph (b)2.b.*, 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.

b. The corporation must require, if it has established the Citizens account pursuant to sub-subparagraph (b)2.b., that the agent obtain from an applicant for coverage from the corporation the following 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 AND ASSESSMENTS, WHICH WILL BE DUE AND PAYABLE UPON RENEWAL, CANCELLATION, OR TERMINATION OF THE POLICY, AND THAT THE SURCHARGES AND ASSESSMENTS COULD BE AS HIGH AS 25 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 15 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.

~~c.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 *sub-subparagraph a. or sub-subparagraph b.*, as applicable ~~this subparagraph~~.

~~d.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.

(n)1. Rates for coverage provided by the corporation must be actuarially sound ~~pursuant and subject to~~ s. 627.062 and not competitive with approved rates charged in the admitted voluntary market so that the corporation functions as a residual market mechanism to provide insurance only when insurance cannot be procured in the voluntary market, except as otherwise provided in this paragraph. The office shall provide the corporation such information as would be necessary to determine whether rates are competitive. The corporation shall file its recommended rates with the office at least annually. The corporation shall provide any additional information regarding the rates which the office requires. The office shall consider the recommendations of the board and issue a final order establishing the rates for the corporation within 45 days after the recommended rates are filed. The corporation may not pursue an administrative challenge or judicial review of the final order of the office.

2. In addition to the rates otherwise determined pursuant to this paragraph, the corporation shall impose and collect an amount equal to the premium tax provided in s. 624.509 to augment the financial resources of the corporation.

3. After the public hurricane loss-projection model under s. 627.06281 has been found to be accurate and reliable by the Florida Commission on Hurricane Loss Projection Methodology, the model shall be considered when establishing the windstorm portion of the corporation's rates. The corporation may use the public model results in combination with the results of private models to calculate rates for the windstorm portion of the corporation's rates. This subparagraph does not require or allow the corporation to adopt rates lower than the rates otherwise required or allowed by this paragraph.

4. The corporation must make a recommended actuarially sound rate filing for each personal and commercial line of business it writes.

5. Notwithstanding the board's recommended rates and the office's final order regarding the corporation's filed rates under subparagraph 1., the corporation shall annually implement a rate increase which,

except for sinkhole coverage, does not exceed the following for any single policy issued by the corporation, excluding coverage changes and surcharges:

a. ~~Eleven percent for 2022.~~

b. Twelve percent for 2023.

b.e. Thirteen percent for 2024.

c.d. Fourteen percent for 2025.

d.e. Fifteen percent for 2026 and all subsequent years.

6. The corporation may also implement an increase to reflect the effect on the corporation of the cash buildup factor pursuant to s. 215.555(5)(b).

7. The corporation's implementation of rates as prescribed in ~~subparagraphs 5. and 8. subparagraph 5.~~ shall cease for any line of business written by the corporation upon the corporation's implementation of actuarially sound rates. Thereafter, the corporation shall annually make a recommended actuarially sound rate filing *that is not competitive with approved rates in the admitted voluntary market* for each commercial and personal line of business the corporation writes.

8. *For any new or renewal personal lines policy written on or after November 1, 2023, which does not cover a primary residence, the rate to be applied in calculating premium is not subject to the rate increase limitations in subparagraph 5. However, the policyholder may not be charged more than 50 percent above, and may not be charged less than, the established rate for the corporation which was in effect 1 year before the date of the application.*

9. *As used in this paragraph, the term "primary residence" means the dwelling that is the policyholder's primary home or is a rental property that is the primary home of the tenant, and which the policyholder or tenant occupies for more than 9 months of each year.*

(o) If coverage in an account, *or the Citizens account if established by the corporation*, is deactivated pursuant to paragraph (p), coverage through the corporation shall be reactivated by order of the office only under one of the following circumstances:

1. If the market assistance plan receives a minimum of 100 applications for coverage within a 3-month period, or 200 applications for coverage within a 1-year period or less for residential coverage, unless the market assistance plan provides a quotation from admitted carriers at their filed rates for at least 90 percent of such applicants. Any market assistance plan application that is rejected because an individual risk is so hazardous as to be uninsurable using the criteria specified in subparagraph (c)8. shall not be included in the minimum percentage calculation provided herein. In the event that there is a legal or administrative challenge to a determination by the office that the conditions of this subparagraph have been met for eligibility for coverage in the corporation, any eligible risk may obtain coverage during the pendency of such challenge.

2. In response to a state of emergency declared by the Governor under s. 252.36, the office may activate coverage by order for the period of the emergency upon a finding by the office that the emergency significantly affects the availability of residential property insurance.

(p)1. The corporation shall file with the office quarterly statements of financial condition, an annual statement of financial condition, and audited financial statements in the manner prescribed by law. In addition, the corporation shall report to the office monthly on the types, premium, exposure, and distribution by county of its policies in force, and shall submit other reports as the office requires to carry out its oversight of the corporation.

2. The activities of the corporation shall be reviewed at least annually by the office to determine whether coverage shall be deactivated in an account, *or in the Citizens account if established by the corporation*, on the basis that the conditions giving rise to its activation no longer exist.

(q)1. The corporation shall certify to the office its needs for annual assessments as to a particular calendar year, and for any interim as-

sessments that it deems to be necessary to sustain operations as to a particular year pending the receipt of annual assessments. Upon verification, the office shall approve such certification, and the corporation shall levy such annual or interim assessments. Such assessments shall be prorated, *if authority to levy exists*, as provided in paragraph (b). The corporation shall take all reasonable and prudent steps necessary to collect the amount of assessments due from each assessable insurer, including, if prudent, filing suit to collect the assessments, and the office may provide such assistance to the corporation it deems appropriate. If the corporation is unable to collect an assessment from any assessable insurer, the uncollected assessments shall be levied as an additional assessment against the assessable insurers and any assessable insurer required to pay an additional assessment as a result of such failure to pay shall have a cause of action against such nonpaying assessable insurer. Assessments shall be included as an appropriate factor in the making of rates. The failure of a surplus lines agent to collect and remit any regular or emergency assessment levied by the corporation is considered to be a violation of s. 626.936 and subjects the surplus lines agent to the penalties provided in that section.

2. The governing body of any unit of local government, any residents of which are insured by the corporation, may issue bonds as defined in s. 125.013 or s. 166.101 from time to time to fund an assistance program, in conjunction with the corporation, for the purpose of defraying deficits of the corporation. In order to avoid needless and indiscriminate proliferation, duplication, and fragmentation of such assistance programs, any unit of local government, any residents of which are insured by the corporation, may provide for the payment of losses, regardless of whether or not the losses occurred within or outside of the territorial jurisdiction of the local government. Revenue bonds under this subparagraph may not be issued until validated pursuant to chapter 75, unless a state of emergency is declared by executive order or proclamation of the Governor pursuant to s. 252.36 making such findings as are necessary to determine that it is in the best interests of, and necessary for, the protection of the public health, safety, and general welfare of residents of this state and declaring it an essential public purpose to permit certain municipalities or counties to issue such bonds as will permit relief to claimants and policyholders of the corporation. Any such unit of local government may enter into such contracts with the corporation and with any other entity created pursuant to this subsection as are necessary to carry out this paragraph. Any bonds issued under this subparagraph shall be payable from and secured by moneys received by the corporation from emergency assessments under sub-subparagraph (b)3.e. ~~(b)3.d.~~, and assigned and pledged to or on behalf of the unit of local government for the benefit of the holders of such bonds. The funds, credit, property, and taxing power of the state or of the unit of local government shall not be pledged for the payment of such bonds.

3.a. The corporation shall adopt one or more programs subject to approval by the office for the reduction of both new and renewal writings in the corporation. Beginning January 1, 2008, any program the corporation adopts for the payment of bonuses to an insurer for each risk the insurer removes from the corporation shall comply with s. 627.3511(2) and may not exceed the amount referenced in s. 627.3511(2) for each risk removed. The corporation may consider any prudent and not unfairly discriminatory approach to reducing corporation writings, and may adopt a credit against assessment liability or other liability that provides an incentive for insurers to take risks out of the corporation and to keep risks out of the corporation by maintaining or increasing voluntary writings in counties or areas in which corporation risks are highly concentrated and a program to provide a formula under which an insurer voluntarily taking risks out of the corporation by maintaining or increasing voluntary writings will be relieved wholly or partially from assessments under sub-subparagraph (b)3.a. However, any "take-out bonus" or payment to an insurer must be conditioned on the property being insured for at least 5 years by the insurer, unless canceled or nonrenewed by the policyholder. If the policy is canceled or nonrenewed by the policyholder before the end of the 5-year period, the amount of the take-out bonus must be prorated for the time period the policy was insured. When 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 such policy, and the insurer shall either:

(I) Pay to the producing agent of record of the policy, for the first year, an amount which is the greater of the insurer's usual and cus-

tomy commission for the type of policy written or a policy fee equal to the usual and customary commission of the corporation; or

(II) Offer to allow the producing agent of record of the policy to continue servicing the policy for a period of not less than 1 year and offer to pay the agent the insurer's usual and customary commission for the type of policy written. If the producing agent is unwilling or unable to accept appointment by the new insurer, the new insurer shall pay the agent in accordance with sub-sub-subparagraph (I).

b. Any credit or exemption from regular assessments adopted under this subparagraph shall last no longer than the 3 years following the cancellation or expiration of the policy by the corporation. With the approval of the office, the board may extend such credits for an additional year if the insurer guarantees an additional year of renewability for all policies removed from the corporation, or for 2 additional years if the insurer guarantees 2 additional years of renewability for all policies so removed.

c. There shall be no credit, limitation, exemption, or deferment from emergency assessments to be collected from policyholders pursuant to sub-subparagraph (b)3.e. or sub-subparagraph (b)5.c. ~~(b)3.d.~~

4. The plan shall provide for the deferment, in whole or in part, of the assessment of an assessable insurer, other than an emergency assessment collected from policyholders pursuant to sub-subparagraph (b)3.e. or sub-subparagraph (b)5.c. ~~(b)3.d.~~, if the office finds that payment of the assessment would endanger or impair the solvency of the insurer. In the event an assessment against an assessable insurer is deferred in whole or in part, the amount by which such assessment is deferred may be assessed against the other assessable insurers in a manner consistent with the basis for assessments set forth in paragraph (b).

5. Effective July 1, 2007, in order to evaluate the costs and benefits of approved take-out plans, if the corporation pays a bonus or other payment to an insurer for an approved take-out plan, it shall maintain a record of the address or such other identifying information on the property or risk removed in order to track if and when the property or risk is later insured by the corporation.

6. Any policy taken out, assumed, or removed from the corporation is, as of the effective date of the take-out, assumption, or removal, direct insurance issued by the insurer and not by the corporation, even if the corporation continues to service the policies. This subparagraph applies to policies of the corporation and not policies taken out, assumed, or removed from any other entity.

7. For a policy taken out, assumed, or removed from the corporation, the insurer may, for a period of no more than 3 years, continue to use any of the corporation's policy forms or endorsements that apply to the policy taken out, removed, or assumed without obtaining approval from the office for use of such policy form or endorsement.

(v)1. Effective July 1, 2002, policies of the Residential Property and Casualty Joint Underwriting Association become policies of the corporation. All obligations, rights, assets and liabilities of the association, including bonds, note and debt obligations, and the financing documents pertaining to them become those of the corporation as of July 1, 2002. The corporation is not required to issue endorsements or certificates of assumption to insureds during the remaining term of in-force transferred policies.

2. Effective July 1, 2002, policies of the Florida Windstorm Underwriting Association are transferred to the corporation and become policies of the corporation. All obligations, rights, assets, and liabilities of the association, including bonds, note and debt obligations, and the financing documents pertaining to them are transferred to and assumed by the corporation on July 1, 2002. The corporation is not required to issue endorsements or certificates of assumption to insureds during the remaining term of in-force transferred policies.

3. The Florida Windstorm Underwriting Association and the Residential Property and Casualty Joint Underwriting Association shall take all actions necessary to further evidence the transfers and provide the documents and instruments of further assurance as may reasonably be requested by the corporation for that purpose. The corporation shall execute assumptions and instruments as the trustees or other parties to the financing documents of the Florida Windstorm Underwriting As-

sociation or the Residential Property and Casualty Joint Underwriting Association may reasonably request to further evidence the transfers and assumptions, which transfers and assumptions, however, are effective on the date provided under this paragraph whether or not, and regardless of the date on which, the assumptions or instruments are executed by the corporation. Subject to the relevant financing documents pertaining to their outstanding bonds, notes, indebtedness, or other financing obligations, the moneys, investments, receivables, choses in action, and other intangibles of the Florida Windstorm Underwriting Association shall be credited to the coastal account of the corporation, and those of the personal lines residential coverage account and the commercial lines residential coverage account of the Residential Property and Casualty Joint Underwriting Association shall be credited to the personal lines account and the commercial lines account, respectively, of the corporation.

4. Effective July 1, 2002, a new applicant for property insurance coverage who would otherwise have been eligible for coverage in the Florida Windstorm Underwriting Association is eligible for coverage from the corporation as provided in this subsection.

5. The transfer of all policies, obligations, rights, assets, and liabilities from the Florida Windstorm Underwriting Association to the corporation and the renaming of the Residential Property and Casualty Joint Underwriting Association as the corporation does not affect the coverage with respect to covered policies as defined in s. 215.555(2)(c) provided to these entities by the Florida Hurricane Catastrophe Fund. The coverage provided by the fund to the Florida Windstorm Underwriting Association based on its exposures as of June 30, 2002, and each June 30 thereafter, *unless the corporation has established the Citizens account*, shall be redesignated as coverage for the coastal account of the corporation. Notwithstanding any other provision of law, the coverage provided by the fund to the Residential Property and Casualty Joint Underwriting Association based on its exposures as of June 30, 2002, and each June 30 thereafter, *unless the corporation has established the Citizens account*, shall be transferred to the personal lines account and the commercial lines account of the corporation. Notwithstanding any other provision of law, the coastal account, *unless the corporation has established the Citizens account*, shall be treated, for all Florida Hurricane Catastrophe Fund purposes, as if it were a separate participating insurer with its own exposures, reimbursement premium, and loss reimbursement. Likewise, the personal lines and commercial lines accounts, *unless the corporation has established the Citizens account*, shall be viewed together, for all fund purposes, as if the two accounts were one and represent a single, separate participating insurer with its own exposures, reimbursement premium, and loss reimbursement. The coverage provided by the fund to the corporation shall constitute and operate as a full transfer of coverage from the Florida Windstorm Underwriting Association and Residential Property and Casualty Joint Underwriting Association to the corporation.

(w) Notwithstanding any other provision of law:

1. The pledge or sale of, the lien upon, and the security interest in any rights, revenues, or other assets of the corporation created or purported to be created pursuant to any financing documents to secure any bonds or other indebtedness of the corporation shall be and remain valid and enforceable, notwithstanding the commencement of and during the continuation of, and after, any rehabilitation, insolvency, liquidation, bankruptcy, receivership, conservatorship, reorganization, or similar proceeding against the corporation under the laws of this state.

2. The proceeding does not relieve the corporation of its obligation, or otherwise affect its ability to perform its obligation, to continue to collect, or levy and collect, assessments, policyholder surcharges or other surcharges under sub-subparagraph (b)3.j. ~~(b)3.i.~~, or any other rights, revenues, or other assets of the corporation pledged pursuant to any financing documents.

3. Each such pledge or sale of, lien upon, and security interest in, including the priority of such pledge, lien, or security interest, any such assessments, policyholder surcharges or other surcharges, or other rights, revenues, or other assets which are collected, or levied and collected, after the commencement of and during the pendency of, or after, any such proceeding shall continue unaffected by such proceeding. As used in this subsection, the term "financing documents" means any agreement or agreements, instrument or instruments, or other document or documents now existing or hereafter created evidencing any

bonds or other indebtedness of the corporation or pursuant to which any such bonds or other indebtedness has been or may be issued and pursuant to which any rights, revenues, or other assets of the corporation are pledged or sold to secure the repayment of such bonds or indebtedness, together with the payment of interest on such bonds or such indebtedness, or the payment of any other obligation or financial product, as defined in the plan of operation of the corporation related to such bonds or indebtedness.

4. Any such pledge or sale of assessments, revenues, contract rights, or other rights or assets of the corporation shall constitute a lien and security interest, or sale, as the case may be, that is immediately effective and attaches to such assessments, revenues, or contract rights or other rights or assets, whether or not imposed or collected at the time the pledge or sale is made. Any such pledge or sale is effective, valid, binding, and enforceable against the corporation or other entity making such pledge or sale, and valid and binding against and superior to any competing claims or obligations owed to any other person or entity, including policyholders in this state, asserting rights in any such assessments, revenues, or contract rights or other rights or assets to the extent set forth in and in accordance with the terms of the pledge or sale contained in the applicable financing documents, whether or not any such person or entity has notice of such pledge or sale and without the need for any physical delivery, recordation, filing, or other action.

5. As long as the corporation has any bonds outstanding, the corporation may not file a voluntary petition under chapter 9 of the federal Bankruptcy Code or such corresponding chapter or sections as may be in effect, from time to time, and a public officer or any organization, entity, or other person may not authorize the corporation to be or become a debtor under chapter 9 of the federal Bankruptcy Code or such corresponding chapter or sections as may be in effect, from time to time, during any such period.

6. If ordered by a court of competent jurisdiction, the corporation may assume policies or otherwise provide coverage for policyholders of an insurer placed in liquidation under chapter 631, under such forms, rates, terms, and conditions as the corporation deems appropriate, subject to approval by the office.

(aa) *Except as otherwise provided in this paragraph, the corporation shall not require the securing and maintaining of flood insurance as a condition of coverage of a personal lines residential risk. If the insured or applicant must execute executes a form approved by the office affirming that flood insurance is not provided by the corporation and that if flood insurance is not secured by the applicant or insured from an insurer other than the corporation and in addition to coverage by the corporation, the risk will not be eligible for coverage by the corporation covered for flood damage. A corporation policyholder electing not to secure flood insurance and executing a form as provided herein making a claim for water damage against the corporation shall have the burden of proving the damage was not caused by flooding. Notwithstanding other provisions of this subsection, The corporation may deny coverage of a personal lines residential risk to an applicant or insured who refuses to secure and maintain flood insurance execute the form described herein. The requirement to purchase flood insurance shall be implemented as follows:*

1. *Except as provided in subparagraphs 2. and 3., all personal lines residential policyholders must have flood coverage in place for policies effective on or after:*

- a. *January 1, 2024, for property valued at \$600,000 or more.*
- b. *January 1, 2025, for property valued at \$500,000 or more.*
- c. *January 1, 2026, for property valued at \$400,000 or more.*
- d. *January 1, 2027, for all other personal lines residential property insured by the corporation.*

2. *All personal lines residential policyholders whose property insured by the corporation is located within the special flood hazard area defined by the Federal Emergency Management Agency must have flood coverage in place:*

- a. *At the time of initial policy issuance for all new personal lines residential policies issued by the corporation on or after April 1, 2023.*

b. *By the time of the policy renewal for all personal lines residential policies renewing on or after July 1, 2023.*

3. *Policyholders whose policies issued by the corporation do not provide coverage for the peril of wind are not required to purchase flood insurance as a condition for maintaining their policies with the corporation.*

The flood insurance required under this paragraph must meet, at a minimum, the coverage available from the National Flood Insurance Program or the requirements of subparagraphs s. 627.715(1)(a)1., 2., and 3.

(ii) The corporation shall revise the programs adopted pursuant to sub-subparagraph (q)3.a. for personal lines residential policies to maximize policyholder options and encourage increased participation by insurers and agents. After January 1, 2017, a policy may not be taken out of the corporation unless the provisions of this paragraph are met.

1. The corporation must publish a periodic schedule of cycles during which an insurer may identify, and notify the corporation of, policies that the insurer is requesting to take out. A request must include a description of the coverage offered and an estimated premium and must be submitted to the corporation in a form and manner prescribed by the corporation.

2. The corporation must maintain and make available to the agent of record a consolidated list of all insurers requesting to take out a policy. The list must include a description of the coverage offered and the estimated premium for each take-out request.

3. *If a policyholder receives a take-out offer from an authorized insurer, the risk is no longer eligible for coverage with the corporation unless the premium for coverage from the authorized insurer is more 20 percent greater than the renewal premium for comparable coverage from the corporation pursuant to sub-subparagraph (c)5.c. This subparagraph applies to take-out offers that are part of an application to participate in depopulation submitted to the office on or after January 1, 2023.*

4. The corporation must provide written notice to the policyholder and the agent of record regarding all insurers requesting to take out the policy and regarding the policyholder's option to accept a take-out offer or to reject all take-out offers and to remain with the corporation. The notice must be in a format prescribed by the corporation and include, for each take-out offer:

- a. The amount of the estimated premium;
- b. A description of the coverage; and
- c. A comparison of the estimated premium and coverage offered by the insurer to the estimated premium and coverage provided by the corporation.

(kk) *A corporation policyholder making a claim for water damage against the corporation has the burden of proving that the damage was not caused by flooding.*

Section 9. Paragraph (s) of subsection (6) of section 627.351, Florida Statutes, is amended to read:

627.351 Insurance risk apportionment plans.—

(6) CITIZENS PROPERTY INSURANCE CORPORATION.—

(s)1. There shall be no liability on the part of, and no cause of action of any nature shall arise against, any assessable insurer or its agents or employees, the corporation or its agents or employees, members of the board of governors or their respective designees at a board meeting, corporation committee members, or the office or its representatives, for any action taken by them in the performance of their duties or responsibilities under this subsection. Such immunity does not apply to:

- a. Any of the foregoing persons or entities for any willful tort;
- b. The corporation or its producing agents for breach of any contract or agreement pertaining to insurance coverage;

c. The corporation with respect to issuance or payment of debt;

d. Any assessable insurer with respect to any action to enforce an assessable insurer's obligations to the corporation under this subsection; or

e. The corporation in any pending or future action for breach of contract or for benefits under a policy issued by the corporation; ~~in any such action, the corporation shall be liable to the policyholders and beneficiaries for attorney's fees under s. 627.428.~~

2. The corporation shall manage its claim employees, independent adjusters, and others who handle claims to ensure they carry out the corporation's duty to its policyholders to handle claims carefully, timely, diligently, and in good faith, balanced against the corporation's duty to the state to manage its assets responsibly to minimize its assessment potential.

Section 10. Paragraphs (b) and (c) of subsection (3) and paragraphs (d), (e), and (f) of subsection (6) of section 627.3511, Florida Statutes, are amended to read:

627.3511 Depopulation of Citizens Property Insurance Corporation.—

(3) EXEMPTION FROM DEFICIT ASSESSMENTS.—

(b) An insurer that first wrote personal lines residential property coverage in this state on or after July 1, 1994, is exempt from regular deficit assessments imposed pursuant to s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, of the Citizens Property Insurance Corporation until the earlier of the following:

1. The end of the calendar year in which it first wrote 0.5 percent or more of the statewide aggregate direct written premium for any line of residential property coverage; or

2. December 31, 1997, or December 31 of the third year in which it wrote such coverage in this state, whichever is later.

(c) Other than an insurer that is exempt under paragraph (b), an insurer that in any calendar year increases its total structure exposure subject to wind coverage by 25 percent or more over its exposure for the preceding calendar year is, with respect to that year, exempt from deficit assessments imposed pursuant to s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, of the Citizens Property Insurance Corporation attributable to such increase in exposure.

(6) COMMERCIAL RESIDENTIAL TAKE-OUT PLANS.—

(d) The calculation of an insurer's regular assessment liability under s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, shall, with respect to commercial residential policies removed from the corporation under an approved take-out plan, exclude such removed policies for the succeeding 3 years, as follows:

1. In the first year following removal of the policies, the policies are excluded from the calculation to the extent of 100 percent.

2. In the second year following removal of the policies, the policies are excluded from the calculation to the extent of 75 percent.

3. In the third year following removal of the policies, the policies are excluded from the calculation to the extent of 50 percent.

(e) An insurer that first wrote commercial residential property coverage in this state on or after June 1, 1996, is exempt from regular assessments under s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, with respect to commercial residential policies until the earlier of:

1. The end of the calendar year in which such insurer first wrote 0.5 percent or more of the statewide aggregate direct written premium for commercial residential property coverage; or

2. December 31 of the third year in which such insurer wrote commercial residential property coverage in this state.

(f) An insurer that is not otherwise exempt from regular assessments under s. 627.351(6)(b)3.a. with respect to commercial residential policy is, for any calendar year in which such insurer increased its total commercial residential hurricane exposure by 25 percent or more over its exposure for the preceding calendar year, exempt from regular assessments under s. 627.351(6)(b)3.a., but not emergency assessments collected from policyholders pursuant to s. 627.351(6)(b)3.e. ~~s. 627.351(6)(b)3.d.~~, attributable to such increased exposure.

Section 11. Effective January 1, 2023, subsection (5) of section 627.3518, Florida Statutes, is amended to read:

627.3518 Citizens Property Insurance Corporation policyholder eligibility clearinghouse program.—The purpose of this section is to provide a framework for the corporation to implement a clearinghouse program by January 1, 2014.

(5) Notwithstanding s. 627.3517, any applicant for new coverage from the corporation is not eligible for coverage from the corporation if provided an offer of coverage from an authorized insurer through the program at a premium that is at or below the eligibility threshold *for applicants for new coverage* established in s. 627.351(6)(c)5.a. Whenever an offer of coverage for a personal lines risk is received for a policyholder of the corporation at renewal from an authorized insurer through the program *which is at or below the eligibility threshold for policyholders of the corporation established in s. 627.351(6)(c)5.a., 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. In the event an offer of coverage for a new applicant is received from an authorized insurer through the program, and the premium offered exceeds the eligibility threshold *for applicants for new coverage established* contained in s. 627.351(6)(c)5.a., the applicant or insured may elect to accept such coverage, or may elect to accept or continue coverage with the corporation. In the event an offer of coverage for a personal lines risk is received from an authorized insurer at renewal through the program, and the premium offered *exceeds the eligibility threshold for policyholders of the corporation established in s. 627.351(6)(c)5.a. is more than the corporation's renewal premium for comparable coverage*, the insured may elect to accept such coverage, or may elect to accept or continue coverage with the corporation. Section 627.351(6)(c)5.a.(I) does not apply to an offer of coverage from an authorized insurer obtained through the program. ~~An applicant for coverage from the corporation who was declared ineligible for coverage at renewal by the corporation in the previous 36 months due to an offer of coverage pursuant to this subsection shall be considered a renewal under this section if the corporation determines that the authorized insurer making the offer of coverage pursuant to this subsection continues to insure the applicant and increased the rate on the policy in excess of the increase allowed for the corporation under s. 627.351(6)(a)5.~~

Section 12. Subsection (3) of section 627.410, Florida Statutes, is amended to read:

627.410 Filing, approval of forms.—

(3) The office may, for cause, withdraw a previous approval. No insurer shall issue or use any form disapproved by the office, or as to which the office has withdrawn approval, after the effective date of the order of the office. *Based on a finding from a market conduct examination of a property insurer that the insurer has exhibited a pattern or practice of one or more willful unfair insurance trade practice violations with regard to its use of appraisal, the office shall reexamine the insurer's property insurance policy forms that contain an appraisal clause, and the office may:*

(a) *Withdraw approval of the forms, if warranted by the Florida Insurance Code.*

(b) *In addition to any regulatory action under ss. 624.418 and 624.4211, issue an order prohibiting the insurer from invoking appraisal for up to 2 years.*

Section 13. Subsections (1) and (4) of section 627.428, Florida Statutes, are amended to read:

627.428 Attorney fees.—

(1) *Except as provided in subsection (4), upon the rendition of a judgment or decree by any of the courts of this state against an insurer and in favor of any named or omnibus insured or the named beneficiary under a policy or contract executed by the insurer, the trial court or, in the event of an appeal in which the insured or beneficiary prevails, the appellate court shall adjudge or decree against the insurer and in favor of the insured or beneficiary a reasonable sum as fees or compensation for the insured's or beneficiary's attorney prosecuting the suit in which the recovery is had. In a suit arising under a residential or commercial property insurance policy, the amount of reasonable attorney fees shall be awarded only as provided in s. 57.105 or s. 627.70152, as applicable.*

(4) In a suit arising under a residential or commercial property insurance policy, ~~there is no the right to attorney fees under this section may not be transferred to, assigned to, or acquired in any other manner by anyone other than a named or omnibus insured or a named beneficiary.~~

Section 14. Paragraph (b) of subsection (4) of section 627.7011, Florida Statutes, is amended to read:

627.7011 Homeowners' policies; offer of replacement cost coverage and law and ordinance coverage.—

(4)

(b) An insurer that issues a homeowner's insurance policy that does not provide flood insurance coverage must include *on the policy declarations page with the policy documents* at initial issuance and every renewal, in bold type no smaller than 18 points, the following statement:

"FLOOD INSURANCE: YOU SHOULD MAY ALSO NEED TO CONSIDER THE PURCHASE OF FLOOD INSURANCE. YOUR HOMEOWNER'S INSURANCE POLICY DOES NOT INCLUDE COVERAGE FOR DAMAGE RESULTING FROM FLOOD EVEN IF HURRICANE WINDS AND RAIN CAUSED THE FLOOD TO OCCUR. WITHOUT SEPARATE FLOOD INSURANCE COVERAGE, YOUR YOU MAY HAVE UNCOVERED LOSSES CAUSED BY FLOOD ARE NOT COVERED. PLEASE DISCUSS THE NEED TO PURCHASE SEPARATE FLOOD INSURANCE COVERAGE WITH YOUR INSURANCE AGENT."

Section 15. Effective March 1, 2023, present subsection (8) of section 627.70131, Florida Statutes, is redesignated as subsection (9), a new subsection (8) is added to that section, and paragraph (a) of subsection (1), subsections (3), (4), and (5), and paragraph (a) of subsection (7) of that section are amended, to read:

627.70131 Insurer's duty to acknowledge communications regarding claims; investigation.—

(1)(a) Upon an insurer's receiving a communication with respect to a claim, the insurer shall, within 7 ~~14~~ calendar days, review and acknowledge receipt of such communication unless payment is made within that period of time or unless the failure to acknowledge is caused by factors beyond the control of the insurer ~~which reasonably prevent such acknowledgment~~. If the acknowledgment is not in writing, a notification indicating acknowledgment shall be made in the insurer's claim file and dated. A communication made to or by a representative of an insurer with respect to a claim shall constitute communication to or by the insurer.

(3)(a) Unless otherwise provided by the policy of insurance or by law, within 7 ~~14~~ days after an insurer receives proof-of-loss statements, the insurer shall begin such investigation as is reasonably necessary unless the failure to begin such investigation is caused by factors beyond the control of the insurer ~~which reasonably prevent the commencement of such investigation~~.

(b) If such investigation involves a physical inspection of the property, the licensed adjuster assigned by the insurer must provide the policyholder with a printed or electronic document containing his or her name and state adjuster license number. ~~For claims other than those subject to a hurricane deductible,~~ An insurer must conduct any such physical inspection within 30 ~~45~~ days after its receipt of the proof-of-loss statements.

(c) Any subsequent communication with the policyholder regarding the claim must also include the name and license number of the adjuster communicating about the claim. Communication of the adjuster's name and license number may be included with other information provided to the policyholder.

(d) *An insurer may use electronic methods to investigate the loss. Such electronic methods may include any method that provides the insurer with clear, color pictures or video documenting the loss, including, but not limited to, electronic photographs or video recordings of the loss, video conferencing between the adjuster and the policyholder which includes video recording of the loss, and video recordings or photographs of the loss using a drone, driverless vehicle, or other machine that can move independently or through remote control. The insurer also may allow the policyholder to use such methods to assist in the investigation of the loss. An insurer may void the insurance policy if the policyholder or any other person at the direction of the policyholder, with intent to injure, defraud, or deceive any insurer, commits insurance fraud by providing false, incomplete, or misleading information concerning any fact or thing material to a claim using electronic methods. The use of electronic methods to investigate the loss does not prohibit an insurer from assigning a licensed adjuster to physically inspect the property.*

(e) ~~Within 7 days after the insurer's assignment of an adjuster to the claim, The insurer must send notify the policyholder that he or she may request a copy of any detailed estimate of the amount of the loss within 7 days after the estimate is generated by an insurer's adjuster. After receiving such a request from the policyholder, the insurer must send any such detailed estimate to the policyholder within the later of 7 days after the insurer received the request or 7 days after the detailed estimate of the amount of the loss is completed.~~ This paragraph does not require that an insurer create a detailed estimate of the amount of the loss if such estimate is not reasonably necessary as part of the claim investigation.

(4) An insurer shall maintain:

(a) A record or log of each adjuster who communicates with the policyholder as provided in paragraphs (3)(b) and (c) and provide a list of such adjusters to the insured, office, or department upon request.

(b) Claim records, including dates, of:

1. Any claim-related communication made between the insurer and the policyholder or the policyholder's representative;

2. The insurer's receipt of the policyholder's proof of loss statement;

3. Any claim-related request for information made by the insurer to the policyholder or the policyholder's representative;

4. Any claim-related inspections of the property made by the insurer, including physical inspections and inspections made by electronic means;

5. Any detailed estimate of the amount of the loss generated by the insurer's adjuster;

6. The beginning and end of any tolling period provided for in subsection (8); and

7. The insurer's payment or denial of the claim.

(5) For purposes of this section, the term:

(a) "Factors beyond the control of the insurer" means:

1. Any of the following events that is the basis for the office issuing an order finding that such event renders all or specified residential property insurers reasonably unable to meet the requirements of this section in specified locations and ordering that such insurer or insurers may have additional time as specified by the office to comply with the requirements of this section: a state of emergency declared by the Governor under s. 252.36, a breach of security that must be reported under s. 501.171(3), or an information technology issue. The office may not extend the period for payment or denial of a claim for more than 30 additional days.

2. Actions by the policyholder or the policyholder's representative which constitute fraud, lack of cooperation, or intentional mis-

representation regarding the claim for which benefits are owed when such actions reasonably prevent the insurer from complying with any requirement of this section.

(b) “Insurer” means any residential property insurer.

(7)(a) Within ~~60~~ 90 days after an insurer receives notice of an initial, reopened, or supplemental property insurance claim from a policyholder, the insurer shall pay or deny such claim or a portion of the claim unless the failure to pay is caused by factors beyond the control of the insurer ~~which reasonably prevent such payment~~. The insurer shall provide a reasonable explanation in writing to the policyholder of the basis in the insurance policy, in relation to the facts or applicable law, for the payment, denial, or partial denial of a claim. If the insurer’s claim payment is less than specified in any insurer’s detailed estimate of the amount of the loss, the insurer must provide a reasonable explanation in writing of the difference to the policyholder. Any payment of an initial or supplemental claim or portion of such claim made ~~60~~ 90 days after the insurer receives notice of the claim, or made ~~more than 15 days after the expiration of any additional timeframe provided to pay or deny a claim or a portion of a claim made pursuant to an order of the office finding there are no longer~~ factors beyond the control of the insurer ~~which reasonably prevented such payment~~, whichever is later, bears interest at the rate set forth in s. 55.03. Interest begins to accrue from the date the insurer receives notice of the claim. The provisions of this subsection may not be waived, voided, or nullified by the terms of the insurance policy. If there is a right to prejudgment interest, the insured must select whether to receive prejudgment interest or interest under this subsection. Interest is payable when the claim or portion of the claim is paid. Failure to comply with this subsection constitutes a violation of this code. However, failure to comply with this subsection does not form the sole basis for a private cause of action, *except that repeated violations constitute an unfair method of competition and an unfair or deceptive act or practice as defined in s. 626.9541.*

And the title is amended as follows:

Delete lines 46-47 and insert: revising and adding unfair claim settlement practices by a property insurer; amending s.

Senator Powell moved the following amendments which failed:

Amendment 9 (551146) (with title amendment)—Delete lines 2418-2421 and insert:

Section 14. Paragraph (c) is added to subsection (1) of section 627.7011, Florida Statutes, and paragraph (b) of subsection (4) of that section is amended, to read:

627.7011 Homeowners’ policies; offer of replacement cost coverage and law and ordinance coverage.—

(1) Prior to issuing a homeowner’s insurance policy, the insurer must offer each of the following:

(c) *If a homeowner’s insurance policy provides an option with limited coverage, a premium for such reduced coverage which includes a substantial, actuarially sound premium discount or credit for the impact of the reduced coverage.*

An insurer is not required to make the offers required by this subsection with respect to the issuance or renewal of a homeowner’s policy that contains the provisions specified in paragraph (b) for law and ordinance coverage limited to 25 percent of the dwelling limit, except that the insurer must offer the law and ordinance coverage limited to 50 percent of the dwelling limit. This subsection does not prohibit the offer of a guaranteed replacement cost policy.

And the title is amended as follows:

Delete line 102 and insert: policies; amending s. 627.7011, F.S.; requiring that insurers issuing homeowners’ policies with limited coverage options to offer a premium including a substantial, actuarially sound premium discount or credit for the impact of the reduced coverage; revising

Amendment 10 (862706) (with directory and title amendments)—Between lines 2593 and 2594 insert:

(9) *Following a declaration of a state of emergency by the Governor pursuant to s. 252.36 due to a natural disaster, tropical storm, or hurricane and an insurance claim arising from such events, if the insurer within a 6-month period assigns a third or subsequent licensed claims adjuster to be primarily responsible for the insurance claim, the insurer must render a claims decision within 30 days.*

And the directory clause is amended as follows:

Delete line 2441 and insert: subsection (10), a new subsection (8) and subsection (9) are added to that section,

And the title is amended as follows:

Delete line 114 and insert: under which certain requirements are tolled; requiring an insurer, under certain circumstances, to render a claims decision within a specified timeframe; providing

Senator Polsky moved the following amendment which failed:

Amendment 11 (619600) (with title amendment)—Between lines 2607 and 2608 insert:

Section 17. Section 627.7015, Florida Statutes, is amended to read:

627.7015 *Mandatory mediation Alternative procedure* for resolution of disputed property insurance claims.—

(1) This section sets forth a nonadversarial ~~alternative~~ dispute resolution procedure for a mediated claim resolution conference prompted by the need for effective, fair, and timely handling of property insurance claims. There is a particular need for an informal, nonthreatening forum for helping parties ~~who elect this procedure~~ to resolve their claims disputes because most homeowner and commercial residential insurance policies obligate policyholders to participate in a potentially expensive and time-consuming adversarial appraisal process before litigation. The procedure set forth in this section is designed to bring the parties together for a mediated claims settlement conference without any of the trappings or drawbacks of an adversarial process. Before resorting to these procedures, policyholders and insurers are encouraged to resolve claims as quickly and fairly as possible. This section ~~applies is available with respect~~ to claims under personal lines and commercial residential policies before commencing the appraisal process, or before commencing litigation. ~~Mediation may be requested only by the policyholder, as a first party claimant, a third party, as an assignee of the policy benefits, or the insurer. However, an insurer is not required to participate in any mediation requested by a third party assignee of the policy benefits. If requested by the policyholder,~~ Participation by legal counsel is permitted. Mediation under this section is also ~~required of available~~ to litigants referred to the department by a county court or circuit court. This section does not apply to commercial coverages, to private passenger motor vehicle insurance coverages, or to disputes relating to liability coverages in policies of property insurance.

(2) At the time of issuance and renewal of a policy or at the time a first-party claim within the scope of this section is filed by the policyholder, the insurer shall notify the policyholder of ~~its right to participate in the mandatory mediation program~~ under this section. The department shall prepare a consumer information pamphlet for distribution to persons participating in mediation.

(3) *If the parties mutually agree, mediation may be conducted by teleconference or by telephone in lieu of appearing in person.* The costs of mediation must be reasonable, and the insurer must bear all of the cost of conducting mediation conferences, except as otherwise provided in this section. If a policyholder fails to appear at the conference, the conference must be rescheduled upon the policyholder’s payment of the costs of a rescheduled conference. If the insurer fails to appear at the conference, the insurer must pay the policyholder’s actual cash expenses incurred in attending the conference if the insurer’s failure to attend was not due to a good cause acceptable to the department. An insurer will be deemed to have failed to appear if the insurer’s representative lacks authority to settle the full value of the claim. The insurer shall incur an additional fee for a rescheduled conference necessitated by the insurer’s failure to appear at a scheduled conference. The fees assessed by the administrator must include a charge necessary to defray the expenses of the department related to its duties under this section and must be deposited in the Insurance Regulatory Trust Fund.

(4) The department shall adopt by rule a property insurance mediation program to be administered by the department or its designee. The department shall ~~may~~ also adopt special rules which are applicable in cases of an emergency within the state, *including emergency rules as necessary to establish physical addresses for the mediation program in areas affected by natural disasters*. The rules shall be modeled after practices and procedures set forth in mediation rules of procedure adopted by the Supreme Court. The rules shall provide for:

(a) Reasonable requirement for processing and scheduling of requests for mediation.

(b) Qualifications, denial of application, suspension, revocation of approval, and other penalties for mediators as provided in s. 627.745 and the Florida Rules for Certified and Court-Appointed Mediators.

(c) Provisions governing who may attend mediation conferences.

(d) Selection of mediators.

(e) Criteria for the conduct of mediation conferences.

(f) Right to legal counsel.

(5) All statements made and documents produced at a mediation conference shall be deemed to be settlement negotiations in anticipation of litigation within the scope of s. 90.408. All parties to the mediation must negotiate in good faith and must have the authority to immediately settle the claim. Mediators are deemed to be agents of the department and shall have the immunity from suit provided in s. 44.107.

(6)(a) Mediation is nonbinding; however, if a written settlement is reached, the policyholder has 3 business days within which the policyholder may rescind the settlement unless the policyholder has cashed or deposited any check or draft disbursed to the policyholder for the disputed matters as a result of the conference. If a settlement agreement is reached and is not rescinded, it is binding and acts as a release of all specific claims that were presented in that mediation conference.

(b) At the conclusion of the mediation, the mediator shall provide a written report of the results of mediation, including any settlement amount, to the insurer, the policyholder, and the policyholder's representative if the policyholder is represented at the mediation.

(7) If the insurer fails to comply with subsection (2) by failing to notify a policyholder of ~~its right to participate in~~ the mediation program under this section or if ~~the insurer requests the mediation, and~~ the mediation results are rejected by either party, the policyholder is not required to submit to or participate in any contractual loss appraisal process of the property loss damage as a precondition to legal action for breach of contract against the insurer for its failure to pay the policyholder's claims covered by the policy.

(8) The department may designate an entity or person to serve as administrator to carry out any of the provisions of this section and may take this action by means of a written contract or agreement.

(9) For purposes of this section, the term "claim" refers to any dispute between an insurer and a policyholder relating to a material issue of fact other than a dispute:

(a) With respect to which the insurer has a reasonable basis to suspect fraud;

(b) When, based on agreed-upon facts as to the cause of loss, there is no coverage under the policy;

(c) With respect to which the insurer has a reasonable basis to believe that the policyholder has intentionally made a material misrepresentation of fact which is relevant to the claim, and the entire request for payment of a loss has been denied on the basis of the material misrepresentation;

(d) With respect to which the amount in controversy is less than \$500, unless the parties agree to mediate a dispute involving a lesser amount; or

(e) With respect to a loss that does not comply with s. 627.70132.

Section 18. *For the 2022-2023 fiscal year, the sum of \$1 million in recurring funds is appropriated from the Insurance Regulatory Trust Fund to the Department of Financial Services for the purpose of administering the amendment made by this act to s. 627.7015, Florida Statutes.*

And the title is amended as follows:

Delete line 119 and insert: barred; amending s. 627.7015, F.S.; requiring, rather than authorizing, parties to a property insurance claims dispute to participate in mediation; providing that the parties may mutually agree to conduct the mediation by teleconference or by telephone; requiring, rather than authorizing, the Department of Financial Services to adopt certain rules; authorizing the department to adopt certain emergency rules; providing an appropriation; amending s. 627.70152, F.S.; revising:

Senator Pizzo moved the following amendments which failed:

Amendment 12 (777772) (with directory and title amendments)—Between lines 2637 and 2638 insert:

(4) INSURER DUTIES.—An insurer must have a procedure for the prompt investigation, review, and evaluation of the dispute stated in the notice and must investigate each claim contained in the notice in accordance with the Florida Insurance Code. An insurer must respond in writing within 10 business days after receiving the notice specified in subsection (3). The insurer must provide the response *to the department, and to the claimant* by e-mail if the insured has designated an e-mail address in the notice.

(a) If an insurer is responding to a notice served on the insurer following a denial of coverage by the insurer, the insurer must respond by:

1. Accepting coverage;
2. Continuing to deny coverage; or

3. Asserting the right to reinspect the damaged property. If the insurer responds by asserting the right to reinspect the damaged property, it has 14 business days after the response asserting that right to reinspect the property and accept or continue to deny coverage. The time limits provided in s. 95.11 are tolled during the reinspection period if such time limits expire before the end of the reinspection period. If the insurer continues to deny coverage, the claimant may file suit without providing additional notice to the insurer.

(b) If an insurer is responding to a notice provided to the insurer alleging an act or omission by the insurer other than a denial of coverage, the insurer must respond by making a settlement offer or requiring the claimant to participate in appraisal or another method of alternative dispute resolution. The time limits provided in s. 95.11 are tolled as long as appraisal or other alternative dispute resolution is ongoing if such time limits expire during the appraisal process or dispute resolution process. If the appraisal or alternative dispute resolution has not been concluded within 90 days after the expiration of the 10-day notice of intent to initiate litigation specified in subsection (3), the claimant or claimant's attorney may immediately file suit without providing the insurer additional notice.

And the directory clause is amended as follows:

Delete line 2608 and insert:

Section 17. Subsections (1), (2), (4), (6), and (8) of section

And the title is amended as follows:

Delete line 121 and insert: "amount obtained"; specifying that an insurer provide a specified notice to the Department of Financial Services under certain conditions; providing that certain

Amendment 13 (856854) (with title amendment)—Delete lines 2641-2642 and insert:

(a) Are admissible as evidence only in a proceeding regarding attorney fees.

And the title is amended as follows:

Delete lines 121-123 and insert: “amount obtained”; deleting

Amendment 14 (353138) (with directory and title amendments)—Between lines 2682 and 2683 insert:

(8) *ALTERNATIVE DISPUTE RESOLUTION PROCESS.*—*Notwithstanding any contractual provision to the contrary, any alternative dispute resolution process entered into pursuant to this section must be authorized by statute.*

And the directory clause is amended as follows:

Delete line 2609 and insert: 627.70152, Florida Statutes, are amended, and a new subsection (8) is added to that section, to read:

And the title is amended as follows:

Delete line 125 and insert: fees; requiring any alternative dispute resolution process entered into to meet certain requirements; creating s. 627.70154, F.S.; specifying

Senator Rouson moved the following amendment which failed:

Amendment 15 (123478) (with title amendment)—Delete lines 3022-3024 and insert:

(6) *For a first-party property breach of contract action, a property insurer may make a joint offer of judgment or settlement, and a plaintiff may make a joint demand for judgment or settlement, that is conditioned on the mutual acceptance of all the joint offerees.*

And the title is amended as follows:

Delete lines 144-145 and insert: 768.79, F.S.; authorizing a property insurer in a first-party breach of contract action to make a joint offer of judgment or settlement and a plaintiff to make a joint demand for

Senator Pizzo moved the following amendment which failed:

Amendment 16 (279842) (with title amendment)—Between lines 3039 and 3040 insert:

Section 26. *The provisions of this act do not apply to a residential property insurance policy or a commercial property insurance policy as that term is defined in s. 627.0625(1), Florida Statutes, issued on or before the effective date of this act.*

And the title is amended as follows:

Delete line 148 and insert: appropriation; providing applicability; providing effective dates.

Senator Book moved the following amendment which failed:

Amendment 17 (733204) (with title amendment)—Between lines 3039 and 3040 insert:

Section 26. *Prior to December 31, 2023, a property insurer may not apply any rate change to an HO-3, HO-4, or HO-6 policy. During 2024, 2025, and 2026, the rate paid by a policyholder for an HO-3, HO-4, or HO-6 policy must decrease by at least 6.4 percent per year compared to a similar property insurance policy from the previous year with substantially the same coverage. The 6.4 percent rate savings may be provided through rate decreases, discounts, or credits toward the insurance policy issued or renewed in 2024, 2025, and 2026.*

And the title is amended as follows:

Delete line 148 and insert: appropriation; prohibiting a property insurer from applying for a rate change for specified policies for a specified timeframe; requiring a specified decrease to the rates paid by policyholders for certain policies during a specified timeframe; authorizing a property insurer to provide the decrease through rate decreases, discounts, or credits; providing effective dates.

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

Senator Thompson moved the following amendments which failed:

Amendment 18 (213342)—Delete line 447 and insert: *does not, on its own, give rise to a cause of action. However, an arbitration ruling rendered against the insurer constitutes an adverse adjudication for purposes of establishing a claim for extracontractual damages under this section.*

Amendment 19 (938406) (with title amendment)—Delete lines 2400-2682 and insert:

(1) Upon the rendition of a judgment or decree by any of the courts of this state against an insurer and in favor of any named or omnibus insured or the named beneficiary under a policy or contract executed by the insurer, the trial court or, in the event of an appeal in which the insured or beneficiary prevails, the appellate court shall adjudge or decree against the insurer and in favor of the insured or beneficiary a reasonable sum as fees or compensation for the insured’s or beneficiary’s attorney prosecuting the suit in which the recovery is had. In a suit arising under a residential or commercial property insurance policy, the amount of reasonable attorney fees shall be awarded only as provided in s. 57.105, ~~or~~ s. 627.70152, or s. 768.79, as applicable.

~~(4) In a suit arising under a residential or commercial property insurance policy, the right to attorney fees under this section may not be transferred to, assigned to, or acquired in any other manner by anyone other than a named or omnibus insured or a named beneficiary.~~

Section 14. Paragraph (b) of subsection (4) of section 627.7011, Florida Statutes, is amended to read:

627.7011 Homeowners’ policies; offer of replacement cost coverage and law and ordinance coverage.—

(4)

(b) An insurer that issues a homeowner’s insurance policy that does not provide flood insurance coverage must include *on the policy declarations page with the policy documents* at initial issuance and every renewal, in bold type no smaller than 18 points, the following statement:

~~“FLOOD INSURANCE: YOU SHOULD MAY ALSO NEED TO CONSIDER THE PURCHASE OF FLOOD INSURANCE. YOUR HOMEOWNER’S INSURANCE POLICY DOES NOT INCLUDE COVERAGE FOR DAMAGE RESULTING FROM FLOOD EVEN IF HURRICANE WINDS AND RAIN CAUSED THE FLOOD TO OCCUR. WITHOUT SEPARATE FLOOD INSURANCE COVERAGE, YOUR YOU MAY HAVE UNCOVERED LOSSES CAUSED BY FLOOD ARE NOT COVERED. PLEASE DISCUSS THE NEED TO PURCHASE SEPARATE FLOOD INSURANCE COVERAGE WITH YOUR INSURANCE AGENT.”~~

Section 15. Effective March 1, 2023, present subsection (8) of section 627.70131, Florida Statutes, is redesignated as subsection (9), a new subsection (8) is added to that section, and paragraph (a) of subsection (1), subsections (3), (4), and (5), and paragraph (a) of subsection (7) of that section are amended, to read:

627.70131 Insurer’s duty to acknowledge communications regarding claims; investigation.—

(1)(a) Upon an insurer’s receiving a communication with respect to a claim, the insurer shall, within 7 ~~14~~ calendar days, review and acknowledge receipt of such communication unless payment is made within that period of time or unless the failure to acknowledge is caused by factors beyond the control of the insurer ~~which reasonably prevent such acknowledgment~~. If the acknowledgment is not in writing, a notification indicating acknowledgment shall be made in the insurer’s claim file and dated. A communication made to or by a representative of an insurer with respect to a claim shall constitute communication to or by the insurer.

(3)(a) Unless otherwise provided by the policy of insurance or by law, within 7 ~~14~~ days after an insurer receives proof-of-loss statements, the insurer shall begin such investigation as is reasonably necessary unless the failure to begin such investigation is caused by factors beyond the control of the insurer ~~which reasonably prevent the commencement of such investigation~~.

(b) If such investigation involves a physical inspection of the property, the licensed adjuster assigned by the insurer must provide the policyholder with a printed or electronic document containing his or her name and state adjuster license number. ~~For claims other than those subject to a hurricane deductible,~~ An insurer must conduct any such physical inspection within ~~30~~ 45 days after its receipt of the proof-of-loss statements.

(c) Any subsequent communication with the policyholder regarding the claim must also include the name and license number of the adjuster communicating about the claim. Communication of the adjuster's name and license number may be included with other information provided to the policyholder.

(d) *An insurer may use electronic methods to investigate the loss. Such electronic methods may include any method that provides the insurer with clear, color pictures or video documenting the loss, including, but not limited to, electronic photographs or video recordings of the loss, video conferencing between the adjuster and the policyholder which includes video recording of the loss, and video recordings or photographs of the loss using a drone, driverless vehicle, or other machine that can move independently or through remote control. The insurer also may allow the policyholder to use such methods to assist in the investigation of the loss. An insurer may void the insurance policy if the policyholder or any other person at the direction of the policyholder, with intent to injure, defraud, or deceive any insurer, commits insurance fraud by providing false, incomplete, or misleading information concerning any fact or thing material to a claim using electronic methods. The use of electronic methods to investigate the loss does not prohibit an insurer from assigning a licensed adjuster to physically inspect the property.*

(e) ~~Within 7 days after the insurer's assignment of an adjuster to the claim, The insurer must send notify the policyholder that he or she may request a copy of any detailed estimate of the amount of the loss within 7 days after the estimate is generated by an insurer's adjuster. After receiving such a request from the policyholder, the insurer must send any such detailed estimate to the policyholder within the later of 7 days after the insurer received the request or 7 days after the detailed estimate of the amount of the loss is completed. This paragraph does not require that an insurer create a detailed estimate of the amount of the loss if such estimate is not reasonably necessary as part of the claim investigation.~~

(4) An insurer shall maintain:

(a) A record or log of each adjuster who communicates with the policyholder as provided in paragraphs (3)(b) and (c) and provide a list of such adjusters to the insured, office, or department upon request.

(b) Claim records, including dates, of:

1. Any claim-related communication made between the insurer and the policyholder or the policyholder's representative;

2. The insurer's receipt of the policyholder's proof of loss statement;

3. Any claim-related request for information made by the insurer to the policyholder or the policyholder's representative;

4. Any claim-related inspections of the property made by the insurer, including physical inspections and inspections made by electronic means;

5. Any detailed estimate of the amount of the loss generated by the insurer's adjuster;

6. The beginning and end of any tolling period provided for in subsection (8); and

7. The insurer's payment or denial of the claim.

(5) For purposes of this section, the term:

(a) "Factors beyond the control of the insurer" means:

1. Any of the following events that is the basis for the office issuing an order finding that such event renders all or specified residential property insurers reasonably unable to meet the requirements of this section in specified locations and ordering that such insurer or insurers may have

additional time as specified by the office to comply with the requirements of this section: a state of emergency declared by the Governor under s. 252.36, a breach of security that must be reported under s. 501.171(3), or an information technology issue. The office may not extend the period for payment or denial of a claim for more than 30 additional days.

2. *Actions by the policyholder or the policyholder's representative which constitute fraud, lack of cooperation, or intentional misrepresentation regarding the claim for which benefits are owed when such actions reasonably prevent the insurer from complying with any requirement of this section.*

(b) "Insurer" means any residential property insurer.

(7)(a) ~~Within 60~~ 90 days after an insurer receives notice of an initial, reopened, or supplemental property insurance claim from a policyholder, the insurer shall pay or deny such claim or a portion of the claim unless the failure to pay is caused by factors beyond the control of the insurer ~~which reasonably prevent such payment~~. The insurer shall provide a reasonable explanation in writing to the policyholder of the basis in the insurance policy, in relation to the facts or applicable law, for the payment, denial, or partial denial of a claim. If the insurer's claim payment is less than specified in any insurer's detailed estimate of the amount of the loss, the insurer must provide a reasonable explanation in writing of the difference to the policyholder. Any payment of an initial or supplemental claim or portion of such claim made ~~60~~ 90 days after the insurer receives notice of the claim, or made ~~more than 15~~ days after the expiration of any additional timeframe provided to pay or deny a claim or a portion of a claim made pursuant to an order of the office finding ~~there are no longer~~ factors beyond the control of the insurer ~~which reasonably prevented such payment~~, whichever is later, bears interest at the rate set forth in s. 55.03. Interest begins to accrue from the date the insurer receives notice of the claim. The provisions of this subsection may not be waived, voided, or nullified by the terms of the insurance policy. If there is a right to prejudgment interest, the insured must select whether to receive prejudgment interest or interest under this subsection. Interest is payable when the claim or portion of the claim is paid. Failure to comply with this subsection constitutes a violation of this code. However, failure to comply with this subsection does not form the sole basis for a private cause of action.

(8) *The requirements of this section are tolled:*

(a) *During the pendency of any mediation proceeding under s. 627.7015 or any alternative dispute resolution proceeding provided for in the insurance contract. The tolling period ends upon the end of the mediation or alternative dispute resolution proceeding.*

(b) *Upon the failure of a policyholder or a representative of the policyholder to provide material claims information requested by the insurer within 10 days after the request was received. The tolling period ends upon the insurer's receipt of the requested information. Tolling under this paragraph applies only to requests sent by the insurer to the policyholder or a representative of the policyholder at least 15 days before the insurer is required to pay or deny the claim or a portion of the claim under subsection (7).*

Section 16. Subsection (2) of section 627.70132, Florida Statutes, is amended to read:

627.70132 Notice of property insurance claim.—

(2) A claim or reopened claim, but not a supplemental claim, under an insurance policy that provides property insurance, as defined in s. 624.604, including a property insurance policy issued by an eligible surplus lines insurer, for loss or damage caused by any peril is barred unless notice of the claim was given to the insurer in accordance with the terms of the policy within ~~1 year~~ 2 years after the date of loss. A supplemental claim is barred unless notice of the supplemental claim was given to the insurer in accordance with the terms of the policy within ~~18 months~~ 2 years after the date of loss.

Section 17. Subsection (1) of section 627.70152, Florida Statutes, is amended to read:

627.70152 Suits arising under a property insurance policy.—

(1) APPLICATION.—This section applies exclusively to all suits ~~not brought by an assignee~~ arising under a residential or commercial

property insurance policy, including a residential or commercial property insurance policy issued by an eligible surplus lines insurer.

And the title is amended as follows:

Delete lines 99-125 and insert: 627.428, F.S.; revising conditions under which attorney fees may be awarded in suits arising under a residential or commercial property insurance policy; deleting a restriction on transferring, assigning, or acquiring a certain right to attorney fees; amending s. 627.7011, F.S.; revising disclosure requirements relating to flood insurance for insurers issuing homeowners' policies; amending s. 627.70131, F.S.; revising requirements for insurers relating to acknowledging communications regarding claims, investigating claims, sending estimates of losses to policyholders, recordkeeping, and paying or denying claims; authorizing insurers to use specified methods in investigating losses; authorizing insurers to void insurance policies under certain circumstances; defining the term "factors beyond the control of the insurer"; specifying circumstances under which certain requirements are tolled; providing construction; amending s. 627.70132, F.S.; revising timeframes under which notices of claims, reopened claims, and supplemental claims under property insurance policies must be given to insurers or be barred; amending s. 627.70152, F.S.; revising applicability of provisions relating to suits arising under a property insurance policy; creating s. 627.70154, F.S.; specifying

The vote was:

Yeas—11

Berman	Osgood	Rouson
Book	Pizzo	Thompson
Davis	Polsky	Torres
Jones	Powell	

Nays—29

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Simon
Bradley	Gruters	Stewart
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough
Burton	Ingoglia	

On motion by Senator Boyd, by two-thirds vote, **SB 2-A** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—27

Madam President	Burton	Martin
Albritton	Calatayud	Mayfield
Avila	Collins	Perry
Baxley	DiCeglie	Rodriguez
Boyd	Gruters	Simon
Bradley	Harrell	Stewart
Brodeur	Hooper	Trumbull
Broxson	Hutson	Wright
Burgess	Ingoglia	Yarborough

Nays—13

Berman	Jones	Rouson
Book	Osgood	Thompson
Davis	Pizzo	Torres
Garcia	Polsky	
Grall	Powell	

BILLS ON SPECIAL ORDERS

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, December 13, 2022: SB 4-A, SB 6-A, SB 2-A.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

CORRECTION AND APPROVAL OF JOURNAL

The Journal of December 12 was corrected and approved.

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 4:55 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene upon call of the President.



Journal of the Senate

Number 3—Special Session A

Friday, December 16, 2022

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MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **SB 6-A** which he approved on December 15, 2022.

The Governor advised that he had filed with the Secretary of State **SB 2-A** and **SB 4-A** which he approved on December 16, 2022.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES — FINAL ACTION

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 2-A.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 4-A.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 6-A.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

ENROLLING REPORTS

SB 2-A, SB 4-A, and SB 6-A have been enrolled, signed by the required constitutional officers, and presented to the Governor on December 14, 2022.

Tracy C. Cantella, Secretary

ADJOURNMENT

The Senate having not reconvened, the hour of 11:59 p.m., December 16 having arrived, the 2022-A Special Session expired and the Senate stood adjourned sine die.

CERTIFICATE

THIS IS TO CERTIFY that the foregoing pages, numbered 1 through 96, inclusive, are and constitute a complete, true and correct journal and record of the proceedings of the Senate of the State of Florida in Special Session, convened at 10:30 a.m. on the 12th day of December, 2022, and adjourned at 11:59 p.m. on the 16th day of December, 2022.



Tracy C. Cantella
Secretary of the Senate

Tallahassee, Florida
December 16, 2022

JOURNAL OF THE SENATE

**MEMBERS OF THE SENATE; BILLS, RESOLUTIONS, AND MEMORIALS INTRODUCED; AND
COMMITTEE ASSIGNMENTS**

SPECIAL SESSION A

December 12 - 16, 2022

(Boldfaced bill numbers passed both houses—adopted one-house resolutions also boldfaced.)

BOYD, JIM—20th District

Introduced: **2A**

Committees: Banking and Insurance, Chair; Agriculture, Vice Chair; Appropriations Committee on Agriculture, Environment, and General Government; Finance and Tax; Fiscal Policy; Judiciary; Rules; and Transportation

DICEGLIE, NICK—18th District

Introduced: **6A**

Committees: Transportation, Chair; Banking and Insurance, Vice Chair; Appropriations Committee on Agriculture, Environment,

and General Government; Appropriations Committee on Transportation, Tourism, and Economic Development; Commerce and Tourism; Fiscal Policy; Judiciary; Rules; and *Joint Legislative Auditing Committee*

HUTSON, TRAVIS—7th District

Introduced: **4A**

Committees: Fiscal Policy, Chair; Appropriations Committee on Education; Banking and Insurance; Commerce and Tourism; Education Pre-K -12; Finance and Tax; Regulated Industries; Rules; and *Joint Legislative Budget Commission*

JOURNAL OF THE SENATE

SPECIAL SESSION A

December 12 - 16, 2022

MISCELLANEOUS SUBJECT INDEX

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**Subject Index of Senate and House
Bills, Resolutions, and Memorials**

**SPECIAL SESSION A
December 12 - 16, 2022**

This index embraces all measures introduced in both the Senate and House. The house of origin is identified by the letter preceding each bill: S-Senate, H-House. House bills shown in this index include those never received by the Senate, and their inclusion here is only for the convenience of the user interested in all bills introduced in the Legislature on a particular subject.

(Boldfaced bill numbers passed both houses—adopted one-house resolutions also boldfaced.)

A	M
<p>APPROPRIATIONS Disaster Relief, S4-A(2022-272), H3-A Insurance, H9-A Property Insurance, S2-A(2022-271), H1-A Toll Relief, S6-A(2022-270), H5-A</p>	<p>MEMORIALS Establishment of Federal Catastrophe Pool, H11-A</p>
C	P
<p>COUNTY ORGANIZATION AND INTERGOVERNMENTAL RELATIONS Disaster Relief, S4-A(2022-272), H3-A</p>	<p>MILITARY AFFAIRS AND RELATED MATTERS Disaster Relief, S4-A(2022-272), H3-A</p>
E	R
<p>EXECUTIVE BRANCH Insurance, H9-A</p>	<p>PUBLIC OFFICERS, EMPLOYEES, AND RECORDS Disaster Relief, S4-A(2022-272) Insurance, H9-A</p>
I	R
<p>INSURANCE Hurricane Property Insurance Claim Mediation, H7-A Insurance, H9-A Property Insurance, S2-A(2022-271), H1-A</p>	<p>REGULATION OF TRADE, COMMERCE, INVESTMENTS, AND SOLICITATIONS Insurance, H9-A</p>
L	T
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	<p>TORTS Property Insurance, S2-A(2022-271), H1-A</p>

JOURNAL OF THE SENATE

SENATE BILLS, RESOLUTIONS, AND MEMORIALS BY NUMBER
WITH SUBJECT, INTRODUCER, AND DISPOSITION

SPECIAL SESSION A
December 12 - 16, 2022

(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
SM — Special Master
SO — Bills on Special Orders

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
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

SB	2-A	Property Insurance (Boyd) (FR)2, (CR)3, (BA)48, (BA)49, (SO)95, 96 Ch. 2022-271	SB	6-A	Toll Relief (DiCeglie) (CR)3, (FR)3, (BA)48, (SO)95, 96 Ch. 2022-270
	4-A	Disaster Relief (Hutson) (CR)3, (FR)3, (BA)47, (SO)95, 96 Ch. 2022-272			

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



SPECIAL SESSION B

February 6 - 10, 2023

**At a Special Session of the Legislature convened by proclamations
of The Honorable Kathleen Passidomo, President of the Florida Senate and The Honorable
Paul Renner, Speaker of the Florida House of Representatives**

MEMBERS OF THE SENATE

(28 Republicans, 12 Democrats)

SPECIAL SESSION B

February 6 - 10, 2023

District 1: Doug Broxson (R), Pensacola
Escambia, Santa Rosa, and part of Okaloosa

District 2: Jay Trumbull (R), Panama City
Bay, Calhoun, Holmes, Jackson, Walton, Washington, and part of Okaloosa

District 3: Corey Simon (R), Tallahassee
Dixie, Franklin, Gadsden, Gulf, Hamilton, Jefferson, Lafayette, Leon, Liberty, Madison, Suwannee, Taylor, and Wakulla

District 4: Clay Yarborough (R), Jacksonville
Nassau and part of Duval

District 5: Tracie Davis (D), Jacksonville
Part of Duval

District 6: Jennifer Bradley (R), Fleming Island
Baker, Bradford, Clay, Columbia, Gilchrist, Union, and part of Alachua

District 7: Travis Hutson (R), St. Augustine
Flagler, Putnam, St. Johns, and part of Volusia

District 8: Tom A. Wright (R), New Smyrna Beach
Parts of Brevard and Volusia

District 9: Keith Perry (R), Gainesville
Levy, Marion, and part of Alachua

District 10: Jason Brodeur (R), Sanford
Seminole and part of Orange

District 11: Blaise Ingoglia (R), Spring Hill
Citrus, Hernando, Sumter, and part of Pasco

District 12: Colleen Burton (R), Lakeland
Part of Polk

District 13: Dennis Baxley (R), Ocala
Lake and part of Orange

District 14: Jay Collins (R), Tampa
Part of Hillsborough

District 15: Geraldine F. "Geri" Thompson (D), Ocoee
Part of Orange

District 16: Darryl Ervin Rouson (D), St. Petersburg
Parts of Hillsborough and Pinellas

District 17: Linda Stewart (D), Orlando
Part of Orange

District 18: Nick DiCeglie (R), Indian Rocks Beach
Part of Pinellas

District 19: Debbie Mayfield (R), Melbourne
Part of Brevard

District 20: Jim Boyd (R), Bradenton
Parts of Hillsborough and Manatee

District 21: Ed Hooper (R), Clearwater
Parts of Pasco and Pinellas

District 22: Joe Gruters (R), Sarasota
Sarasota and part of Manatee

District 23: Danny Burgess (R), Zephyrhills
Parts of Hillsborough and Pasco

District 24: Bobby Powell (D), West Palm Beach
Part of Palm Beach

District 25: Victor M. Torres, Jr. (D), Orlando
Osceola and part of Orange

District 26: Lori Berman (D), Lantana
Part of Palm Beach

District 27: Ben Albritton (R), Wauchula
Charlotte, DeSoto, Hardee, and parts of Lee and Polk

District 28: Kathleen Passidomo (R), Naples
Collier, Hendry, and part of Lee

District 29: Erin Grall (R), Vero Beach
Glades, Highlands, Indian River, Okeechobee, and part of St. Lucie

District 30: Tina Scott Polsky (D), Boca Raton
Parts of Broward and Palm Beach

District 31: Gayle Harrell (R), Stuart
Martin and parts of Palm Beach and St. Lucie

District 32: Rosalind Osgood (D), Fort Lauderdale
Part of Broward

District 33: Jonathan Martin (R), Fort Myers
Part of Lee

District 34: Shevrin D. "Shev" Jones (D), West Park
Part of Miami-Dade

District 35: Lauren Book (D), Davie
Part of Broward

District 36: Ileana Garcia (R), Miami
Part of Miami-Dade

District 37: Jason W. B. Pizzo (D), Sunny Isles Beach
Parts of Broward and Miami-Dade

District 38: Alexis Calatayud (R), Miami
Part of Miami-Dade

District 39: Bryan Avila (R), Miami Springs
Part of Miami-Dade

District 40: Ana Maria Rodriguez (R), Miami
Monroe and part of Miami-Dade

Entire membership elected General Election, November 8, 2022

Districts with odd numbers for a 2-year term

Districts with even numbers for a 4-year term

OFFICERS OF THE SENATE

Kathleen Passidomo, *President*

Dennis Baxley, *President Pro Tempore*

Ben Albritton, *Majority (Republican) Leader*

Lauren Book, *Minority (Democratic) Leader*

Nonmember Elected Officer

Tracy C. Cantella, *Secretary of the Senate*



Journal of the Senate

Number 1—Special Session B

Monday, February 6, 2023

At a Special Session of the Florida Legislature convened under Article III, Section 3(c), of the Constitution of the State, as revised in 1968, and subsequently amended, at the Capitol, in the City of Tallahassee, on Monday, February 6, 2023, in the State of Florida.

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PLEDGE

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

By direction of the President, the Secretary read the following proclamation:

THE FLORIDA LEGISLATURE JOINT PROCLAMATION

TO THE HONORABLE MEMBERS OF THE FLORIDA SENATE AND THE FLORIDA HOUSE OF REPRESENTATIVES:

We, Kathleen Passidomo, President of the Florida Senate, and Paul Renner, Speaker of the Florida House of Representatives, by virtue of the authority vested in us by Article III, Section 3(c), Florida Constitution, and Section 11.011, Florida Statutes, do hereby proclaim:

Section 1. That the Legislature of the State of Florida is convened in Special Session pursuant to Article III, Section 3(c), Florida Constitution, and Section 11.011, Florida Statutes, at the Capitol in Tallahassee, Florida, beginning at 10 a.m. on Monday, February 6, 2023, for a period of 12 days, ending at 11:59 p.m. on Friday, February 17, 2023.

Section 2. That the Legislature is convened for the sole and exclusive purpose of considering legislation to:

- A. Reenact, amend, and ratify the charters of the Eastpoint Water and Sewer District, Franklin County; Reedy Creek Improvement District, Orange and Osceola Counties; and Sunshine Water Control District, Broward County.
- B. Clarify the jurisdiction of the Office of Statewide Prosecution in the Office of the Attorney General regarding election crimes.
- C. Provide additional funding for the Emergency Preparedness and Response Fund.
- D. Establish and fund a Local Government Emergency Bridge Loan Program to provide financial assistance to maintain the operation of local governments impacted by Hurricanes Ian and Nicole.
- E. Establish and fund a program to transport unauthorized aliens and provide related procurement authority.
- F. Revise provisions related to intercollegiate student athletes and compensation for the commercial use of an intercollegiate student athlete's name, image, and likeness.

Section 3. That the committees and subcommittees of either house of the Legislature are authorized to consider legislation within the purview of this proclamation from this date forward.

CALL TO ORDER

The Senate was called to order by President Passidomo at 2:00 p.m. A quorum present—37:

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Rodriguez
Berman	Grall	Rouson
Book	Gruters	Simon
Boyd	Harrell	Stewart
Bradley	Hooper	Thompson
Brodeur	Hutson	Trumbull
Broxson	Ingoglia	Wright
Burgess	Martin	Yarborough
Burton	Mayfield	
Calatayud	Osgood	

Excused: Senators Jones, Powell, and Torres

PRAYER

The following prayer was offered by Senator Martin:

Dear Heavenly Father, we thank you for today. We thank you for this opportunity to come here and try to solve some of the problems in the State of Florida. We thank you for our tremendous leadership we have here in this chamber and the leadership that we have throughout the State of Florida looking after the good of the people of the State of Florida. We ask for your guidance; we ask for your wisdom; we ask for your discretion and discernment as we try to solve these problems over the next week. We ask that you provide each of us the opportunity to feel comfortable with the bills, to ask questions, to follow through with what you've laid on our hearts to help those in the State of Florida. We thank you for our Constitution. We thank you for those who put us in office, and I pray that you will allow us to do the very best we can with what we have to represent them. Thank you for this opportunity to be here and to carry on what our founders put in our hearts and allowed us through the U.S. Constitution and through the checks and balances that we have in this country to further the purposes and to protect the rights that come from you. We ask all these things in Jesus' name. Amen.



Kathleen Passidomo
President
The Florida Senate
February 3, 2023



Paul Renner
Speaker
The Florida House
of Representatives
February 3, 2023



Duly filed with and received by the Florida
Department of State in Tallahassee this 3rd
day of February, 2023.

Cord Byrd
Secretary of State

INTRODUCTION AND REFERENCE OF BILLS INSIDE THE CALL

FIRST READING

By Senator Albritton—

SB 2-B—A bill to be entitled An act relating to emergency response; creating s. 288.066, F.S.; creating the Local Government Emergency Bridge Loan Program within the Department of Economic Opportunity, subject to appropriation; providing the program's purpose; specifying program eligibility requirements; authorizing the department to provide interest-free loans to eligible local governments through specified means; requiring the loan amount to be based on demonstrated need of the local government and disbursed in a lump sum; providing for the terms of the loan; authorizing the department to extend the term of the loan; specifying authorized and prohibited uses of any loan funds provided under the program; authorizing local governments to make loan payments at any time; requiring repayment in accordance with the terms of the loan; authorizing the department to approve loans through the end of the 2023-2024 fiscal year, subject to the availability of funds; requiring the department to coordinate with the Division of Emergency Management to determine if the loan program conflicts with applicable federal programs; requiring the department to transfer any loan payments, upon receipt, to the General Revenue Fund; authorizing the department to adopt rules; providing for expiration of the program; authorizing the department to adopt emergency rules; providing appropriations; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By Senator Martin—

SB 4-B—A bill to be entitled An act relating to the statewide prosecutor; amending s. 16.56, F.S.; specifying that certain crimes facilitated by or connected to the use of the Internet occur in every judicial circuit within the state; authorizing the Office of Statewide Prosecution to investigate and prosecute crimes involving voting in an election for a federal or state office, voting in an election on a referendum, an initiative, or an issue, the petition activities for a federal or state office, the petition activities for a referendum, an initiative, or an issue, or voter registration; providing applicability; requiring certain information or indictments to contain specified general allegations; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By Senator Ingoglia—

SB 6-B—A bill to be entitled An act relating to transportation of inspected unauthorized aliens; defining the term “inspected unauthorized alien”; providing legislative findings; creating the Unauthorized Alien Transport Program within the Division of Emergency Management to facilitate the transport of inspected unauthorized aliens within the United States; authorizing the division to contract for services to implement the program; authorizing the division to adopt rules to implement the program; providing for future expiration; repealing s. 185 of chapter 2022-156, Laws of Florida; deeming certain payments approved; reverting appropriated funds; providing an appropriation; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By Senator Hutson—

SB 8-B—A bill to be entitled An act relating to intercollegiate athlete compensation and rights; amending s. 468.453, F.S.; revising requirements for athlete agents representing intercollegiate athletes for certain purposes; conforming provisions to changes made by the act; amending s. 1006.74, F.S.; deleting definitions; deleting requirements regarding the compensation that intercollegiate athletes may receive; deleting certain requirements for postsecondary educational institutions whose intercollegiate athletes seek to earn compensation or to have professional representation; requiring a postsecondary educational institution to conduct at least two financial literacy, life skills, and entrepreneurship workshops under certain conditions; making technical changes; providing that postsecondary educational institutions and specified individuals are not liable for damages under certain circumstances; providing an effective date.

—was referred to the Committee on Rules.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

VETOED BILLS 2022 REGULAR SESSION

Secretary Laurel Lee
Secretary of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

March 29, 2022

Dear Secretary Lee:

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 objection to CS/SB 102, enacted during the 124th Session of the Legislature of Florida, during Regular Session 2022 and entitled:

An act relating to Establishing the Congressional Districts of the State

As presented in both the primary and secondary maps enacted by the Legislature, Congressional District 5 violates the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution for the reasons set forth in the attached memorandum. Although I understand the Legislature's desire to comply with the Florida Constitution, the Legislature is not absolved of its duty to comply with the U.S. Constitution. Where the U.S. and Florida Constitutions conflict, the U.S. Constitution must prevail.

Accordingly, I withhold my approval of CS/SB 102 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

MEMORANDUM

To: Ron DeSantis, Governor of Florida
 From: Ryan Newman, General Counsel, Executive Office of the Governor
 Date: March 29, 2022
 Re: Constitutionality of CS/SB 102, An Act Relating to Establishing the Congressional Districts of the State

Congressional District 5 in both the primary and secondary maps enacted by the Legislature violates the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution because it assigns voters primarily on the basis of race but is not narrowly tailored to achieve a compelling state interest.

"Just as the State may not, absent extraordinary justification, segregate citizens on the basis of race in its public parks, buses, golf courses, beaches, and schools," the U.S. Supreme Court has made clear that the State also "may not separate its citizens into different voting districts on the basis of race." *Miller v. Johnson*, 515 U.S. 900, 911 (1995) (internal citations omitted). "When the State assigns voters on the basis of race," the Court explained, "it engages in the offensive and demeaning assumption that voters of a particular race, because of their race, 'think alike, share the same political interests, and will prefer the same candidates at the polls.'" *Id.* at 911-12 (quoting *Shaw v. Reno*, 509 U.S. 630, 647 (1993)).

For these reasons, the Court has interpreted the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution to prohibit state legislatures from using race as the "predominant factor motivating [their] decision to place a significant number of voters within or without a particular district," *id.* at 916, unless they can prove that their "race-based sorting of voters serves a 'compelling interest' and is 'narrowly tailored' to that end," *Cooper v. Harris*, 137 S. Ct. 1455, 1464 (2017) (citation omitted). That race was the predominant factor motivating a legislature's line-drawing decision can be shown "either through circumstantial evidence of a district's shape and demographics or more direct evidence going to legislative purpose." *Miller*, 515 U.S. at 916.

Although non-adherence to traditional districting principles, which results in a non-compact, unusually shaped district, is relevant evidence that race was the predominant motivation of a legislature, such evidence is not required to establish a constitutional violation. "Race may predominate even when a reapportionment plan respects traditional principles, if '[r]ace was the criterion that, in the State's view, could not be compromised,' and race-neutral considerations 'came into play only after the race-based decision had been made.'" *Bethune-Hill v. Va. State Bd. of Elections*, 137 S. Ct. 788, 798 (2017) (quoting *Shaw v. Hunt*, 517 U.S. 899, 907 (1996) (alteration in original)). "The racial predominance inquiry concerns the actual considerations that provided the essential basis for the lines drawn, not *post hoc* justifications the legislature in theory could have used but in reality did not." *Id.* at 799. A legislature "could construct a plethora of potential maps that look consistent with traditional, race-neutral principles," but "if race for its own sake is the overriding reason for choosing one map over others, race still may predominate." *Id.* It is the "racial purpose of state action, not its stark manifestation," that offends the Equal Protection Clause. *Miller*, 515 U.S. at 913.

In light of these well-established constitutional principles, the congressional redistricting bill enacted by the Legislature violates the U.S. Constitution. The bill contains a primary map and secondary map that include a racially gerrymandered district—Congressional District 5—that is not narrowly tailored to achieve a compelling state interest. *See generally* Fla. H.R. Comm. on Redist., recording of proceedings, at 0:00-2:55:19 (Feb. 25, 2022), <https://thefloridachannel.org/videos/2-25-22-house-redistricting-committee/> (committee presentation and discussion of the maps later passed by the Legislature).

In the secondary map, which was the original map reported out of the House Congressional Redistricting Subcommittee, District 5 is a sprawling district that stretches approximately 200 miles from East to West and cuts across eight counties to connect a minority population in

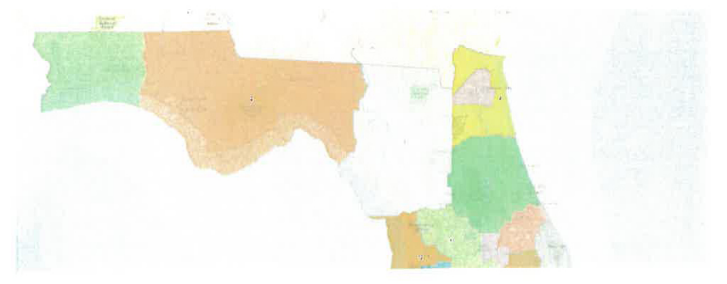
Jacksonville with a separate and distinct minority population in Leon and Gadsden Counties. The district is not compact, does not conform to usual political or geographic boundaries, and is bizarrely shaped to include minority populations in western Leon County and Gadsden County while excluding non-minority populations in eastern Leon County. Because this version of District 5 plainly subordinates traditional districting criteria to avoid diminishment of minority voting age population, there is no question that race was "the predominant factor motivating the legislature's decision" to draw this district. *Miller*, 515 U.S. at 916.

District 5 in the Secondary Map



In response to federal constitutional concerns about the unusual shape of District 5 as it was originally drawn, and which is now reflected in the secondary map, the House Redistricting Committee drew a new version of District 5, which is reflected in the primary map. This configuration of the district is more compact but has caused the adjacent district—District 4—to take on a bizarre doughnut shape that almost completely surrounds District 5. The reason for this unusual configuration is the Legislature's desire to maximize the black voting age population in District 5. The Chair of the House Redistricting Committee confirmed this motivation when he explained that the new District 5 was drawn to "protect[] a black minority seat in north Florida." Fla. H.R. Comm. on Redist., recording of proceedings, at 19:15-19:26 (Feb. 25, 2022).

District 5 in the Primary Map



Despite the Legislature's attempt to address the federal constitutional concerns by drawing a more compact district, the constitutional defect nevertheless persists. Where "race was the criterion that, in the State's view, could not be compromised, and race-neutral considerations came into play only after the race-based decision had been made," it follows that race was the predominant factor, even though the district otherwise respects traditional districting principles. *Bethune-Hill*, 137 S. Ct. at 798 (cleaned up).

Such was the case here. Even for the more compact district, the Legislature believed (albeit incorrectly) that the Florida Constitution required it to ensure "a black minority seat in north Florida." Fla. H.R. Comm. on Redist., recording of proceedings, at 19:15-19:26 (Feb. 25, 2022). Specifically, according to the House Redistricting Chair, the primary map's version of District 5 is the House's "attempt at continuing to protect the minority group's ability to elect a candidate of their choice." *Id.* at 19:45-19:54. The Legislature thus used "an express racial target" for District 5 of a black voting age population sufficiently large to elect a candidate of its choice. *Bethune-Hill*, 137 S. Ct. at 800.

Because racial considerations predominated even in drawing the new District 5, the Legislature must satisfy strict scrutiny, the U.S. Supreme Court's "most rigorous and exacting standard of constitutional review." *Miller*, 515 U.S. at 920. And to satisfy strict scrutiny, the Legislature "must demonstrate that its districting legislation is narrowly tailored to achieve a compelling interest." *Id.* That, the Legislature cannot do.

There is no good reason to believe that District 5 needed to be drawn as a minority-performing district to comply with Section 2 of the Voting Rights Act (VRA), because the relevant minority group is not sufficiently large to constitute a majority in a geographically compact area. In the primary map, the black voting age population of District 5 is 35.32%, and even in the secondary map, with the racially gerrymandered, non-compact version of District 5, the black voting age population increases only to 43.48%. *Compare* Fla. Redist. 2022, H000C8019, <https://bit.ly/3uczOXb> (available at floridaredistricting.gov/pages/submitted-plans) (last visited Mar. 28, 2022), *with* Fla. Redist. 2022, H000C8015, <https://bit.ly/36hFRBB> (available at floridaredistricting.gov/pages/submitted-plans) (last visited Mar. 28, 2022). "When a minority group is not sufficiently large to make up a majority in a reasonably shaped district, § 2 simply does not apply." *Cooper*, 137 S. Ct. at 1472 (citing *Bartlett v. Strickland*, 556 U.S. 1, 18-20 (2009) (plurality opinion)); *see also* *Thornburg v. Gingles*, 478 U.S. 30, 50 (1986) (explaining that one of the threshold conditions for proving vote dilution under Section 2 is that the minority group is "sufficiently large and geographically compact to constitute a majority").

Nor is there good reason to believe that District 5 is required to be drawn to comply with Section 5 of the VRA. Section 5 is no longer operative now that the U.S. Supreme Court invalidated the VRA's formula for determining which jurisdictions are subject to Section 5. *See* *Shelby Cnty. v. Holder*, 570 U.S. 529, 553-57 (2013); *see also* *Ala. Legis. Black Caucus v. Alabama*, 575 U.S. 254, 279 (2015) (suggesting that continued compliance with Section 5 may not remain a compelling interest in light of *Shelby County*). In any event, even before the coverage formula was invalidated, the State of Florida was not a covered jurisdiction subject to Section 5. *See In re Senate Joint Resolution of Legislative Apportionment 1176 (Apportionment I)*, 83 So. 3d 597, 624 (Fla. 2012). Only five counties in Florida were covered—Collier, Hardee, Hendry, Hillsborough, and Monroe—and none of them are in northern Florida where District 5 is located. *See id.*

The only justification left for drawing a race-based district is compliance with Article III, Section 20(a) of the Florida Constitution. But District 5 does not comply with this provision. Article III, Section 20(a) provides that "districts shall not be drawn with the intent or result of denying or abridging the equal opportunity of racial or language minorities to participate in the political process or to diminish their ability to elect representatives of their choice." The Florida Supreme Court has noted that these "dual constitutional imperatives follow almost verbatim the requirements embodied in the Federal Voting Rights Act." *Id.* at 619 (cleaned up). The first imperative, which prohibits districts that deny or abridge the equal opportunity of minority groups to participate in the political process, is modeled after Section 2 of the VRA, and the second imperative, which prohibits districts that diminish the ability of minority groups to elect representatives of their choice, is modeled after Section 5. *Id.* at 619-20.

Like the VRA, these provisions of the Florida Constitution "aim[] at safeguarding the voting strength of minority groups against both impermissible dilution and retrogression." *Id.* at 620. Although judicial interpretation of the VRA is relevant to understanding the Florida Constitution's non-dilution and non-diminishment provisions, the Florida Supreme Court nonetheless recognizes its "independent constitutional obligation" to interpret these provisions. *Id.* at 621.

Relevant here is the Florida Constitution's non-diminishment requirement. Unlike Section 5 of the VRA, this requirement "applies to the entire state." *Id.* at 620. Under this standard, the Legislature "cannot eliminate majority-minority districts or weaken other historically performing minority districts where doing so would actually diminish a minority group's ability to elect its preferred candidates." *Id.* at 625. The existing districts "serve[] as the 'benchmark' against which the 'effect' of voting changes is measured." *Id.* at 624 (cleaned up). Where a voting change leaves a minority group "less able to elect a preferred candidate of choice" than the benchmark, that change violates the non-diminishment standard. *Id.* at 625 (internal quotation marks

omitted); *see also id.* at 702 (Canady, C.J., concurring in part and dissenting in part) (noting that the dictionary definition of "diminish" means "to make less or cause to appear less" (citation omitted)).

The Florida Supreme Court has acknowledged that "a slight change in percentage of the minority group's population in a given district does not necessarily have a cognizable effect on a minority group's ability to elect its preferred candidate of choice." *Id.* at 625. The minority population percentage in each district need not be "fixed" in perpetuity. *Id.* at 627. But where the reduction in minority population in a given district is more than "slight," such that the ability of the minority population to elect a candidate of choice has been reduced (even if not eliminated), the Legislature has violated the Florida Constitution's non-diminishment requirement as interpreted by the Florida Supreme Court.

Given these principles, there is no good reason to believe that District 5, as presented in the primary map, complies with the Florida Constitution's non-diminishment requirement. The benchmark district contains a black voting age population of 46.20%, whereas the black voting age population of District 5 in the primary map is only 35.32%.¹ *Compare* Fla. Redist. 2022, FLCD2016, <https://bit.ly/3Iv6FeW> (available at floridaredistricting.gov/pages/submitted-plans) (last visited Mar. 28, 2022), *with* Fla. Redist. 2022, H000C8019, <https://bit.ly/3uczOXb> (available at floridaredistricting.gov/pages/submitted-plans) (last visited Mar. 28, 2022). This nearly eleven percentage point drop is more than slight, and while the House Redistricting Chair represented that the black population of the district could still elect a candidate of choice, *see* Fla. H.R. Comm. on Redist., recording of proceedings, at 59:44-1:00:17 (Feb. 25, 2022), there appears to be little dispute that the ability of the black population to elect such a candidate had nevertheless been reduced, *see id.* at 1:00:18-1:00:58 (noting that the benchmark district performed for the minority candidate of choice in 14 of 14 previous elections and that the new district would not perform for the minority candidate of choice in one-third of the same elections).

Moreover, the House Redistricting Chair claimed that the only criterion that mattered was whether the new district still performed at all. *See id.* at 1:06:09-1:06:30 ("It is not a diminishment unless the district does not perform."); *see also id.* at 1:05:05-1:05:13 ("Is it less likely to perform? Honestly, I don't know."). But that view is plainly inconsistent with the Florida Supreme Court precedent described above, which prohibits any voting change that leaves a minority group "less able to elect a preferred candidate of choice." *Apportionment I*, 83 So. 3d at 625 (internal quotation marks omitted). In sum, because the reduction of black voting age population is more than slight and because such reduction appears to have diminished the ability of black voters to elect a candidate of their choice, District 5 does not comply with the non-diminishment requirement of Article III, Section 20(a) of the Florida Constitution. Therefore, compliance with the Florida Constitution cannot supply the compelling reason to justify the Legislature's use of race in drawing District 5 in the primary map.

In the secondary map, by contrast, District 5 complies with the Florida Constitution's non-diminishment requirement, but in doing so, it violates the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution. The U.S. Supreme Court has warned that a "reapportionment plan that includes in one district individuals who belong to the same race, but who are otherwise widely separated by geographical and political boundaries, and who may have little in common with one another but the color of their skin, bears an uncomfortable resemblance to political apartheid." *Shaw*, 509 U.S. at 647. As described earlier, District 5 in the secondary map does precisely this.

That the district is believed to be necessary to comply with the Florida Constitution's non-diminishment requirement does not alone suffice to justify the use of race in drawing bizarre, non-compact district boundaries for the sole purpose of cobbling together disparate minority populations from across northern Florida to form a minority-performing district. Mere compliance with a state constitutional requirement to engage in race-based districting is not, without more, a compelling interest sufficient to satisfy strict scrutiny. The Fourteenth and Fifteenth Amendments to the U.S. Constitution and the VRA, which enforces the Fifteenth Amendment, exist to *prevent* states from engaging in racially discriminatory electoral practices. Indeed, one such weapon that states long used, and that the VRA was designed to combat, "was the racial gerrymander—the deliberate and arbitrary distortion of district boundaries for racial purposes." *Id.* at 640 (cleaned up).

Here, the Florida Constitution's non-diminishment standard would be satisfied only by a sprawling, non-compact district that spans 200 miles and repeatedly violates traditional political boundaries to join minority communities from disparate geographic areas. Such a district is not narrowly tailored to achieve the compelling interest of protecting the voting rights of a minority community in a reasonably cohesive geographic area. As applied to District 5 in the secondary map, therefore, the Florida Constitution's non-diminishment standard cannot survive strict scrutiny and clearly violates the U.S. Constitution.

For the foregoing reasons, Congressional District 5 in both maps is unlawful.

¹ The benchmark district itself is a sprawling, non-compact racial gerrymander that connects minority communities from two distinct regions of the State; however, for purposes of this point, I assume that the district can be used as a valid benchmark against which to judge the new maps.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 24, 2022

Dear Secretary Byrd:

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 objection to Senate Bill 406 (SB 406), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Secured Transactions

If SB 406 were to become law and be given retroactive effect as the Legislature intends, it would unconstitutionally impair certain vested rights and contracts. See art. I, §§ 9, 10, Fla. Const. While the prospective policy reforms are sound this does not cure the legal infirmities of the legislation.

For this reason, I withhold my approval of Senate Bill 406 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 24, 2022

Dear Secretary Byrd:

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 Senate Bill 620 (CS/SB 620), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to the Local Business Protection Act

CS/SB 620 authorizes private, for-profit businesses to claim damages from a county or municipality if the county or municipality enacts or amends certain non-exempt ordinances or charter provisions that have the effect of reducing profits beyond the designated threshold.

Local governments do overstep their authority and unreasonably burden businesses through policies that range from the merely misguided to the politically motivated. Indeed, this was illustrated by the bizarre and draconian measures adopted by some local governments during COVID-19, necessitating the state to overrule these edicts to protect freedom and opportunity for Floridians. Incredibly, this bill exempts compensating businesses due to "emergency" orders of local government. However, the broad and ambiguous language of the bill will lead to both unintended and unforeseen consequences and costly litigation.

Because of this, the better approach is to enact targeted preemption legislation when local governments act in a way that frustrates state policy and/ or undermines the rights of Floridians.

For the reasons stated above, I withhold my approval of CS/SB 620 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 24, 2022

Dear Secretary Byrd:

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 objection to Committee Substitute Senate Bill 1260 (CS/SB 1260), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Independent Hospital Districts

As Governor, I have approved local legislation for independent hospital districts. CS/SB 1260 intends to solve a priority of one independent hospital district through broad statewide policy changes, rather than through the local bill process. Florida's public hospitals serve our medically indigent population and support the state share of the low-income pool. Under these circumstances, each policy change to the governance structure of our independent hospital districts should be reviewed on a district-by-district basis.

For this reason, I withhold my approval of CS/SB 1260 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 24, 2022

Dear Secretary Byrd:

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 objection to Committee Substitute for Committee Substitute for Senate Bill 1382 (CS/CS/SB

1382), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Tax Administration

I appreciate the Department of Revenue and their efforts to protect the rights of taxpayers, and I understand the problem this bill seeks to address. Some of the provisions within the bill are already authorized in law, and I fully expect the Department to faithfully enforce those laws against anyone who would violate our tax code.

However, I have concerns that this bill may subject small businesses to additional administrative processes that could prove challenging in a year where the Biden Administration's policies have led to record inflation and economic turmoil.

For this reason, I withhold my approval CS/CS/SB 1382 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 24, 2022

Dear Secretary Byrd:

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 objection to Committee Substitute for Committee Substitute for Senate Bill 1796 (CS/CS/SB 1796), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Dissolution of Marriage

If CS/CS/SB 1796 were to become law and be given retroactive effect as the Legislature intends, it would unconstitutionally impair vested rights under certain preexisting marital settlement agreements. See art. I, § 10, Fla. Const.

For this reason, I withhold my approval of CS/CS/SB 1796 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 8, 2022

Dear Secretary Byrd:

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 objection to Senate Bill 2508, enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Environmental Resources

While the bill that was ultimately passed by the Legislature is an improvement over what was initially filed, SB 2508 still creates unnecessary and redundant regulatory hurdles that may compromise the timely execution and implementation of Everglades restoration projects, water control plans and regulation schedules.

For this reason, I withhold my approval of SB 2508 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 2, 2022

Dear Secretary Byrd:

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 objection to Senate Bill 2512 (SB 2512), enacted during the 124th Session of the Legislature of Florida, during the Regular Session 2022 and entitled:

An act relating to Aircraft

The Legislature passed SB 2512, which in part, creates the executive aircraft pool for two new aircrafts that could be utilized by over 100 government officials, available 24/7, 365 days a year, requiring additional 17 staff positions within the Department of Management Services for the purpose of providing multiple state-owned aircrafts for executive air travel.

This is an inadvisable expense, especially under current economic conditions, and could have unintended consequences given the breath of the officials included in the authorization.

For this reason, I withhold my approval of SB 2512 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 2, 2022

Dear Secretary Byrd:

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 withhold my approval from the following specific appropriation contained within Senate Bill 2526 (lines 78-93):

(2) Beginning in the 2022-2023 fiscal year, and annually through the 2052-2053 fiscal year, the sum of \$20 million is appropriated and shall be transferred to the Board of Directors of the

H. Lee Moffitt Cancer Center and Research Institute for construction and development of Moffitt's Pasco County life sciences park. Monies transferred to the Board of Directors of the H. Lee Moffitt Cancer Center and Research Institute pursuant to this subsection may be used to secure financing to pay costs related to the construction and development of Moffitt's Pasco County life sciences park. Such financing may include the issuance of tax-exempt bonds or other forms of indebtedness by a local authority, municipality, or county pursuant to parts II and III of chapter 159. Such bonds shall not constitute state bonds for purposes of s. 11, Art. VII of the State Constitution, but shall constitute bonds of a local agency as defined in s. 92159.27(4).

I do hereby sign and transmit the remainder of Senate Bill 2526 enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Health

The Freedom First Budget provides \$100,000,000 to support the Florida Consortium of National Cancer Institute Centers Program, of which the H. Lee Moffitt Cancer Center and Research Institute is one of three eligible institutions. This funding represents an increase of \$37,771,257 over the previous year. I requested this additional funding because I am committed to enhancing Florida's competitiveness in cancer research and care at national and international levels to ensure that all Floridians have access to the highest quality of care.

However, I do not support the provision of funding that will tie the state to a long term, thirty-year commitment that inhibits budget flexibility. These state funds could be used to support more than \$300 million of bonding capacity that would impact the state's debt capacity without any state oversight.

For the reasons stated above, the \$20,000,000 appropriation contained in Senate Bill 2526 is hereby vetoed, and I hereby approve the remainder of the Act.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

EXECUTIVE BUSINESS

The following Executive Orders were filed with the Secretary:

SUSPENSION REPORTS

EXECUTIVE ORDER NUMBER 22-02 (Executive Order of Suspension)

WHEREAS, Article IV, Section 7(a) of the Florida Constitution provides that the Governor may suspend from office any county officer for commission of a felony; and

WHEREAS, Gary Robert Search is presently serving as a County Commissioner for Sumter County, Florida, District 1, having been elected in 2020 to serve a four-year term; and

WHEREAS, on December 14, 2021, Gary Robert Search was charged by Information with the felony charge of perjury in an official proceeding, in violation of section 837.02(1), Florida Statutes; and

WHEREAS, a violation of section 837.02(1), Florida Statutes, constitutes a felony in the third degree; and

WHEREAS, it is in the best interests of the residents of Sumter County, and the citizens of the State of Florida, that Gary Robert Search be immediately suspended from the public office that he now holds, upon the grounds set forth in this executive order.

NOW, THEREFORE, I, RON DESANTIS, Governor of Florida, pursuant to Article IV, Section 7(a), find as follows:

- A. Gary Robert Search is, and at all times material hereto was, County Commissioner, District 1, Sumter County, Florida.
- B. The office of County Commissioner, District 1, Sumter County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7(a).
- C. The Information alleges that Gary Robert Search has committed felony acts in violation of the Laws of Florida. This suspension is predicated upon the attached Information, which is incorporated as if fully set forth 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. Gary Robert Search is suspended from the public office, that he now holds, to wit: County Commissioner, District 1, Sumter County, Florida.

Section 2. Gary Robert Search 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 Capital, Tallahassee, Florida, this 6th day of January, 2022.

Ron DeSantis
GOVERNOR

ATTEST:

Laurel M. Lee
SECRETARY OF STATE

Mr. Gary Search
577 Inner Circle
The Villages, Florida 32162

January 21, 2022

RE: Executive Order of Suspension, Executive Order 22-02

Dear Mr. Search:

The Florida Senate has received Executive Order 22-02 in which the Governor has suspended you from office as member of the Board of County Commissioners, Sumter County, District One. Pursuant to Article IV, s. 7(b) of the Florida Constitution, the Florida Senate may either remove you from office or reinstate you to office.

You have a right to a hearing conducted in accordance with Part V, Chapter 112, Florida Statutes and Senate Rule 12. However, Senate Rule 12.9(2) requires all inquiry, investigation, or hearings to be held in abeyance and not considered by the Senate until the pending charges are dismissed or until final determination of the criminal charges is rendered, including the exhaustion of all appellate remedies. Given the pending criminal charges against you, the Senate's consideration of your suspension is held in abeyance pursuant to Senate Rule 12.9(2).

At the conclusion of the pending criminal matter, should you wish to have a hearing, it is your responsibility to submit your written request to the Office of the Senate Secretary. Until the criminal matter is resolved, please direct any questions to the Secretary of the Senate at the contact information below. It is your responsibility to make sure the Senate has your correct contact information.

If you choose to submit your written resignation to the Governor's Office, please provide a copy of the resignation to the Office of the

Senate Secretary. The Secretary will record your decision to resign in the official records of the Senate and this matter will be closed.

To learn more about the Senate's process, or to access applicable statutes and rules, please visit the Senate website, www.flsenate.gov, and navigate to the Executive Suspensions webpage, <http://www.flsenate.gov/Session/ExecutiveSuspensions>.

If you have any questions concerning this notice, please contact the undersigned.

Debbie Brown
Secretary

January 12, 2023

Mr. Gary Search
577 Inner Circle
The Villages, Florida 32162

VIA CERTIFIED MAIL

Re: Executive Order of Suspension, Exec. Order No. 22-02

Dear Mr. Search:

The Florida Senate received Executive Order 22-02 in which the Governor suspended you from office as a member of the Board of County Commissioners, Sumter County, District One.

Your term of office having expired, there is no further action required by the Senate on this suspension, and the matter is closed.

If you have any questions concerning this notice, please contact the undersigned.

Respectfully,

Tracy C. Cantella
Secretary

[Gary Search's term having expired prior to Senate action, this matter was closed.]

COMMITTEES OF THE SENATE

(As released December 5, 2022)

Agriculture

Senator Collins, Chair; Senator Boyd, Vice Chair; Senators Baxley, Berman, Grall, Mayfield, Rouson, Simon, and Thompson

Appropriations

Senator Broxson, Chair; Senator Rouson, Vice Chair; Senators Avila, Baxley, Book, Bradley, Brodeur, Burgess, Davis, Grall, Gruters, Harrell, Hooper, Ingoglia, Martin, Perry, Pizzo, Polsky, and Powell

Appropriations Committee on Agriculture, Environment, and General Government

Senator Brodeur, Chair; Senator Berman, Vice Chair; Senators Albritton, Boyd, DiCeglie, Garcia, Grall, Gruters, Mayfield, Osgood, Polsky, Rodriguez, Stewart, and Trumbull

Appropriations Committee on Criminal and Civil Justice

Senator Bradley, Chair; Senator Powell, Vice Chair; Senators Baxley, Burgess, Hooper, Ingoglia, Martin, Pizzo, Rouson, Torres, Wright, and Yarborough

Appropriations Committee on Education

Senator Perry, Chair; Senator Jones, Vice Chair; Senators Avila, Book, Broxson, Burton, Calatayud, Collins, Davis, Harrell, Hutson, Simon, and Thompson

Appropriations Committee on Health and Human Services

Senator Harrell, Chair; Senator Garcia, Vice Chair; Senators Avila, Baxley, Book, Bradley, Brodeur, Burgess, Burton, Calatayud, Davis, Gruters, Martin, Osgood, Rouson, and Simon

Appropriations Committee on Transportation, Tourism, and Economic Development

Senator Hooper, Chair; Senator Trumbull, Vice Chair; Senators Collins, DiCeglie, Grall, Perry, Polsky, Powell, Stewart, Thompson, Wright, and Yarborough

Banking and Insurance

Senator Boyd, Chair; Senator DiCeglie, Vice Chair; Senators Broxson, Burgess, Burton, Hutson, Ingoglia, Mayfield, Powell, Thompson, Torres, and Trumbull

Children, Families, and Elder Affairs

Senator Garcia, Chair; Senator Thompson, Vice Chair; Senators Baxley, Book, Bradley, Brodeur, Ingoglia, and Rouson

Commerce and Tourism

Senator Trumbull, Chair; Senator Wright, Vice Chair; Senators DiCeglie, Gruters, Hooper, Hutson, Jones, Rodriguez, Stewart, and Torres

Community Affairs

Senator Calatayud, Chair; Senator Osgood, Vice Chair; Senators Baxley, Berman, Bradley, Brodeur, Gruters, Martin, and Pizzo

Criminal Justice

Senator Martin, Chair; Senator Bradley, Vice Chair; Senators Ingoglia, Perry, Pizzo, Polsky, Powell, and Yarborough

Education Postsecondary

Senator Grall, Chair; Senator Stewart, Vice Chair; Senators Book, Collins, Garcia, Harrell, Jones, Perry, Simon, and Yarborough

Education Pre-K - 12

Senator Simon, Chair; Senator Burgess, Vice Chair; Senators Avila, Berman, Calatayud, Collins, Grall, Hutson, Jones, Osgood, Perry, and Yarborough

Environment and Natural Resources

Senator Rodriguez, Chair; Senator Harrell, Vice Chair; Senators Albritton, Martin, Mayfield, Polsky, Powell, Stewart, and Wright

Ethics and Elections

Senator Burgess, Chair; Senator Rouson, Vice Chair; Senators Avila, Garcia, Grall, Ingoglia, Martin, Mayfield, Polsky, and Powell

Finance and Tax

Senator Ingoglia, Chair; Senator Rodriguez, Vice Chair; Senators Albritton, Berman, Boyd, Broxson, Hutson, Jones, Mayfield, Pizzo, and Torres

Fiscal Policy

Senator Hutson, Chair; Senator Stewart, Vice Chair; Senators Albritton, Berman, Boyd, Burton, Calatayud, Collins, DiCeglie, Garcia, Jones, Mayfield, Osgood, Rodriguez, Simon, Thompson, Torres, Trumbull, Wright, and Yarborough

Governmental Oversight and Accountability

Senator Avila, Chair; Senator Polsky, Vice Chair; Senators Albritton, Davis, Hooper, Rodriguez, Rouson, and Wright

Health Policy

Senator Burton, Chair; Senator Brodeur, Vice Chair; Senators Albritton, Avila, Book, Broxson, Burgess, Calatayud, Davis, Garcia, Harrell, and Osgood

Judiciary

Senator Yarborough, Chair; Senator Burton, Vice Chair; Senators Albritton, Baxley, Book, Boyd, Broxson, DiCeglie, Harrell, Stewart, Thompson, and Trumbull

Military and Veterans Affairs, Space, and Domestic Security

Senator Wright, Chair; Senator Torres, Vice Chair; Senators Berman, Calatayud, Collins, Pizzo, and Rodriguez

Reapportionment

(Membership to be considered at a later date, if needed.)

Regulated Industries

Senator Gruters, Chair; Senator Hooper, Vice Chair; Senators Bradley, Brodeur, Davis, Hutson, Jones, Osgood, Perry, and Simon

Rules

Senator Mayfield, Chair; Senator Perry, Vice Chair; Senators Baxley, Book, Boyd, Brodeur, Broxson, Burgess, Burton, DiCeglie, Garcia, Hooper, Hutson, Jones, Osgood, Rodriguez, Rouson, Simon, Torres, and Yarborough

Transportation

Senator DiCeglie, Chair; Senator Davis, Vice Chair; Senators Boyd, Broxson, Burton, Gruters, Hooper, Pizzo, Torres, and Trumbull

Select Committees:**Select Committee on Resiliency**

Senator Albritton, Chair; Senator Pizzo, Vice Chair; Senators Avila, Berman, Bradley, Calatayud, Collins, Davis, Grall, Gruters, Harrell, Ingoglia, Martin, Polsky, Powell, Stewart, Thompson, Trumbull, and Wright

Joint Legislative Committees:**Joint Administrative Procedures Committee**

Senator Ingoglia, Alternating Chair; Senators Burton, Grall, Osgood, and Rouson

Joint Committee on Public Counsel Oversight

Senator Gruters, Alternating Chair; Senators Burgess, Powell, Thompson, and Yarborough

Joint Legislative Auditing Committee

Senator Pizzo, Alternating Chair; Senators Brodeur, Davis, DiCeglie, and Simon

Joint Select Committee on Collective Bargaining

Senator Avila, Alternating Chair; Senators Collins, Hooper, Stewart, and Torres

Other Legislative Entity:**Joint Legislative Budget Commission**

Senator Broxson, Alternating Chair; Senators Albritton, Book, Hutson, Mayfield, Perry, and Powell

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 2:08 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 2:00 p.m., Wednesday, February 8 or upon call of the President.



Journal of the Senate

Number 2—Special Session B

Wednesday, February 8, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 2:00 p.m. A quorum present—39:

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingolia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Excused: Senator Burton

PRAYER

The following prayer was offered by Senator Avila:

Heavenly Father, we give thanks for the blessings bestowed to our great State of Florida and its residents, including the gift of life, liberty, and the pursuit of happiness. Please provide this body with the wisdom, fortitude, and knowledge to lead and protect. Grant us patience and understanding to face our challenges and the vision to fulfill our mission. Provide us with the courage to shine a light on darkness and to ignore limitations in the service of those most in need. May our collective and individual achievements be impactful and profound, for we are in your service today and always. In Jesus' name, we pray. Amen.

PLEDGE

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

SPECIAL ORDER CALENDAR

SB 2-B—A bill to be entitled An act relating to emergency response; creating s. 288.066, F.S.; creating the Local Government Emergency Bridge Loan Program within the Department of Economic Opportunity, subject to appropriation; providing the program's purpose; specifying program eligibility requirements; authorizing the department to provide interest-free loans to eligible local governments through specified means; requiring the loan amount to be based on demonstrated need of the local government and disbursed in a lump sum; providing for the

terms of the loan; authorizing the department to extend the term of the loan; specifying authorized and prohibited uses of any loan funds provided under the program; authorizing local governments to make loan payments at any time; requiring repayment in accordance with the terms of the loan; authorizing the department to approve loans through the end of the 2023-2024 fiscal year, subject to the availability of funds; requiring the department to coordinate with the Division of Emergency Management to determine if the loan program conflicts with applicable federal programs; requiring the department to transfer any loan payments, upon receipt, to the General Revenue Fund; authorizing the department to adopt rules; providing for expiration of the program; authorizing the department to adopt emergency rules; providing appropriations; providing an effective date.

—was read the second time by title.

Senator Albritton moved that **SB 2-B** be read the third time by title. The motion was adopted.

The vote was:

Yeas—39

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingolia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

On motion by Senator Albritton, by two-thirds vote, **SB 2-B** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingolia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

SB 4-B—A bill to be entitled An act relating to the statewide prosecutor; amending s. 16.56, F.S.; specifying that certain crimes facilitated by or connected to the use of the Internet occur in every judicial circuit within the state; authorizing the Office of Statewide Prosecution to investigate and prosecute crimes involving voting in an election for a federal or state office, voting in an election on a referendum, an initiative, or an issue, the petition activities for a federal or state office, the petition activities for a referendum, an initiative, or an issue, or voter registration; providing applicability; requiring certain informations or indictments to contain specified general allegations; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Senator Martin moved that **SB 4-B** be read the third time by title. The motion was adopted.

The vote was:

Yeas—37

Madam President	Davis	Polsky
Albritton	DiCeglie	Powell
Avila	Grall	Rodriguez
Baxley	Gruters	Rouson
Berman	Harrell	Simon
Book	Hooper	Stewart
Boyd	Hutson	Thompson
Bradley	Ingoglia	Torres
Brodeur	Jones	Trumbull
Broxson	Martin	Wright
Burgess	Mayfield	Yarborough
Calatayud	Perry	
Collins	Pizzo	

Nays—1

Osgood

Vote after roll call:

Yea—Garcia

Nay to Yea—Osgood

On motion by Senator Martin, by two-thirds vote, **SB 4-B** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—27

Madam President	Calatayud	Ingoglia
Albritton	Collins	Martin
Avila	DiCeglie	Mayfield
Baxley	Garcia	Perry
Boyd	Grall	Rodriguez
Bradley	Gruters	Simon
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough

Nays—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

SB 6-B—A bill to be entitled An act relating to transportation of inspected unauthorized aliens; defining the term “inspected unauthorized alien”; providing legislative findings; creating the Unauthorized Alien Transport Program within the Division of Emergency Management to facilitate the transport of inspected unauthorized aliens

within the United States; authorizing the division to contract for services to implement the program; authorizing the division to adopt rules to implement the program; providing for future expiration; repealing s. 185 of chapter 2022-156, Laws of Florida; deeming certain payments approved; reverting appropriated funds; providing an appropriation; providing an effective date.

—was read the second time by title.

Senator Pizzo moved the following amendment which failed:

Amendment 1 (707846) (with title amendment)—Delete lines 43-48 and insert:

transport of inspected unauthorized aliens, with their knowing and voluntary consent, within the United States, consistent with federal law. Notwithstanding s. 287.057, Florida Statutes, the division is authorized to contract for services to implement the program.

(4) *The division may adopt rules to implement the program.*

(5) *An inspected unauthorized alien’s consent for transport is knowing and voluntary only after he or she is informed, in writing in his or her preferred language on a document that is conspicuously titled with the seal of the State of Florida, of all of the following:*

(a) *The address of the exact destination of the transport.*

(b) *Whether anyone affiliated with the address of destination has been informed of the transport.*

(c) *The means and timing of the transport.*

(d) *The nature of any arrangements, including shelter, employment, and social services, that have been secured in good faith for the inspected unauthorized alien at the destination or that no such arrangements have been made.*

(e) *Information about how to proceed with his or her immigration case upon arrival at the destination.*

If written communications in the inspected unauthorized alien’s preferred language are insufficient to give notice of this information, a sworn attestation of a person who verbally communicates the information may substitute for the written notice. The inspected unauthorized alien must sign a document confirming receipt of all required information and consenting to the transport in order to participate in the program.

(6) *This section expires June 30, 2025.*

And the title is amended as follows:

Delete line 11 and insert: implement the program; specifying procedures regarding an inspected unauthorized alien’s knowing and voluntary consent for transport within the United States; providing for future

Senator Book moved the following amendment which failed:

Amendment 2 (204592) (with title amendment)—Delete lines 43-44 and insert:

transport of inspected unauthorized aliens from this state to other locations within the United States, consistent with federal law. Notwithstanding s. 287.057,

And the title is amended as follows:

Delete line 8 and insert: aliens from this state to other locations within the United States; authorizing the

Senator Pizzo moved the following amendment which failed:

Amendment 3 (189466) (with title amendment)—Delete lines 49-53 and insert:

Section 2. *For the 2022-2023 fiscal year,*

And the title is amended as follows:

Delete lines 12-14 and insert: expiration; providing an

The vote was:

Yeas—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

Nays—27

Madam President	Calatayud	Ingoglia
Albritton	Collins	Martin
Avila	DiCeglie	Mayfield
Baxley	Garcia	Perry
Boyd	Grall	Rodriguez
Bradley	Gruters	Simon
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough

Senator Ingoglia moved that **SB 6-B** be read the third time by title. The motion was adopted.

The vote was:

Yeas—27

Madam President	Calatayud	Ingoglia
Albritton	Collins	Martin
Avila	DiCeglie	Mayfield
Baxley	Garcia	Perry
Boyd	Grall	Rodriguez
Bradley	Gruters	Simon
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough

Nays—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

MOTIONS

On motion by Senator Mayfield, the rules were waived and time of adjournment was extended until 6:30 p.m.

On motion by Senator Ingoglia, by two-thirds vote, **SB 6-B** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—27

Madam President	Baxley	Brodeur
Albritton	Boyd	Broxson
Avila	Bradley	Burgess

Calatayud	Harrell	Perry
Collins	Hooper	Rodriguez
DiCeglie	Hutson	Simon
Garcia	Ingoglia	Trumbull
Grall	Martin	Wright
Gruters	Mayfield	Yarborough

Nays—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

MOTIONS

On motion by Senator Mayfield, the rules were waived to establish the Special Order Calendar for Friday, February 10 by publication in the Senate Calendar, publication on the Senate website, and an announcement by the Secretary.

On motion by Senator Mayfield, the rules were waived and the amendment deadline for Friday's Special Order Calendar was set for one hour prior to that day's sitting.

MOMENT OF SILENCE

At the request of Senator Berman, the Senate observed a moment of silence to honor the over 11,000 victims confirmed dead as a result of the February 6, 2023, earthquake in Turkey and Syria, and to recognize the brave sacrifices of the first responders as they work to pull survivors from the rubble.

BILLS ON SPECIAL ORDERS

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Wednesday, February 8, 2023: SB 2-B, SB 4-B, SB 6-B.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

REPORTS OF COMMITTEES

The Committee on Fiscal Policy recommends the following pass: SB 2-B; SB 4-B; SB 6-B

The bills were placed on the Calendar.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of February 6 was corrected and approved.

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 6:03 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:00 p.m., Friday, February 10 or upon call of the President.



Journal of the Senate

Number 3—Special Session B

Thursday, February 9, 2023

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MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 7-B and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) LaMarca—

HB 7-B—A bill to be entitled An act relating to intercollegiate athlete compensation and rights; amending s. 468.453, F.S.; revising requirements for athlete agents representing intercollegiate athletes for certain purposes; conforming provisions to changes made by the act; amending s. 1006.74, F.S.; deleting definitions; deleting requirements regarding the compensation that intercollegiate athletes may receive; deleting certain requirements for postsecondary educational institutions whose intercollegiate athletes seek to earn compensation or to have professional representation; requiring a postsecondary educational institution to conduct at least two financial literacy, life skills, and entrepreneurship workshops under certain conditions; making technical changes; providing that postsecondary educational institutions and specified individuals are not liable for damages under certain circumstances; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 9-B and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Hawkins, Amesty—

CS for HB 9-B—A bill to be entitled An act relating to the Reedy Creek Improvement District, Orange and Osceola Counties; reenacting, amending, and repealing chapter 67-764, Laws of Florida, and the decree in chancery No. 66-1061 entered by the Circuit Court in and for the Ninth Judicial Circuit of the State of Florida on May 13, 1966, relating to the district; providing legislative intent; providing for continuation of authority for revenue collection and powers to meet outstanding obligations; renaming the district; providing the boundaries for the district; revising the manner of selection of the board of supervisors; providing term limits; revising board member compensation; providing a

process for selecting certain staff; revising the powers of the board; revising the powers of the district; providing severability; providing for transition; providing construction; providing for continued effect of stipulation between the district and Orange County; 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 Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 11-B and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Daley—

HB 11-B—A bill to be entitled An act relating to the Sunshine Water Control District, Broward County; codifying, reenacting, amending, and repealing the district charter; providing legislative intent; providing for continuation of authority for revenue collection and powers to meet outstanding obligations; providing a definition; repealing chapters 63-609 and 2021-255, Laws of Florida, and chancery decree No. 62-4596-F, relating to the district; 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 Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 13-B and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Shoaf—

HB 13-B—A bill to be entitled An act relating to the Eastpoint Water and Sewer District, Franklin County; reenacting, amending, and repealing the special act relating to the district; providing legislative intent; providing for continuation of authority for revenue collection and powers to meet outstanding obligations; revising definitions; removing the separate positions of board secretary and board treasurer; creating the position of board secretary-treasurer; providing purpose and construction; repealing chapter 67-1399, Laws of Florida, relating to the district; 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.



Journal of the Senate

Number 4—Special Session B

Friday, February 10, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 12:00 noon. A quorum present—35:

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Rodriguez
Baxley	Garcia	Rouson
Berman	Grall	Simon
Book	Gruters	Stewart
Boyd	Hooper	Thompson
Bradley	Hutson	Torres
Brodeur	Ingoglia	Trumbull
Broxson	Martin	Wright
Burgess	Mayfield	Yarborough
Calatayud	Osgood	

Excused: Senators Burton, Jones, Polsky, and Powell

PRAYER

The following prayer was offered by Senator Rouson:

Most holy and wise Creator, God, we come to you humbly as we know how in a method of thanksgiving—thanking you for bringing us into a new year, thanking you for the call on our lives to do your service for your people. We thank you for seeing us through another week of committee meetings and another special session. We ask that you continue to cover us with your protection as we travel to and from Tallahassee and our home districts this year doing the great, faithful work of the state. We invoke your spirit of collaboration where there is controversy, your spirit of decorum during debate, your spirit of mercy where there is a majority. Allow for difficult conversations to be had without personal attack and for difficult conversations to be genuinely engaged without dismissal. Place in us, those elected by the people, for the people, a light that shines before them so that your good works in us be shone brightest. Order our steps and order our stops. Help us all remain mindful that we are imperfect people working together to mend an imperfect world. It is in our efforts together that we can become healed and stronger as a whole. We pray this prayer knowing your will be done in all things. It is in all the names we know to call you, we say, amen.

PLEDGE

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

SPECIAL ORDER CALENDAR

HB 7-B—A bill to be entitled An act relating to intercollegiate athlete compensation and rights; amending s. 468.453, F.S.; revising requirements for athlete agents representing intercollegiate athletes for certain purposes; conforming provisions to changes made by the act; amending s. 1006.74, F.S.; deleting definitions; deleting requirements regarding the compensation that intercollegiate athletes may receive; deleting certain requirements for postsecondary educational institutions whose intercollegiate athletes seek to earn compensation or to have professional representation; requiring a postsecondary educational institution to conduct at least two financial literacy, life skills, and entrepreneurship workshops under certain conditions; making technical changes; providing that postsecondary educational institutions and specified individuals are not liable for damages under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **HB 7-B** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—34

Madam President	Collins	Pizzo
Albritton	Davis	Rodriguez
Avila	DiCeglie	Rouson
Baxley	Garcia	Simon
Berman	Grall	Stewart
Book	Hooper	Thompson
Boyd	Hutson	Torres
Bradley	Ingoglia	Trumbull
Brodeur	Martin	Wright
Broxson	Mayfield	Yarborough
Burgess	Osgood	
Calatayud	Perry	

Nays—0

Vote after roll call:

Yea—Gruters

HB 11-B—A bill to be entitled An act relating to the Sunshine Water Control District, Broward County; codifying, reenacting, amending, and repealing the district charter; providing legislative intent; providing for continuation of authority for revenue collection and powers to meet outstanding obligations; providing a definition; repealing chapters 63-609 and 2021-255, Laws of Florida, and chancery decree No. 62-4596-F, relating to the district; providing an exception to general law; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **HB 11-B** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—34

Madam President	Book	Burgess
Albritton	Boyd	Calatayud
Avila	Bradley	Collins
Baxley	Brodeur	Davis
Berman	Broxson	DiCeglie

Garcia	Osgood	Thompson
Grall	Perry	Torres
Hooper	Pizzo	Trumbull
Hutson	Rodriguez	Wright
Ingoglia	Rouson	Yarborough
Martin	Simon	
Mayfield	Stewart	

Nays—0

Vote after roll call:

Yea—Gruters

HB 13-B—A bill to be entitled An act relating to the Eastpoint Water and Sewer District, Franklin County; reenacting, amending, and repealing the special act relating to the district; providing legislative intent; providing for continuation of authority for revenue collection and powers to meet outstanding obligations; revising definitions; removing the separate positions of board secretary and board treasurer; creating the position of board secretary-treasurer; providing purpose and construction; repealing chapter 67-1399, Laws of Florida, relating to the district; providing an exception to general law; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **HB 13-B** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—34

Madam President	Collins	Pizzo
Albritton	Davis	Rodriguez
Avila	DiCeglie	Rouson
Baxley	Garcia	Simon
Berman	Grall	Stewart
Book	Hooper	Thompson
Boyd	Hutson	Torres
Bradley	Ingoglia	Trumbull
Brodeur	Martin	Wright
Broxson	Mayfield	Yarborough
Burgess	Osgood	
Calatayud	Perry	

Nays—0

Vote after roll call:

Yea—Gruters

ADOPTION OF RESOLUTIONS

On motion by Senator Rouson—

By Senators Rouson, Thompson, Davis, Jones, Powell, Osgood, and Simon—

SR 10-B—A resolution recognizing February 2023 as “Black History Month” in Florida.

WHEREAS, every year, Floridians celebrate the birth month of two great Americans, Abraham Lincoln and Frederick Douglass, both of them leaders in the movement to abolish slavery, and join all Americans in recognizing February as the month to commemorate the contributions of African Americans to our society, and

WHEREAS, long ago, an estimated 12 million African men, women, and children were forcibly removed from their homelands, enslaved, and placed on ships that sailed to the Western Hemisphere, and

WHEREAS, approximately 2 million African men, women, and children died on the Middle Passage, but 10 million survived and arrived in the Americas, where they and their children lived in slavery, and

WHEREAS, the Civil War erupted because the ideals upon which this country was founded are in direct conflict with slavery, a tenet recognized by the ratification of the Thirteenth Amendment, which abolished slavery in the United States of America, and

WHEREAS, the Emancipation Proclamation was signed by President Abraham Lincoln on January 1, 1863, and, in 2023, Floridians celebrated the 160th anniversary of that declaration, which made slaves in all confederate states “free forever,” and

WHEREAS, our nation has celebrated black history during the month of February since 1926, when Carter G. Woodson established Negro History Week, and

WHEREAS, the Civil Rights Movement of the 20th century began in an effort to correct the failures of Reconstruction and erase the remnants of slavery still evident in Jim Crow laws, in continued segregation in nearly every aspect of daily life, and in the persistence of second-class citizenship for African Americans, and

WHEREAS, 60 years ago, in August 1963, the historic March on Washington for Jobs and Freedom, led by the late Reverend Dr. Martin Luther King, Jr., who delivered his now famous “I Have a Dream” speech on the steps of the Lincoln Memorial, was a catalyst for the passage of the Civil Rights Act of 1964, and

WHEREAS, as a testament to the strength of all African Americans throughout these struggles, we note the contributions to the political and social growth of American society of Sojourner Truth, Frederick Douglass, Harriet Tubman, Booker T. Washington, George Washington Carver, Carter G. Woodson, W.E.B. DuBois, Malcolm X, Dr. King, Fannie Lou Hamer, Thurgood Marshall, Barbara Jordan, Shirley Chisholm, Dorothy Height, and President Barack Obama, and

WHEREAS, we honor, particularly, the African Americans who are currently serving in this body and those who served before them: those who served from 1868-1887, during the Reconstruction era; and 95 years later, in 1982, when Senator Carrie P. Meek and Senator Arnett E. Girardeau became the first two post-Reconstruction African Americans elected, serving with distinction for 10 years when, in 1992, James T. Hargrett, Jr., Betty S. Holzendorf, Daryl L. Jones, Matthew Meadows, and William H. Turner were also elected, and

WHEREAS, the culture of the United States of America has been vitally enriched through the contributions of African-American musicians, artists, and writers, including Charlie Parker, Billie Holiday, Louis Armstrong, Duke Ellington, Count Basie, Dizzy Gillespie, Marian Anderson, Ella Fitzgerald, James DePreist, Leontyne Price, Andre Watts, Phyllis Wheatley, Langston Hughes, Richard Wright, James Baldwin, Alex Haley, Gwendolyn Brooks, Maya Angelou, Toni Morrison, Alice Walker, Oprah Winfrey, Denzel Washington, Angela Bassett, Hill Harper, Anika Noni Rose, Jennifer Hudson, Beyoncé Knowles, Amanda Gorman, and Viola Davis, and

WHEREAS, African-American sports figures have demonstrated their ability to be role models on and off the field and in and out of the ring as they stood up for their rights and beliefs, and these legendary athletes include Jesse Owens, Arthur Ashe, Lee Roy Selmon, Freddie Solomon, Muhammad Ali, Venus and Serena Williams, Trayvon Bromell, Shaquem and Shaquill Griffin, and Florida native Robert “Bullet Bob” Hayes, the first athlete to earn both an Olympic Gold Medal and an NFL Super Bowl Ring, and

WHEREAS, the fields of medicine, science, and technology have all been advanced by the contributions of African-American men and women, including Dr. Daniel Hale Williams, George Washington Carver, Dr. Charles R. Drew, Garrett Morgan, and Dr. Mae C. Jemison, and

WHEREAS, native Floridians, including Mary McLeod Bethune, Joseph E. Lee, James Weldon Johnson, Harry Tyson Moore, Harriette Vyde Simms Moore, Zora Neale Hurston, Asa Philip Randolph, Charles Kenzie Steele, Jesse K. McCrary, Jr., and Patricia Stephens Due have proudly represented our state as they contributed to the history and culture of the United States of America, and

WHEREAS, each year, it is important to celebrate the many achievements of African Americans in an effort to offer each American a

broader perspective of the history of this nation and an appreciation for the diversity that makes this great nation strong, NOW, THEREFORE,

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

That February 2023 is recognized as “Black History Month” in Florida.

—was taken up instanter. On motion by Senator Rouson, **SR 10-B** was read the first and second time by title and adopted.

SPECIAL ORDER CALENDAR, continued

CS for HB 9-B—A bill to be entitled An act relating to the Reedy Creek Improvement District, Orange and Osceola Counties; reenacting, amending, and repealing chapter 67-764, Laws of Florida, and the decree in chancery No. 66-1061 entered by the Circuit Court in and for the Ninth Judicial Circuit of the State of Florida on May 13, 1966, relating to the district; providing legislative intent; providing for continuation of authority for revenue collection and powers to meet outstanding obligations; renaming the district; providing the boundaries for the district; revising the manner of selection of the board of supervisors; providing term limits; revising board member compensation; providing a process for selecting certain staff; revising the powers of the board; revising the powers of the district; providing severability; providing for transition; providing construction; providing for continued effect of stipulation between the district and Orange County; providing an exception to general law; providing an effective date.

—was read the second time by title.

Senator Stewart moved the following amendment which failed:

Amendment 1 (102478) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *Chapter 67-764, Laws of Florida, relating to the Reedy Creek Improvement District, and the decree in chancery No. 66-1061 entered by the Circuit Court in and for the Ninth Judicial Circuit of the State of Florida on May 13, 1966, creating and incorporating the Reedy Creek Drainage District as a public corporation of the State of Florida, are reenacted, amended, and repealed as provided herein. Furthermore, it is the intent of the Legislature to preserve the authority necessary to generate revenue and pay outstanding indebtedness as continued in force by the operation of ss. 2 and 15, Art. XII of the State Constitution. No bond or other instrument of indebtedness previously issued by the district or any district project financed by bonds or other instruments of indebtedness shall be affected by this act. The provisions of this act shall not affect existing contracts that the district entered into prior to the effective date of this act. The provisions of this act shall be liberally construed in favor of avoiding any events of default or breach under outstanding bonds or other instruments of indebtedness or the district's existing and legally valid contracts.*

Section 2. The charter for the Reedy Creek Improvement District is reenacted to read:

Section 1. *District boundaries defined.*—*The Reedy Creek Improvement District, as ratified and approved by chapter 67-764, Laws of Florida, is ratified, confirmed, and approved, except that the boundaries of the district shall include all of the lands within the following described boundaries:*

(1) *In Orange County, Florida:*

A parcel of land lying in Sections 1 through 3, 8 through 17, 19 through 28, 33 through 36 Township 24 South, Range 27 East, and Sections 6 through 8, 17 through 22, 27 through 31, Township 24 South, Range 28 East, Orange County, Florida, and being more particularly described as follows:

Begin at the Southwest corner of the Northwest 1/4 of the Southwest 1/4 of Section 6, Township 24 South, Range 28 East run N 00° 00'22" E, 1327.43 feet along the West line of Section 6 to the Northwest corner of the Southwest 1/4 of said Section 6; thence N 89°27'45" E, 1997.50 feet along the North line of the South half of Section 6, to the Southwest corner of the East 1/2 of the Southeast 1/4 of the Northwest 1/4 of Section 6, thence N 00°20'35" W,

1154.75 feet along the West line of the East 1/2 of the Southeast 1/4 of the Northwest 1/4 of Section 6; thence N 89°38'50" E, 663.64 feet along a line that is 165.00 feet South of and parallel to the North line of the Southeast 1/4 of the Northwest 1/4 of Section 6; thence N 89°11'34" E, 148.62 feet +/- along a line parallel to and 165.00 feet South of the North line of the Southwest 1/4 of the Northeast 1/4 of Section 6 to a point on the Westerly shore line of Lake Mable; thence meander the shore line of Lake Mable in a Southerly direction, to a point on the South line of Section 6 and the North line of Section 7, Township 24 South, Range 28 East, said point being S 16°20'10" W, 3981.97 feet more or less from the previously described point, and also lying N 89°31'17" E, 1683.05 feet from the Southwest corner of Section 6; thence continue along the shore line of Lake Mable in a Southeasterly and Northeasterly direction across the North 1/4 of Section 7, to the North line of Section 7 and the South line of Section 6, Township 24 South, Range 28 East, said point being N 89°31'17" E, along the North section line of Section 7, 1381.64 feet from the previously described point and lying S 89°31'17" W, 2304.35 feet from the Northeast corner of Section 7; thence continue to meander the shore line of Lake Mable in a Northeasterly direction across the Southeast 1/4 of Section 6, Township 24 South, Range 28 East to a point on said shoreline which is intersected by the North line of the South half of the Southeast 1/4 of Section 6, said point being N 25° 14'10" E, 1475.82 feet from the previously described point; thence N 89°29'30" E, along said North line of the South half of the Southeast 1/4 of Section 6, 1679.89 feet to the East section line thereof; thence S 00°12'20" W, 1330.62 feet along the East line of Section 6 to the Southeast corner of Section 6 and the Northwest corner of Section 8, Township 24 South, Range 28 East; thence N 89°21'03" E along the North line of Section 8, 191.58 feet more or less to a point on the West shore line of South Lake; thence meander the shore line of South Lake in a Southwesterly, Southeasterly and Northeasterly direction to a point where the shore line of South Lake intersects the East line of the West half of the West half of Section 8; said point being S 25° 17'13" E, 2679.01 feet more or less from the previously described point; thence S 00°13'59" W, 221.07 feet to the Northeast corner of the Northwest 1/4 of the Southwest 1/4 of Section 8; thence S 00° 06'21" E along the East line of the West half of the Southwest 1/4 of Section 8, 1334.85 feet to the Southeast corner of the Northwest 1/4 of the Southwest 1/4 of Section 8; thence S 88°48'04" W, 1111.09 feet to a point of curvature of a curve concave Southeasterly having a radius of 545.08 feet, and a central angle of 81°15'08"; thence run Southwesterly along the arc of said curve, 772.99 feet; to a point of reverse curvature of a curve concave Northerly having a radius of 80.00 feet, and a central angle of 128°43'50"; thence run Westerly along the arc of said curve, 179.74 feet; thence S 43°40'59" E, 16.92 feet; thence S 34°38'41" E, 8.13 feet; thence S 25°16'40" E, 86.79 feet; thence S 28°57'56" E, 106.03 feet; thence S 58°01'53" E, 87.73 feet; thence N 85°59'29" E, 134.58 feet to a point of curvature of a curve concave Southerly having a radius of 425.00 feet, and a central angle of 23°29'59"; thence run Easterly along the arc of said curve, 174.31 feet; to a point of compound curvature of a curve concave Southwesterly having a radius of 15.00 feet, and a central angle of 46°20'48"; thence run Southeasterly along the arc of said curve, 12.13 feet; to a point of compound curvature of a curve concave Westerly having a radius of 425.00 feet, and a central angle of 16° 33'54"; thence run Southerly along the arc of said curve, 122.87 feet; to a point of compound curvature of a curve concave Westerly having a radius of 25.00 feet, and a central angle of 51°32'25"; thence run Southerly along the arc of said curve, 22.49 feet; thence S 43°56'36" W, 91.06 feet; thence S 64°40'37" W, 105.25 feet; thence S 40°45'32" W, 117.42 feet; thence S 13°26'04" W, 97.39 feet; thence S 42°14'20" W, 133.97 feet; thence S 68°59'11" W, 89.71 feet; thence S 28°50'44" W, 77.77 feet; thence S 14°52'47" W, 88.32 feet; thence S 01°59'29" E, 106.28 feet; thence S 24°42'46" W, 241.59 feet; thence S 36°55'50" W, 126.64 feet; thence S 24°03'44" W, 71.01 feet to a point of curvature of a curve concave Northwesterly having a radius of 25.00 feet, and a central angle of 40°55'45"; thence run Southwesterly along the arc of said curve, 17.86 feet; thence S 64°59'30" W, 91.68 feet to a point of curvature of a curve concave Northerly having a radius of 25.00 feet, and a central angle of 46°29'32"; thence run Westerly along the arc of said curve, 20.29 feet; thence N 68°30'58" W, 131.37 feet; thence N 34°57'28" W, 145.43 feet; thence N 10°44'04" W, 144.09 feet; thence N 10°34'18" E, 129.55 feet; thence N 44°03'35" E, 129.67 feet; thence N 86°35'32" E, 100.03 feet; thence N 62°48'18" E, 100.08 feet; thence N 58°16'14" E, 95.99 feet; thence N 15°01'47" E, 86.03 feet; thence N 14°30'32" W, 104.94 feet; thence N 03°06'23" W, 111.09 feet; thence N

07°32'42" E, 68.01 feet; thence N 15°14'13" W, 80.67 feet; thence N 87°12'48" W, 40.11 feet; thence S 77°42'57" W, 84.88 feet; thence S 74°44'47" W, 66.79 feet; thence S 35°20'27" W, 90.33 feet; thence S 22°58'13" W, 87.94 feet; thence S 20°05'22" W, 168.18 feet; thence S 65°39'23" W, 108.46 feet; thence N 79°02'16" W, 146.86 feet; thence S 44°41'24" W, 85.24 feet; thence S 66°58'59" W, 80.82 feet; thence N 89°03'00" W, 96.88 feet; thence S 84°18'13" W, 51.79 feet; thence S 77°56'53" W, 116.91 feet; thence S 70°14'00" W, 84.26 feet; thence N 63°52'48" W, 163.26 feet; thence N 71°49'57" W, 91.32 feet; thence N 56°38'48" W, 106.72 feet; thence N 37°38'37" W, 96.72 feet; thence N 69°48'38" W, 85.22 feet; thence N 85°15'14" W, 95.72 feet; thence N 76°56'11" W, 104.56 feet; thence S 28°55'14" W, 152.44 feet; thence S 13°45'44" E, 47.73 feet to a point of curvature of a curve concave Westerly having a radius of 75.00 feet, and a central angle of 30° 06'13"; thence run Southerly along the arc of said curve, 39.41 feet; to a point of reverse curvature of a curve concave Northeasterly having a radius of 45.00 feet, and a central angle of 99°54'55"; thence run Southeasterly along the arc of said curve, 78.47 feet; to a point of reverse curvature of a curve concave Southwesterly having a radius of 250.00 feet, and a central angle of 55°31'16"; thence run Southeasterly along the arc of said curve, 242.26 feet; thence S 28° 03'11" E, 95.35 feet to a point of curvature of a curve concave Westerly having a radius of 125.00 feet, and a central angle of 59°41'01"; thence run Southerly along the arc of said curve, 130.21 feet; thence S 31°37'50" W, 165.37 feet; thence S 51°01'41" E, 83.54 feet to a point on a non-tangent curve concave Southeasterly having a radius of 676.49 feet, and a central angle of 29°43'07"; thence from a tangent bearing of N 50°17'44" E run Northeasterly along the arc of said curve, 350.89 feet; thence S 35°59'30" E, 246.14 feet; thence S 55° 37'13" E, 316.45 feet; thence S 68°44'46" E, 336.44 feet to a point on a non-tangent curve concave Southerly having a radius of 399.38 feet, and a central angle of 09°53'41"; thence from a tangent bearing of N 79°13'56" E run Easterly along the arc of said curve, 68.97 feet; to a point of reverse curvature of a curve concave Northerly having a radius of 137.63 feet, and a central angle of 14°21'49"; thence run Easterly along the arc of said curve, 34.50 feet; thence S 03°57'40" W, 60.74 feet to a point on a non-tangent curve concave Southerly having a radius of 344.38 feet, and a central angle of 04°15'11"; thence from a tangent bearing of S 86°02'20" E run Easterly along the arc of said curve, 25.56 feet; to a point of compound curvature of a curve concave Southerly having a radius of 132.00 feet, and a central angle of 26°04'01"; thence run Easterly along the arc of said curve, 60.05 feet; to a point on a non-tangent curve concave Southwesterly having a radius of 184.37 feet, and a central angle of 31° 44'00"; thence from a tangent bearing of S 49°44'21" E run Southeasterly along the arc of said curve, 102.11 feet; to a point of compound curvature of a curve concave Westerly having a radius of 679.36 feet, and a central angle of 08°51'48"; thence run Southerly along the arc of said curve, 105.09 feet; to a point of reverse curvature of a curve concave Easterly having a radius of 437.18 feet, and a central angle of 18°37'07"; thence run Southerly along the arc of said curve, 142.06 feet; to a point of compound curvature of a curve concave Northeasterly having a radius of 395.25 feet, and a central angle of 18°13'39"; thence run Southeasterly along the arc of said curve, 125.74 feet; to a point of reverse curvature of a curve concave Southwesterly having a radius of 645.09 feet, and a central angle of 03°21'33"; thence run Southeasterly along the arc of said curve, 37.82 feet; thence N 82°18'14" W, 71.09 feet; thence N 51°44'44" W, 65.78 feet; thence N 80°24'25" W, 90.39 feet; thence S 48°32'46" W, 80.93 feet; thence S 22°55'38" W, 113.12 feet; thence S 27°19'16" E, 55.45 feet; thence S 18°40'56" W, 159.75 feet; thence S 10°48'30" W, 160.42 feet to a point of curvature of a curve concave Easterly having a radius of 223.65 feet, and a central angle of 59°02'33"; thence run Southerly along the arc of said curve, 230.47 feet; to a point on the Northerly and Easterly boundary of Tract R, Golden Oak Phase 1B according to the Plat thereof recorded in Plat Book 75, Pages 3 through 15 of the Public Records of Orange County, a non-tangent curve concave Northerly having a radius of 25.00 feet, and a central angle of 64°33'48"; thence from a tangent bearing of S 49°58'05" E run Easterly along the arc of said curve, 28.17 feet; thence N 65° 28'07" E, 122.36 feet; thence N 76°27'23" E, 76.59 feet to a point of curvature of a curve concave Northwesterly having a radius of 25.00 feet, and a central angle of 25°14'16"; thence run Northeasterly along the arc of said curve, 11.01 feet; thence S 78°11'38" E, 85.68 feet to a point on a non-tangent curve concave Easterly having a radius of 1010.00 feet, and a central angle of 07°58'42"; thence from a tangent bearing of S 11°48'22" W run Southerly along the arc of

said curve, 140.64 feet; to a point on a non-tangent curve concave Southwesterly having a radius of 25.00 feet, and a central angle of 87°13'52"; thence from a tangent bearing of N 03°49'41" E run Northwesterly along the arc of said curve, 38.06 feet; thence N 83° 24'11" W, 42.54 feet to a point of curvature of a curve concave Southerly having a radius of 221.37 feet, and a central angle of 29° 07'38"; thence run Westerly along the arc of said curve, 112.54 feet; to a point of reverse curvature of a curve concave Northerly having a radius of 132.76 feet, and a central angle of 48°16'12"; thence run Westerly along the arc of said curve, 111.85 feet; to a point on a non-tangent curve concave Northeasterly having a radius of 234.18 feet, and a central angle of 14°51'36"; thence from a tangent bearing of N 64°15'37" W run Northwesterly along the arc of said curve, 60.74 feet; thence S 24°23'32" E, 34.06 feet; thence S 18°04'39" E, 78.70 feet to a point on a non-tangent curve concave Northwesterly having a radius of 25.00 feet, and a central angle of 115°40'49"; thence from a tangent bearing of S 17°50'29" E run Southwesterly along the arc of said curve, 50.48 feet; thence N 82°09'40" W, 26.47 feet; thence S 26° 43'01" W, 107.99 feet; thence S 13°53'13" W, 84.71 feet; thence S 20° 06'37" W, 86.21 feet; thence S 22°42'17" W, 90.27 feet; thence S 48° 33'38" W, 93.96 feet; thence S 51°48'05" W, 58.47 feet; thence S 70° 41'52" W, 98.39 feet; thence S 75°48'30" W, 82.70 feet; thence N 82° 22'12" W, 18.57 feet; thence S 59°48'12" W, 61.99 feet; thence S 23° 48'42" W, 31.41 feet; thence S 21°34'58" E, 112.96 feet; thence S 25° 04'56" E, 80.36 feet; thence S 06°58'19" E, 51.79 feet to a point of curvature of a curve concave Westerly having a radius of 25.00 feet, and a central angle of 54°17'13"; thence run Southerly along the arc of said curve, 23.69 feet; thence S 47°18'54" W, 37.10 feet; thence S 03°48'45" E, 24.29 feet to a point of curvature of a curve concave Northwesterly having a radius of 25.00 feet, and a central angle of 79°16'52"; thence run Southwesterly along the arc of said curve, 34.59 feet; thence S 75°28'07" W, 70.19 feet to a point of curvature of a curve concave Northerly having a radius of 25.00 feet, and a central angle of 41°16'24"; thence run Westerly along the arc of said curve, 18.01 feet; thence N 63°15'30" W, 63.09 feet to a point on the Easterly right-of-way of RCID canal L-105 as described in Official Records Book 1896, Page 232 of the Public Records of Orange County Florida, and a non-tangent curve concave Easterly having a radius of 1505.50 feet, and a central angle of 37°08'46"; thence from a tangent bearing of S 03°51'20" E run Southerly along the arc of said curve and right-of-way, 976.05 feet; thence continue along said right-of-way S 41°00'06" E, 193.39 feet; thence S 48°59'54" W, 100.00 feet to a point on the westerly right-of-way of said Canal; thence departing said Canal run, N 87°15'41" W, 130.57 feet; thence N 63° 21'34" W, 33.90 feet; thence N 81°08'52" W, 154.09 feet; thence N 39° 33'00" W, 38.53 feet; thence N 28°54'14" W, 86.79 feet; thence N 28° 30'43" W, 101.63 feet; thence N 32°36'46" W, 77.00 feet; thence N 39° 30'36" W, 98.30 feet to a point of curvature of a curve concave Easterly having a radius of 25.00 feet, and a central angle of 37° 14'40"; thence run Northerly along the arc of said curve, 16.25 feet; thence N 02°15'56" W, 56.50 feet; thence N 39°36'59" W, 135.27 feet; thence N 85°04'00" W, 67.65 feet to a point of curvature of a curve concave Northeasterly having a radius of 25.00 feet, and a central angle of 46°40'29"; thence run Northwesterly along the arc of said curve, 20.37 feet; thence N 38°23'30" W, 64.62 feet; thence N 64° 16'04" W, 16.33 feet to a point of curvature of a curve concave Northeasterly having a radius of 25.00 feet, and a central angle of 58°38'45"; thence run Northwesterly along the arc of said curve, 25.59 feet; thence N 05°37'20" W, 20.54 feet; thence N 44°31'28" W, 62.56 feet; thence S 23°42'54" W, 95.95 feet to a point of curvature of a curve concave Northwesterly having a radius of 25.00 feet, and a central angle of 84°46'10"; thence run Southwesterly along the arc of said curve, 36.99 feet; thence N 71°30'56" W, 65.59 feet; thence N 67° 45'46" W, 71.42 feet; thence N 47°09'12" W, 129.61 feet; thence N 28° 09'10" W, 67.04 feet to a point of curvature of a curve concave Easterly having a radius of 25.00 feet, and a central angle of 58° 17'03"; thence run Northerly along the arc of said curve, 25.43 feet; thence N 30°07'52" E, 66.18 feet; thence N 41°27'39" E, 82.62 feet; thence N 28°03'16" E, 61.53 feet; thence N 21°03'09" W, 47.93 feet; thence N 17°13'11" W, 99.26 feet; thence N 00°32'57" E, 48.45 feet; thence N 12°21'10" E, 151.79 feet; thence N 23°46'35" E, 109.94 feet; thence N 39°26'51" E, 91.52 feet; thence N 17°00'45" E, 45.16 feet; thence N 34°56'26" W, 27.03 feet; thence N 26°29'23" W, 104.81 feet; thence S 48°40'54" W, 30.14 feet to a point on a non-tangent curve concave Southerly having a radius of 7.86 feet, and a central angle of 78°20'37"; thence from a tangent bearing of N 28°56'03" W run Westerly along the arc of said curve, 10.75 feet; to a point of com-

pound curvature of a curve concave Southeasterly having a radius of 19.64 feet, and a central angle of 36°52'37"; thence run Southwesterly along the arc of said curve, 12.64 feet; to a point of compound curvature of a curve concave Easterly having a radius of 3.95 feet, and a central angle of 74°25'35"; thence run Southerly along the arc of said curve, 5.13 feet; thence S 38°34'51" E, 13.88 feet; thence S 51°58'30" W, 145.54 feet; thence N 37°57'09" W, 16.70 feet to a point on a non-tangent curve concave Northeasterly having a radius of 1080.42 feet, and a central angle of 20°21'16"; thence from a tangent bearing of N 48°06'54" W run Northwesterly along the arc of said curve, 383.82 feet; thence N 37°56'18" W, 17.87 feet; thence N 30°54'21" W, 193.79 feet to a point on a non-tangent curve concave Southeasterly having a radius of 762.70 feet, and a central angle of 08°52'54"; thence from a tangent bearing of S 63°58'49" W run Southwesterly along the arc of said curve, 118.23 feet; thence S 55°05'55" W, 58.77 feet to a point of curvature of a curve concave Southeasterly having a radius of 160.82 feet, and a central angle of 19°16'01"; thence run Southwesterly along the arc of said curve, 54.08 feet; to a point of reverse curvature of a curve concave Northwesterly having a radius of 159.35 feet, and a central angle of 36°15'00"; thence run Southwesterly along the arc of said curve, 100.82 feet; thence S 72°04'54" W, 26.78 feet to a point of curvature of a curve concave Southeasterly having a radius of 158.03 feet, and a central angle of 21°54'44"; thence run Southwesterly along the arc of said curve, 60.44 feet; to a point on a non-tangent curve concave Northeasterly having a radius of 52.89 feet, and a central angle of 104°26'29"; thence from a tangent bearing of S 75°27'00" W run Northwesterly along the arc of said curve, 96.41 feet; thence N 00°06'31" W, 54.31 feet; thence N 74°49'42" W, 43.41 feet; thence S 44°47'41" W, 145.43 feet; thence S 45°05'06" E, 18.68 feet; thence S 03°14'02" W, 84.66 feet; thence S 05°12'38" E, 58.35 feet to a point of curvature of a curve concave Easterly having a radius of 1125.00 feet, and a central angle of 27°57'29"; thence run Southerly along the arc of said curve, 548.95 feet; thence S 33°10'07" E, 163.59 feet to a point of curvature of a curve concave Westerly having a radius of 492.00 feet, and a central angle of 26°59'13"; thence run Southerly along the arc of said curve, 231.74 feet; thence N 86°26'26" E, 126.87 feet; thence N 76°15'46" E, 63.89 feet; thence S 64°36'17" E, 118.17 feet; thence S 52°36'40" E, 63.05 feet; thence S 45°16'16" E, 127.88 feet to a point of curvature of a curve concave Southwesterly having a radius of 25.00 feet, and a central angle of 35°13'41"; thence run Southeasterly along the arc of said curve, 15.37 feet; thence S 10°02'35" E, 93.01 feet to a point of curvature of a curve concave Westerly having a radius of 25.00 feet, and a central angle of 46°18'35"; thence run Southerly along the arc of said curve, 20.21 feet; thence S 36°16'00" W, 28.53 feet; thence S 20°23'46" W, 184.90 feet; thence S 25°05'40" W, 31.33 feet to a point on a non-tangent curve concave Northwesterly having a radius of 25.00 feet, and a central angle of 33°58'13"; thence from a tangent bearing of S 21°14'14" W run Southwesterly along the arc of said curve, 14.82 feet; thence S 55°12'27" W, 19.76 feet; thence S 18°42'59" W, 22.23 feet to a point on a non-tangent curve concave Southwesterly having a radius of 1908.34 feet, and a central angle of 22°05'51"; thence from a tangent bearing of S 75°17'36" E run Southeasterly along the arc of said curve, 736.00 feet; thence S 53°11'44" E, 1498.58 feet to a point of curvature of a curve concave Northeasterly having a radius of 950.92 feet, and a central angle of 14°29'06"; thence run Southeasterly along the arc of said curve, 240.40 feet; to a point of compound curvature of a curve concave Northerly having a radius of 513.39 feet, and a central angle of 13°13'42"; thence run Easterly along the arc of said curve, 118.53 feet; thence S 80°54'32" E, 34.76 feet to a point of curvature of a curve concave Northerly having a radius of 1109.03 feet, and a central angle of 07°17'21"; thence run Easterly along the arc of said curve, 141.09 feet; thence S 88°11'54" E, 77.05 feet; thence S 89°29'03" E, 140.11 feet; thence S 89°29'03" E, 433.68 feet; thence N 89°58'59" E, 1465.17 feet; thence N 00°00'00" E, 131.18 feet; thence N 45°00'00" W, 71.68 feet; thence N 00°00'00" E, 633.08 feet; thence N 89°59'00" W, 445.76 feet; thence N 00°27'46" E, 673.19 feet; thence S 89°58'17" E, 398.81 feet; thence N 00°00'00" E, 753.74 feet; thence N 90°00'00" W, 362.43 feet; thence N 05°16'59" W, 106.23 feet; thence N 26°33'54" W, 135.35 feet; thence N 47°32'44" E, 146.69 feet; thence N 11°28'34" E, 24.04 feet to a point of curvature of a curve concave Westerly having a radius of 15.00 feet, and a central angle of 52°09'22"; thence run Northerly along the arc of said curve, 13.65 feet; thence N 40°40'48" W, 82.81 feet; thence N 90°00'00" W, 73.87 feet to a point on a non-tangent curve concave Westerly having a radius of 1396.50 feet, and a central angle of 06°

53'10"; thence from a tangent bearing of N 07°09'56" E run Northwesterly along the arc of said curve, 167.84 feet; thence N 00°16'44" E, 0.50 feet to the Northwest corner of the Northeast 1/4 of the Southwest 1/4 of Section 17 Township 24 South Range 28 East; thence S 89°56'53" E, 3992.90 feet along the North line of the South half of Section 17, to the East 1/4 corner of Section 17; thence S 00°24'52" W, 2682.68 feet along the East section line of Section 17 to the Southeast corner of Section 17 and the Northeast corner of Section 20, Township 24 South, Range 28 East; thence S 00°01'36" E, 1333.66 feet along the East section line of Section 20 to the Southeast corner of the Northeast 1/4 of the Northeast 1/4 of Section 20 and the Southwest corner of the Northwest 1/4 of the Northwest 1/4 of Section 21, Township 24 South, Range 28 East; thence N 89°57'37" E, 670.11 feet to the Northwest corner of the Northeast 1/4 of the Southwest 1/4 of the Northwest 1/4 of Section 21; thence S 00°08'32" E, 668.06 feet to the Southwest corner thereof; thence S 89°55'30" E, 671.45 feet to the Northeast corner of the Southeast 1/4 of the Southwest 1/4 of the Northwest 1/4 of Section 21; thence S 00°15'27" E, 669.41 feet to the Northwest corner of the Northeast 1/4 of the Southwest 1/4 of Section 21; thence S 00°44'42" E, 656.38 feet to the Northwest corner of Lot 85, Munger and Company Subdivision of Section 21, according to the Plat recorded in Plat Book E Page 22 of the Public Records of Orange County Florida; thence S 89°51'01" E, 335.66 feet to the Northeast corner of said Lot 85; thence S 00°40'49" E, 656.31 feet to the Southeast corner of Lot 85; thence S 89°53'15" E, 1004.75 feet along the North line of the Southeast 1/4 of the Southwest 1/4 of Section 21 to the Northeast corner thereof; thence S 00°29'10" E, 655.63 feet along the West line of the Northwest 1/4, Southwest 1/4 of the Southeast 1/4 of Section 21 to the Southwest corner thereof; thence N 89°20'56" E, 666.99 feet along the South line of the Northwest 1/4, Southwest 1/4 of the Southeast 1/4 of Section 21 to the Southeast corner thereof; thence N 00°21'22" W, 652.39 feet along the West line of the Northeast 1/4, Southwest 1/4 of the Southeast 1/4 of Section 21 to the Northwest corner thereof; thence N 89°37'38" E, 2005.42 feet along the North line of the South half of the Southeast 1/4 of Section 21 to the Northeast corner thereof, said point also being the Southwest corner of the Northwest 1/4 of the Southwest 1/4 of Section 22, Township 24 South, Range 28 East; thence N 00°02'32" E, 1285.39 feet along the West line of Section 22 to the West 1/4 corner of Section 22; thence N 89°50'49" E, 714.94 feet along the North line of the South half of Section 22 to the Easterly right of way line of State Road 535 as shown in map section 75280-2465 and dated 2/22/1993; thence S 10°07'11" E, 1214.10 feet run along said right-of-way; thence run along a deed described in document number 20190036003 in the Public Records of Orange County Florida the flowing four courses; N 89°37'24" E, 749.86 feet; N 38°29'47" E, 22.59 feet; N 38°29'47" E, 576.34 feet; thence S 51°31'36" E, 50.00 feet to a point on the Westerly right-of-way of State Road 400 as shown in map section 75280-2465 and dated 2/22/1993; ; thence run along said right-of-way, S 38°29'47" W, 6175.37 feet to a point on the Westerly right-of-way line of State Road 536 as shown in map section 75000-2520 and dated 3/05/1998; thence departing State Road 400 run along State Road 536 the following courses; S 43°35'47" W, 1571.44 feet to a point on a non-tangent curve concave Northwesterly having a radius of 1809.88 feet, and a central angle of 37°23'38"; thence from a tangent bearing of S 42°29'48" W run Southwesterly along the arc of said curve, 1185.59 feet; thence S 79°52'51" W, 1492.49 feet to a point on the West line of Section 28, and on the East line of Section 29, Township 24 South, Range 28 East, said point lying N 00°00'07" W, 387.61 feet from the Southwest corner of Section 28; thence S 79°52'53" W, 95.47 feet to a point of curvature of a curve concave Northerly having a radius of 2191.83 feet and a central angle of 32°28'09"; thence run Westerly along the arc of said curve, 1242.10 feet; thence N 69°59'50" W, 311.61 feet; thence run S 23°29'47" W, 304.91 feet to a point on a non-tangent curve concave Southwesterly, having a radius of 11402.16 feet and a central angle of 00°29'43"; thence from a tangent bearing of S 65°33'17" E, run Southeasterly along the arc of said curve, 98.56 feet; thence S 58°56'26" E, 509.41 feet to a point on a non-tangent curve concave Southwesterly, having a radius of 900.00 feet and a central angle of 02°31'40"; thence run Southeasterly along the arc of said curve 39.70 feet to a point on the South line the Southeast 1/4 of Section 29, said point lying N 89°50'43" W, 1167.48 feet from the Southeast corner of Section 29; thence leaving said right-of-way, run N 89°50'43" W along the South line of the Southeast 1/4 of Section 29, 1496.10 feet, to the South Quarter corner thereof; thence N 89°50'42" W, 2152.59 feet along the

South line of the Southwest 1/4 of Section 29 to a point on the right-of-way of Chelonia Parkway as shown on the Plat of Bonnet Creek Resort recorded in Plat Book 56, Page 41 of the Public Records of Orange County Florida; thence run along said right-of-way the following courses; due North 163.29 feet to the point of curvature of a curve concave Southeasterly, having a radius of 675.00 feet and a central angle of 45°40'47"; thence run Northeasterly along the arc of said curve 538.15 feet to a point of reverse curvature of a curve concave Westerly, having a radius of 825.00 feet and a central angle of 98°34'08"; thence run Northeasterly and Northwesterly along the arc of said curve 1419.29 feet to a point of reverse curvature of a curve concave Northeasterly having a radius of 500.84 feet and a central angle of 22°53'21"; thence run Northwesterly and Northerly along the arc of said curve 200.08 feet; thence N 30°00'00" W, 326.45 feet to a point on a Deed recorded in Official Records Book 5208, Page 3884 of the Public Records of Orange County Florida; thence departing said Plat run along said Deed, N 30°00'00" W, 245.14 feet, to a point on a Deed described in document number 202000359979 of the Public Records of Orange County Florida; thence run along said Deed the following four courses; N 74°50'28" E, 100.11 feet; N 87°20'49" W, 74.69 feet; N 27°09'24" W, 47.56 feet; S 63°22'25" W, 20.69 feet, to a point on a Deed described in document number 202000360380 of the Public Records of Orange County Florida; thence run along said Deed the following courses; S 00°00'00" E, 20.42 feet; N 90°00'00" W, 30.04 feet to a point on a non-tangent curve concave Easterly having a radius of 48.00 feet, and a central angle of 47°40'00"; from a tangent bearing of N 29°07'51" W run Northerly along the arc of said curve, 39.93 feet; S 79°56'22" W, 74.35 feet; N 30°03'16" W, 21.84 feet; S 59°56'44" W, 12.14 feet; S 30°03'16" E, 17.42 feet; S 79°56'22" W, 34.35 feet; N 69°28'35" W, 49.22 feet; S 74°41'50" W, 40.22 feet; thence departing said Deed run along aforesaid Deed recorded in Official Records Book 5208, Page 3884 the following five courses; S 57°06'40" E, 133.74 feet; S 57°06'40" E, 133.74 feet; S 30°00'00" E, 180.00 feet; S 06°15'02" E, 54.63 feet; S 30°00'00" E, 408.17 feet to a point of curvature of a curve concave Northeasterly, having a radius of 650.84 feet and a central angle of 22°53'21"; run Southeasterly along the arc of said curve 260.00 feet to a point on aforesaid Plat; and a point of reverse curvature of a curve concave Westerly, having a radius of 675.00 feet and a central angle of 98°34'08"; thence run Southeasterly and Southwesterly along the arc of said curve and Plat, 1161.24 feet to a point of reverse curvature of a curve concave Southeasterly, having a radius of 825.00 feet and a central angle of 45°40'47"; thence run Southwesterly along the arc of said curve and Plat, 657.74 feet; thence run along and Plat due South, 162.89 feet to the South line of the Southwest 1/4 of Section 29; thence departing said Plat and the right-of-way line of Chelonia Parkway run N 89°50'42" W along the South line of the Southwest 1/4 of Section 29, 360.99 feet to the Southwest corner of Section 29 and the Northeast corner of Section 31, Township 24 South, Range 28 East; thence S 00°40'50" E, 2749.41 feet along the East line of the Northeast 1/4 of Section 31 to the Southeast corner thereof; thence S 00°27'13" W, 2643.90 feet along the East line of the Southeast 1/4 of Section 31 to the Southeast corner of Section 31; thence N 89°36'01" W, 2646.94 feet along the South line of the Southeast 1/4 of Section 31 to the Southwest corner thereof; thence N 89°56'54" W, 2748.82 feet along the South line of the Southwest 1/4 of Section 31 to the Southwest corner thereof and the Southeast corner of Section 36, Township 24 South Range 27 East; thence S 89°50'04" W, 2658.48 feet along the South line of the Southeast 1/4 of Section 36 to the Southwest corner thereof; thence S 89°46'36" W, 2656.21 feet along the South line of the Southwest 1/4 of Section 36 to the Southwest corner thereof and the Southeast corner of Section 35, Township 24 South Range 27 East; thence S 89°48'35" W, 2652.59 feet along the South line of the Southeast 1/4 of Section 35 to the Southwest corner thereof; thence S 89°44'07" W, 2661.05 feet along the South line of the Southwest 1/4 of Section 35 to the Southwest corner of said Section and the Southeast corner of Section 34, Township 24 South Range 27 East; thence S 89°46'46" W, 3438.73 feet along the South line of Section 34 to a point on the boundary of Black Lake Village according to the Plat thereof recorded in Plat Book 75, Page 149 of the Public Records of Orange County Florida; thence leaving the South line of Section 34, run along the Easterly and Northerly boundary of said Plat following courses; N 00°13'59" W, 29.01 feet; N 14°42'28" W, 114.62 feet; N 06°53'49" W, 123.97 feet to a point of curvature of a curve concave Easterly having a radius of 25.00 feet, and a central angle of 16°36'26"; run Northerly along the arc of said curve, 7.25 feet; N 09°

42°37" E, 104.21 feet to a point of curvature of a curve concave Southeasterly having a radius of 25.00 feet, and a central angle of 51°24'11"; run Northeasterly along the arc of said curve, 22.43 feet; N 61°06'48" E, 53.88 feet; N 71°34'02" E, 17.56 feet; N 18°25'51" W, 18.21 feet to a point on a non-tangent curve concave Northeasterly having a radius of 50.00 feet, and a central angle of 106°48'50"; from a tangent bearing of N 80°45'36" W run Northwesterly along the arc of said curve, 93.21 feet; N 31°47'40" W, 44.69 feet to a point on a non-tangent curve concave Northwesterly having a radius of 436.00 feet, and a central angle of 15°56'47"; from a tangent bearing of S 58°12'21" W run Southwesterly along the arc of said curve, 121.35 feet; S 74°09'08" W, 308.68 feet to a point of curvature of a curve concave Southeasterly having a radius of 514.00 feet, and a central angle of 20°05'00"; run Southwesterly along the arc of said curve, 180.17 feet; S 54°04'10" W, 67.69 feet to a point of curvature of a curve concave Northerly having a radius of 315.00 feet, and a central angle of 35°55'53"; run Westerly along the arc of said curve, 197.54 feet; N 89°59'58" W, 83.84 feet to a point of curvature of a curve concave Northerly having a radius of 381.00 feet, and a central angle of 34°07'58"; run Westerly along the arc of said curve, 226.97 feet; to a point of reverse curvature of a curve concave Southerly having a radius of 384.88 feet, and a central angle of 34°00'28"; run Westerly along the arc of said curve, 228.44 feet; to a point of reverse curvature of a curve concave Northerly having a radius of 185.00 feet, and a central angle of 35°39'45"; run Westerly along the arc of said curve, 115.15 feet; to a point of compound curvature of a curve concave Easterly having a radius of 47.00 feet, and a central angle of 130°32'06"; run Northerly along the arc of said curve, 107.08 feet; N 76°19'21" E, 28.14 feet; S 89°22'47" E, 9.24 feet; N 75°08'23" E, 42.15 feet; N 66°44'45" E, 45.92 feet; N 58°10'56" E, 7.13 feet; N 40°00'00" E, 8.68 feet; N 28°21'12" E, 21.50 feet; N 19°11'06" E, 7.97 feet; N 05°44'49" E, 22.07 feet; N 09°37'03" E, 18.85 feet; N 28°18'59" E, 25.32 feet; N 39°33'24" E, 18.56 feet; N 51°48'12" E, 17.01 feet; N 53°20'03" E, 12.93 feet; N 67°23'56" E, 18.89 feet; N 61°31'34" E, 16.11 feet; N 85°31'20" E, 16.65 feet; S 84°27'04" E, 14.79 feet; S 66°07'30" E, 25.25 feet; S 70°01'08" E, 21.22 feet; S 76°11'40" E, 28.29 feet; S 81°04'45" E, 15.99 feet; S 63°15'14" E, 32.58 feet; S 71°35'23" E, 7.28 feet; S 83°45'15" E, 20.77 feet; N 86°06'18" E, 21.64 feet; S 75°49'09" E, 17.31 feet; S 87°55'16" E, 10.48 feet; N 72°43'50" E, 26.75 feet; N 60°42'21" E, 36.44 feet; N 77°16'53" E, 19.62 feet; N 68°37'24" E, 7.52 feet; N 57°06'15" E, 21.62 feet; N 48°30'29" E, 7.40 feet; N 29°59'26" E, 8.68 feet; N 13°42'55" E, 39.82 feet; N 10°06'24" E, 32.03 feet; N 01°43'31" W, 29.22 feet; N 05°37'39" W, 26.82 feet; N 12°01'53" W, 42.36 feet; N 21°06'43" W, 7.72 feet; N 36°50'10" W, 37.65 feet; N 47°37'33" W, 25.00 feet; N 56°19'26" W, 44.83 feet; N 49°30'53" W, 55.06 feet; N 59°47'57" W, 8.89 feet; N 72°21'36" W, 36.00 feet; N 82°08'10" W, 65.71 feet; S 89°42'01" W, 51.60 feet; N 80°08'53" W, 56.11 feet; N 89°26'00" W, 8.09 feet; S 81°14'14" W, 46.34 feet; S 78°42'25" W, 40.49 feet; S 77°43'02" W, 63.74 feet; S 79°09'43" W, 47.65 feet; S 72°48'44" W, 44.03 feet; S 63°14'34" W, 42.60 feet; S 57°48'39" W, 28.70 feet; S 64°21'00" W, 20.44 feet; S 67°06'48" W, 29.21 feet; S 83°28'20" W, 29.99 feet; S 83°04'31" W, 27.06 feet; S 84°19'19" W, 42.81 feet to a point of curvature of a curve concave Northeasterly having a radius of 50.00 feet, and a central angle of 83°36'01"; run Northwesterly along the arc of said curve, 72.95 feet; to a point of compound curvature of a curve concave Easterly having a radius of 188.00 feet, and a central angle of 27°45'45"; run Northerly along the arc of said curve, 91.10 feet; S 89°52'10" W, 174.16 feet; thence departing said Plat run along the West line of the Southwest 1/4 of Section 34, N 00°00'19" E, 313.89 feet to the Northwest corner of the Southwest 1/4 of the Southwest 1/4 of Section 34 and the Northeast corner of the Southeast 1/4 of the Southeast 1/4 of Section 33, Township 24 South, Range 27 East; thence continue N 00°00'19" E 498.35 feet to the Southeast corner of the North 5/8 of the Northeast 1/4 of the Southeast 1/4 of Section 33; thence run along the South line of the North 5/8 of the Northeast 1/4 of the Southeast 1/4 of Section 33, N 89°47'57" W, 1326.58 feet to the Southwest corner thereof; thence run along the West line of the North 5/8 of the Northeast 1/4, of the Southeast 1/4 of Section 33, N 00°00'31" E, 835.26 feet to the Northwest corner thereof; thence run along the West line of the Southeast 1/4 of the Northeast 1/4 of Section 33, N 00°00'25" E, 1321.43 feet to the Northwest corner thereof; thence run along the North line of the Southeast 1/4 of the Northeast 1/4 of Section 33, S 89°55'44" E, 1326.40 feet; to the Northeast corner thereof; thence run along the West line of the Northwest 1/4 of Section 34 Township 24 South Range 27 East, N 00°00'06" E, 1329.09 feet to the Northwest corner thereof; thence N

89°53'53" E, 2679.47 feet along the North line of the Northwest 1/4 of Section 34 to the Northeast corner thereof and the Southwest corner of the Southeast 1/4 of Section 27, Township 24 South, Range 27 East; thence N 00°01'11" W, 3964.69 feet along the West line of the East 1/2 of Section 27 to the Southeast corner of the Northeast 1/4 of the Northwest 1/4 of Section 27; thence S 89°37'54" W, 1332.15 feet along the South line of the Northeast 1/4 of the Northwest 1/4 of Section 27 to the Southwest corner thereof; thence N 00°08'12" E, 1330.97 feet along the West line of the Northeast 1/4 of the Northwest 1/4 of Section 27 to the Northwest corner thereof; thence S 89°46'29" W, 1328.51 feet along the North line of the Northwest 1/4 of Section 27 to the Northwest corner of Section 27 and the Northeast corner of Section 28, Township 24 South, Range 27 East; thence S 89°48'06" W, 1331.20 feet along the North line of the Northeast 1/4 of the Northeast 1/4 of Section 28, to the Northeast corner of the West 1/2 of the Northeast 1/4 of Section 28; thence S 00°12'18" W, 882.69 feet along the East line of the West 1/2 and the Northeast 1/4 of Section 28, Township 24 South, Range 27 East to a point on the Westerly right of way line of State Road 429 as described in Official Records Book 7070, Page 2553 and Book 7106, Page 2802 of the Public Records of Orange County Florida also being a point on Flamingo Crossings East according to the Plat thereof and recorded in Plat Book 97, Page 95 of the Public Records of Orange County Florida and a point on a non-tangent curve concave Southwesterly having a radius of 2204.09 feet, and a central angle of 07°27'37"; thence from a tangent bearing of N 29°38'58" W run Northwesterly along the arc of said curve, right of way line and Plat, 286.99 feet; thence continue along said right of way line and Plat the following two courses; N 37°06'36" W, 690.17 feet to a point on a non-tangent curve concave Northeasterly having a radius of 808.57 feet, and a central angle of 09°35'40"; from a tangent bearing of N 38°37'50" W run Northwesterly along the arc of said curve, 135.40 feet; thence departing said right of way line continue along said Plat; N 88°48'31" W, 555.60 feet to a point on the right of way line of Hartzog Road as described in Official Records Book 9782, page 7172, Book 10170, Page 4303, Book 10173, page 8868 and Book 10815, Page 4619 of the Public Records of Orange County Florida and a point on a non-tangent curve concave Westerly having a radius of 1010.00 feet, and a central angle of 02°00'23"; from a tangent bearing of S 05°42'00" E run Southerly along the arc of said curve, Plat and right of way line, 35.37 feet; thence run along said Plat and right of way line the following courses; S 00°27'57" W, 105.56 feet to a point of curvature of a curve concave Westerly having a radius of 899.35 feet, and a central angle of 05°39'43"; run Southerly along the arc of said curve, 88.87 feet; S 06°07'41" W, 311.81 feet to a point of curvature of a curve concave Easterly having a radius of 2004.50 feet, and a central angle of 06°19'57"; run Southerly along the arc of said curve, 221.54 feet; S 00°12'16" E, 702.26 feet; S 23°02'00" E, 19.33 feet; S 00°12'16" E, 198.27 feet; S 14°29'10" W, 29.80 feet to a point on a non-tangent curve concave Westerly having a radius of 2162.49 feet, and a central angle of 07°53'08"; from a tangent bearing of S 00°12'49" W run Southerly along the arc of said curve, 297.62 feet; S 08°05'57" W, 46.90 feet; N 81°54'04" W, 10.00 feet; S 08°05'57" W, 154.78 feet; S 81°54'04" E, 5.50 feet to a point on a non-tangent curve concave Westerly having a radius of 1175.00 feet, and a central angle of 07°00'25"; from a tangent bearing of S 08°05'57" W run Southerly along the arc of said curve, 143.70 feet; S 00°07'03" W, 13.59 feet; thence departing said Plat continue along said right of way line, the following courses; N 89°54'54" W, 160.89 feet to a point on a non-tangent curve concave Westerly having a radius of 1025.00 feet, and a central angle of 10°07'39"; from a tangent bearing of N 18°13'36" E run Northerly along the arc of said curve, 181.18 feet; S 81°54'03" E, 5.50 feet; N 08°05'57" E, 201.68 feet to a point of curvature of a curve concave Westerly having a radius of 2013.49 feet, and a central angle of 08°18'12"; run Northerly along the arc of said curve, 291.80 feet; N 00°12'16" W, 931.40 feet to a point of curvature of a curve concave Easterly having a radius of 2153.50 feet, and a central angle of 06°19'57"; run Northerly along the arc of said curve, 238.01 feet; N 06°07'41" E, 291.80 feet; N 00°07'03" E, 196.68 feet to a point on the South line of the Southwest 1/4 of Section 21, Township 24 South, Range 27 East; thence departing said right of way line, S 89°49'36" W, 453.70 feet along the South line of the Southwest 1/4 of Section 21, Township 24 South, Range 27 East to a point on Flamingo Crossings West according to the Plat thereof and recorded in Plat Book 100, Page 37 of the Public Records of Orange County Florida; thence run along said Plat the following three courses; N 40°17'32" W, 323.52 feet; N 32°21'38" W, 271.63 feet;

N 34°30'31" W, 120.76 feet; thence N 46°26'37" W, 108.80 feet along said Plat and its Northwesterly extension; thence S 89°49'14" W, 28.71 feet to a point of curvature of a curve concave Southerly having a radius of 934.00 feet, and a central angle of 01°05'30"; thence run Westerly along the arc of said curve, 17.79 feet; thence S 00°10'31" E, 11.26 feet; thence S 89°49'29" W, 28.35 feet; thence S 04°02'58" E, 4.66 feet; thence S 86°05'06" W, 22.85 feet; thence N 03°54'54" W, 6.14 feet; thence S 89°49'29" W, 173.97 feet to a point of curvature of a curve concave Northerly having a radius of 2158.53 feet, and a central angle of 24°05'38"; thence run Westerly along the arc of said curve, 907.70 feet; thence N 66°04'53" W, 548.81 feet to a point on the West line of the Southwest 1/4 of Section 21, Township 24 South, Range 27 East; thence run along said line, S 00°35'44" W, 1052.90 feet to the Southwest corner thereof; thence entering Section 20, Township 24 South, Range 27 East run S 89°18'37" W, 2676.09 feet along the South line of the Southeast 1/4 of said Section 20, to the Southwest corner thereof; thence N 89°32'00" W, 2636.90 feet run along the South line of the Southwest 1/4 of said Section 20, to the Southwest corner thereof; thence N 00°12'29" E, 1187.50 feet along the West line of the Southwest 1/4 of said Section 20; thence entering Section 19, Township 24 South, Range 27 East run, S 89°00'18" W, 988.08 feet along the South line of the North 150.00 feet of the Southeast 1/4 of the Southeast 1/4 of said Section 19, to a point on the Easterly right of way line of Avalon Boulevard as described in Deed Book 402, Page 312, Deed Book 402, Page 353 and Deed Book 357 of the Public Records of Orange County Florida; thence run along said right of way line the following two courses; N 19°17'43" E, 1348.72 feet to a point on a non-tangent curve concave Easterly having a radius of 2832.01 feet, and a central angle of 04°49'44"; from a tangent bearing of N 19°16'05" E run Northerly along the arc of said curve, 238.69 feet to a point on the North line of the Northeast 1/4 of the Northeast 1/4 of the Southeast 1/4 of said Section 19; thence N 88°44'55" E, 459.61 feet along said line to the Northeast corner of the Southeast 1/4 of said Section 19; thence entering Section 20, Township 24 South, Range 27 East run N 00°13'41" E, 708.14 feet along the West line of the Northwest 1/4 of said Section 20 to a point on the aforesaid Avalon Road right of way line and a point on a non-tangent curve concave Southeasterly having a radius of 2829.41 feet, and a central angle of 01°55'19"; thence from a tangent bearing of N 41°26'37" E run Northeasterly along the arc of said curve and right of way line, 94.91 feet; thence N 43°21'56" E, 753.57 feet along said right of way line to a point on the North line of the South 1/2 of the Northwest 1/4 of said Section 20; thence N 89°50'32" E, 2068.41 feet along said line to the Southeast corner of the Northeast 1/4 of the Northwest 1/4 of said Section 20; thence N 00°21'49" E, 1334.18 feet along the West line of the Northwest 1/4 of the Northeast 1/4 of said Section 20 to the Northwest corner of the Northeast 1/4; thence S 89°45'19" E, 2697.33 feet along the North line of the Northeast 1/4 of said Section 20 to the Northeast corner of said Section 20 and the Southeast corner of Section 17, Township 24 South, Range 27 East; thence entering said Section 17 N 00°02'13" E, 2669.40 feet along the East line of the Southeast 1/4 of Section 17 to the Northeast corner thereof; thence S 89°43'49" W, 1347.90 feet along the South line of the East 1/2 of the Northeast 1/4 of Section 17, to the Southwest corner thereof; thence N 00°18'18" W, 2652.68 feet along the West line of the East 1/2 of the Northeast 1/4 of Section 17 to the Northwest corner thereof; thence S 89°39'31" W, 2661.03 feet along the North line of Section 17 to the Northwest corner of the Northeast 1/4 of the Northwest 1/4 of Section 17 and the Southwest corner of the Southeast 1/4 of the Southwest 1/4 of Section 8, Township 24 South, Range 27 East; thence N 00°24'44" E, 242.11 feet along the West line of the Southeast 1/4 of the Southwest 1/4 of Section 8 to a point on the Easterly right-of-way line of County Road 545 as described in Deed Book 402, Page 355 of the Public Records of Orange County Florida; said point being a point on a non-tangent curve concave Westerly, having a radius of 2826.01 feet, and a central angle of 19°14'15"; thence from a tangent bearing of N 18°34'50" E, run Northerly along the arc of said curve and right-of-way, 948.86 feet; thence continue along said right-of-way, N 00°39'25" W, 141.86 feet; thence N 89°41'27" E, 1188.92 feet along the North line of the Southeast 1/4 of the Southwest 1/4 of Section 8 to the Northeast corner thereof; thence N 00°15'09" E, 1315.34 feet along the West line of the Northwest 1/4 of the Southeast 1/4 of Section 8 to the Northwest corner thereof; thence N 00°14'57" E, 50.00 feet along the West line of the Northeast 1/4 of Section 8 to a point on the Northerly right-of-way line of Hartzog Road as described in Official Records Book 9782, Page 7172 of the Public Re-

cords of Orange County Florida; thence run along said right-of-way line the following three courses; N 89°43'25" E, 671.30 feet; N 23° 57'49" E, 158.82 feet to a point on a non-tangent curve concave Southwesterly having a radius of 2750.09 feet, and a central angle of 04°43'07"; from a tangent bearing of S 33°16'29" E run Southeasterly along the arc of said curve, 226.49 feet; thence N 89°43'24" E, 1038.21 feet along the North line of the Southeast 1/4 of Section 8; to a point on Deed recorded in Official Records Book 7121, Page 2952 of the Public Records of Orange County Florida; and a point on a non-tangent curve concave Southerly having a radius of 2894.93 feet, and a central angle of 08°15'21"; thence entering Section 9, Township 24 South, Range 27 East, from a tangent bearing of N 82° 01'15" W run Westerly along the arc of said curve and Deed, 417.14 feet; thence S 89°43'24" W, 258.73 feet along said Deed to a point on the Easterly right of way line of State Road 429 as recorded in Official Records Book 7106, Page 7802 of the Public Records of Orange County Florida; thence run along said right of way line the following two courses; N 21°29'36" W, 110.97 feet; N 20°48'24" W, 1048.03 feet; thence N 00°08'24" E, 211.55 feet along the West line of the East 530.00 feet of the Northwest 1/4 of the Northeast 1/4 of said Section 8; thence S 89°41'25" W, 797.83 feet along the South line of the North 1/2 of the Northeast 1/4 of said Section 8; thence S 89°34'56" W, 1230.74 feet along the South line of the Northeast 1/4 of the Northwest 1/4 of said Section 8 to a point on the Easterly right of way line of Avalon Boulevard as described in Deed Book 402, Page 355 of the Public Records of Orange County Florida; thence run along said right of way line the following three courses; N 00°39'25" W, 853.44 feet to a point on a non-tangent curve concave Easterly having a radius of 3241.05 feet, and a central angle of 05° 37'30"; from a tangent bearing of N 00°36'59" W run Northerly along the arc of said curve, 318.19 feet; N 05°00'31" E, 152.48 feet; thence N 89°26'29" E, 1220.84 feet along the North line of the Northwest 1/4 of said Section 8 to the Northeast corner thereof; thence N 89° 39'25" E, 2650.62 feet along the North line of the Northeast 1/4 of said Section 8 to the Northeast corner thereof; thence entering Section 9, Township 24 South, Range 27 East run, N 89°46'07" E, 1608.33 feet along the North line of the Northwest 1/4 of said Section 9; to a point on Southerly right of way line of Seidel Road as described in Deed Book 789, Page 243 and Deed Book 892, Page 552 of the Public Records of Orange County Florida and a non-tangent curve concave Northerly having a radius of 357.62 feet, and a central angle of 23°38'08"; thence from a tangent bearing of S 66°08'04" W run Westerly along the arc of said curve and right of way line, 147.53 feet; thence run along said right of way line the following three courses; S 89°46'01" W, 139.26 feet; S 89°46'07" W, 1325.83 feet; S 89°39'24" W, 554.03 feet; thence run along a right of way line described in Official Records Book 7070, Page 2553 of the Public Records of Orange County Florida the following; S 00°20'32" E, 20.00 feet; S 89°39'28" W, 363.61 feet; S 84°38'15" W, 372.03 feet; S 00°20'32" E, 14.94 feet; S 89°40'22" W, 138.87 feet; S 42°20'36" W, 55.11 feet; S 00°03'00" W, 857.17 feet to a point of curvature of a curve concave Northeasterly having a radius of 250.01 feet, and a central angle of 90°21'35"; run Southeasterly along the arc of said curve, 394.28 feet; N 89°41'19" E, 364.69 feet; S 00°18'35" E, 80.00 feet; S 89°41'25" W, 481.37 feet; thence departing said right of way line run, S 89°41'25" W, 60.00 feet along the South line of the North 1/2 of the Northeast 1/4 of said Section 8; thence N 00°08'23" E, 27.18 feet along a line that is 60.00 feet West of and parallel with East line of the Northwest 1/4 of the Northeast 1/4 of said Section 8; to a point on the aforesaid right of way line and a non-tangent curve concave Northeasterly having a radius of 350.02 feet, and a central angle of 61°30'34"; from a tangent bearing of N 60°12'31" W run Northwesterly along the arc of said curve and right of way line, 375.76 feet; thence departing said right of way line run, S 89°41'15" W, 483.83 feet along a right of way line described in Official Records Book 7106, Page 2802 of the Public Records of Orange County Florida to a point that is 10.00 feet Easterly of when measure perpendicular to the Easterly right of way line of aforesaid State Road 429; and a point on a non-tangent curve concave Easterly having a radius of 3721.85 feet, and a central angle of 03°53'37"; thence from a tangent bearing of S 16°54'47" E run Southerly along the arc of said curve and a line that is 10.00 feet Easterly of and parallel with said right of way line, 252.93 feet; thence S 20°48'24" E, 96.16 feet along said parallel to its intersection with a line that is 10.00 feet North of and parallel with the South line of the Northwest 1/4 of the Northeast 1/4 of said Section 8; thence N 89°41'25" E, 83.88 feet along said line that is 10.00 feet North of and parallel with the

South line of the Northwest 1/4 of the Northeast 1/4 of said Section 8, to its intersection with the West line of the East 520.00 feet of the Southwest 1/4 of the Northeast 1/4 of said Section 8; thence S 00° 08'24" W, 219.78 feet along the West line of the East 520.00 feet of the Southwest 1/4 of the Northeast 1/4 of said Section 8, to its intersection with a line that is 10.00 feet East of when measure perpendicular to the Easterly right of way line of aforesaid State Road 429; thence S 20°48'24" E, 836.45 feet along said parallel line to a point on a Deed described in Official Records Book 9324, Page 367 of the Public Records of Orange County Florida; thence run along said Deed the following six courses; S 87°25'27" E, 291.32 feet; thence N 88°48'53" E, 166.97 feet; N 86°44'00" E, 142.45 feet; N 06°27'19" W, 91.16 feet; N 28°52'42" E, 302.51 feet; N 69°30'43" E, 659.82 feet to a point on a deed described in Official Records Book 10810, Page 147 of the Public Records of Orange County Florida; thence run along said Deed the following four courses; N 84°17'43" E, 306.52 feet; N 55°03'52" E, 1274.60 feet; N 33°11'17" E, 877.94 feet; N 08°37'23" E, 258.89 feet; thence N 89°46'07" E, 980.18 feet along the North line of the Northwest 1/4 of said Section 9 to the Northeast corner thereof; thence S 00°03'05" W, 2653.53 feet along the East line of the Northwest 1/4 of said Section 9 to the Southeast corner thereof; thence S 89°44'05" W, 1325.36 feet along the South line of the Southeast 1/4 of the Northwest 1/4 of Section 9 to the Southwest corner thereof; thence S 00°08'51" W, 1314.23 feet along the East line of the Northwest 1/4 of the Southwest 1/4 of Section 9 to the Southeast corner thereof; thence N 89°45'10" E, 1327.55 feet along the North line of the Southeast 1/4 of the Southwest 1/4 of Section 9 to the Northeast corner thereof; thence S 00°03'05" W, 1314.64 feet along the East line of the Southeast 1/4 of the Southwest 1/4 of Section 9 to the Southeast corner of the Southwest 1/4 of Section 9; thence N 89°53'46" E, 2633.36 feet along the South line of the Southeast 1/4 of Section 9 to the Southeast corner thereof and the Southwest corner of Section 10, Township 24 South, Range 27 East; thence N 00°15'35" E, 5286.81 feet along the West section line of Section 10 to the Northwest corner thereof and the Southwest corner of Section 3, Township 24 South, Range 27 East; thence N 00°11'50" W, 2661.64 feet along the West line of the Southwest 1/4, Section 3 to the Northwest corner thereof; thence N 89°39'50" E, 3976.31 feet along the North line of the South half of Section 3 to the Northeast corner of the Northwest 1/4 of the Southeast 1/4 of Section 3; thence S 00°04'39" E, 1326.78 feet along the East line of the Northwest 1/4 of the Southeast 1/4 of Section 3 to the Northwest corner of the Southeast 1/4 of the Southeast 1/4 of Section 3; thence N 89°37'16" E, 1328.99 feet along the North line of the Southeast 1/4 of the Southeast 1/4 of Section 3 to the Northeast corner thereof and the Northwest corner of the Southwest 1/4 of the Southwest 1/4 of Section 2, Township 24 South, Range 27 East; thence N 00°07'50" W, 1325.78 feet along the West line of Northwest 1/4, of the Southwest 1/4, of Section 2 to the Northwest corner thereof; thence N 00°07'43" W, 400.13 feet along the West line of the Northwest 1/4, of Section 2; thence run along the Northerly boundary of a deed recorded in Official Records Book 1457, Page 934 of the Public Records of Orange County Florida the following three courses; N 86° 46'13" E, 1024.87 feet; N 77°37'23" E, 1103.42 feet; N 53°18'38" E, 1872.82 feet to a point on the Southerly right-of-way line of Reams Road as shown on Plat book 3, Page 85 of the Public Records of Orange County Florida; thence run along said right-of-way line the following three courses; S 43°40'10" E, 1382.92 feet to the beginning of a curve concave to the Northeast, having a radius of 546.86 feet and a central angle of 46°21'00"; thence run Southeasterly along the arc of said curve 442.39 feet; thence N 89°58'50" E, 341.61 feet; thence leaving said right-of-way, run S 00°19'24" E, 603.75 feet along the East line of the Northeast 1/4 of Section 2, to the Southeast corner thereof, and the Northwest corner of the Northwest 1/4 of the Southwest 1/4 of Section 1, Township 24 South, Range 27 East; thence N 89°43'47" E, along the North line of the Northwest 1/4 of the Southwest 1/4 of Section 1, 1297.19 feet to a point 25 feet West of the Northeast corner of the Northwest 1/4 of the Southwest 1/4 of Section 1; thence N 00°12'21" W, 598.76 feet along a line that is 25.00 feet West of and parallel to the West line of the Southeast 1/4 of the Northwest 1/4 of Section 1 to the Southerly right-of-way line of aforesaid Reams Road; thence N 89°56'46" E, 100.00 feet along said Southerly right-of-way of Reams Road; thence run along the Easterly and Northerly boundary of a deed recorded in Official Records Book 1465, Page 307 of the Public Records of Orange County Florida the following five courses; S 02°04'12" E, 523.43 feet; N 89°43'40" E, 52.00 feet; S 00°12'21" E, 49.00 feet; N 89°43'41" E,

229.00 feet; S 00°12'25" E, 26.23 feet; thence N 89°43'47" E, 1039.16 feet along the North line of the South half of Section 1 to a point 90.00 feet East of the Northeast corner of the Southwest 1/4 of Section 1; thence S 05°34'33" W, 911.86 feet; thence S 00°05'18" E, 420.00 feet along the East line of the Northeast 1/4 of the Southwest 1/4 of Section 1 to the Southeast corner thereof; thence N 89°44'10" E, 2649.93 feet along the North line of the South half of the Southeast 1/4 of Section 1 to the Point of Beginning, containing 18508.530 acres more or less.

Less the following described parcels:

That portion of Lots 110 and 111 of the Munger and Company Subdivision of Section 22, Township 24 South, Range 28 East according to the Plat recorded in Plat Book E Page 22 of the Public Records of Orange County Florida, being more particularly described as:

Commence at the Northwest corner of the Southwest 1/4 of the Southwest 1/4 of Section 22, run S 89°27'13" E, 464.18 feet along the North line of the Southwest 1/4 of the Southwest 1/4 of Section 22; thence S 00°32'47" W, 15.00 feet to a point on the North line of said Lot 111 and the Point of Beginning; thence S 89°27'13" E, 300.00 feet along the North line of Lots 110, and 111 to the West right-of-way of State Road 535 as shown in map section 75280-2465 and dated 2/22/1993; thence S 04°05'32" E, 150.49 feet along the said right-of-way; thence N 89°27'13" W, 312.17 feet along the South line of the North 150.00 feet said Lots 110 and 111; thence N 00°32'47" E, 150.00 feet to the Point of Beginning, containing 1.054 acres more or less.

AND

That part of the Northwest 1/4 of the Southeast 1/4 of the Southwest 1/4 and the Northeast 1/4 of the Southwest 1/4 of the Southwest 1/4 of Section 22, Township 24 South, Range 28 East, being more particularly described as:

Commence at the Northwest corner of the Southwest 1/4 of the Southwest 1/4 of Section 22, run along the North line of the South 1/2 of the Southwest 1/4 of Section 22, S 89°27'13" E, 985.26 feet, to the Point of Beginning; thence continue along said line S 89°27'13" E, 642.78 feet; thence run along the Westerly right-of-way line of State Road 400 as shown in map section 75280-2465 and dated 2/22/1993 the following three courses; S 46°05'23" W, 681.12 feet to a point on a non-tangent curve concave Northerly having a radius of 60.00 feet, and a central angle of 118°45'23"; from a tangent bearing of S 46°06'36" W run Westerly along the arc of said curve, 124.36 feet; N 15°07'40" W, 205.41 feet; thence run along the West line of Lot 109 of the Munger and Company Subdivision of Section 22, according to the Plat recorded in Plat Book E Page 22 of the Public Records of Orange County Florida, N 00°14'30" E, 252.64 feet to the Point of Beginning, containing 4.225 acres more or less.

AND

A parcel of land lying in Section 21, Township 24 South, Range 27 East, Orange County, Florida, and being more particularly described as follows:

Commence at the Southwest corner of the Southeast 1/4 of said Section 21, run along the South line of the Southeast 1/4 of said Section 21, N 89°48'15" E, 660.44 feet; thence run along the East line of the West 1/2 of the Southwest 1/4 of the Southeast 1/4 of said Section 21, N 00°06'58" E, 45.92 feet to a point on the right of way line of State Road 429 as described in Official Records Book 7106, Page 2802 of the Public Records of Orange County Florida and the Point of Beginning; thence run along said right of way line the following courses; said point being on a non-tangent curve concave Easterly having a radius of 808.57 feet, and a central angle of 12°10'43"; from a tangent bearing of N 27°06'04" W run Northerly along the arc of said curve, 171.87 feet; to a point on a non-tangent curve concave Easterly having a radius of 813.16 feet, and a central angle of 13°13'43"; from a tangent bearing of N 13°24'32" W run Northerly along the arc of said curve, 187.75 feet; N 00°10'49" W, 34.65 feet; N 34°53'25" W, 249.37 feet; thence S 89°49'15" W, 363.27; thence S 44°56'13" W, 63.78 feet; thence N 00°05'30" E, 270.02 feet; thence S 45°02'35" E, 63.51 feet; thence N 89°49'15" E, 487.12 feet; thence N 00°

10'49" W, 63.00 feet to a point on a non-tangent curve concave Northerly having a radius of 230.30 feet, and a central angle of 26°54'59"; thence from a tangent bearing of N 89°49'10" E run Easterly along the arc of said curve, 108.19 feet; thence S 00°06'57" W, 854.01 feet along the East line of the West 1/2 of the Southwest 1/4 of the Southeast 1/4 of said Section 21 to the Point of Beginning, containing 4.099 Acres, more or less.

AND

A parcel of land lying in Section 8, Township 24 South, Range 27 East, Orange County, Florida, and being more particularly described as follows:

Commence at the Southwest corner of said Section 8, run along the South line of the Southwest 1/4 of said Section 8, N 89°50'41" E, 1330.48 feet to the Southwest corner of the Southeast 1/4 of the Southwest 1/4 of said Section and Point of Beginning; thence run along the West line of the Southeast 1/4 of the Southwest 1/4 of said Section, N 00°34'59" E, 242.55 feet to a point on the Easterly right of way line of County Road 545 as shown on Orange County right of way map, Project number 12167.001 dated November 14, 2014 and a point on a non-tangent curve concave Westerly having a radius of 3060.00 feet, and a central angle of 18°29'12"; thence from a tangent bearing of N 18°00'02" E run Northerly along the arc of said curve and right of way line, 987.32 feet; thence run along said right of way line, N 00°29'10" W, 101.48 feet; thence run along the North line of the Southeast 1/4 of the Southwest 1/4 of said Section, N 89°52'12" E, 1189.00 feet to the Northeast corner thereof; thence run along the West line of the Northwest 1/4 of the Southeast 1/4 of said Section, N 00°25'36" E, 1264.73 feet to a point on the Hartzog Road right of way line as described in Official Records Book 9735, Page 8005 of the Public Records of Orange County Florida; thence run along said right of way line the following four courses; N 89°53'40" E, 207.17 feet to a point of curvature of a curve concave Southwesterly having a radius of 802.00 feet, and a central angle of 65°19'49"; run Southeasterly along the arc of said curve, 914.46 feet; S 24°46'31" E, 499.49 feet; thence S 23°37'46" E, 1806.70 feet to a point on the South line of said Section 8; thence run along said South line, S 89°50'41" W, 3220.01 feet to the Point of Beginning, containing 114.287 Acres, more or less.

AND

A parcel of land lying in Section 21, Township 24 South, Range 27 East, Orange County, Florida, and being more particularly described as follows:

Commence at the Southwest corner of the Southeast 1/4 of said Section 21, run along the West line of the Southeast 1/4 of said Section 21, N 00°05'30" E, 2639.67 feet to the Northwest corner thereof; thence S 89°44'35" E, 242.86 feet along the North line of the Southeast 1/4 of said Section 21, to a point on the Westerly right of way line of State Road 429 as described in Official Records Book 7106, Page 2802 of the Public Records of Orange County Florida and the Point of Beginning; thence S 89°44'35" E, 373.80 feet along the North line of the Southeast 1/4 of said Section 21, to a point on the Easterly right of way line of State Road 429; thence run along said Easterly right of way line the following four courses; S 23°48'31" E, 112.11 feet to a point of curvature of a curve concave Northeasterly having a radius of 2776.91 feet, and a central angle of 18°14'12"; run Southeasterly along the arc of said curve, 883.86 feet; S 42°02'46" E, 340.85 feet to a point of curvature of a curve concave Southwesterly having a radius of 1721.96 feet, and a central angle of 09°21'52"; run Southeasterly along the arc of said curve, 281.43 feet; thence departing said Easterly right of way line run, N 89°58'14" W, 807.21 feet along the South line of the North 1/2 of the Southeast 1/4 of said Section 21 to a point on the aforesaid Westerly right of way line; thence run along said line the following courses, N 17°48'35" W, 924.64 feet; S 72°11'25" W, 37.05 feet; N 20°48'35" W, 481.54 feet to the Point of Beginning, containing 15.875 Acres, more or less.

Containing in aggregate 18368.992 acres more or less in Orange County Florida.

(2) In Osceola County, Florida:

A parcel of land lying in Sections 1, 2, 11 through 14, 23 through 26, Township 25 South, Range 27 East, and Sections 5 through 9, 16 through 20, 30 and 31, Township 25 South, Range 28 East, Osceola County, Florida, and being more particularly described as follows:

Begin at the Northwest corner of said Section 6, run along the North line of the Northwest 1/4 of Section 6, Township 25 South, Range 28 East run, S 89°56'54" E, 2748.82 feet to the Northeast corner thereof; thence S 89°36'01" E, 2646.94 feet along the North line of the Northeast 1/4 of said Section 6 to the Northeast corner thereof; thence entering Section 5, Township 25 South, Range 28 East run N 89°42'15" E, 2600.72 feet along the North line of the Northwest 1/4 of said Section 5 to the Northeast corner thereof; thence S 89°17'26" E, 153.63 feet along the North line of the Northeast 1/4 of said Section 5 to a point on the State Road 400 right of way line shown on Map Section 92130-2401 and dated August 28, 1969; thence run along said right of way line the following three courses; S 38°30'29" W, 248.14 feet to a point of curvature of a curve concave Northwesterly having a radius of 85794.19 feet, and a central angle of 01° 26'58"; run Southwesterly along the arc of said curve, 2170.39 feet; S 39°57'27" W, 2021.20 feet; thence S 01°12'07" W, 1838.47 feet along the West line of the Southwest 1/4 of said Section 5 to the Southwest corner thereof; thence entering Section 8, Township 25 South, Range 28 East run N 89°47'15" E, 2643.05 feet along the North line of the Northwest 1/4 of said Section 8 to the Northeast corner thereof; thence N 89°44'15" E, 2642.73 feet along the North line of the Northeast 1/4 of said Section 8 to the Northeast corner thereof; thence entering Section 9, Township 25 South, Range 28 East run N 89°47'42" E, 1315.60 feet along the North line of the West 1/2 of the Northwest 1/4 of said Section 9 to the Northeast corner thereof; thence S 00°04'39" E, 2645.23 feet along the East line of the West 1/2 of the Northwest 1/4 of said Section 9; thence S 00°03'27" E, 1320.49 feet along the East line of the Northwest 1/4 of the Southwest 1/4 of said Section 9; thence N 89°46'36" E, 1311.24 feet along the North line of the Southeast 1/4 of the Southwest 1/4 of said Section 9; thence N 89°54'53" E, 1343.01 feet along the North line of the Southwest 1/4 of the Southeast 1/4 of said Section 9; thence S 00° 00'12" E, 1320.26 feet along the East line of the Southwest 1/4 of the Southeast 1/4 of said Section 9; thence S 89°58'40" W, 1342.90 feet along the South line of the Southwest 1/4 of the Southeast 1/4 of said Section 9; thence S 89°42'06" W, 1310.10 feet along the South line of the Southeast 1/4 of the Southwest 1/4 of said Section 9; thence entering Section 16, Township 25 South, Range 28 East run S 00°42'14" E, 1335.79 feet along the East line of the Northwest 1/4 of the Northwest 1/4 of said Section 16; thence S 89°44'25" W, 1319.70 feet along the South line of the Northwest 1/4 of the Northwest 1/4 of said Section 16; thence S 00°17'31" E, 1334.87 feet along the West line of the Southwest 1/4 of the Northwest 1/4 of said Section 16; thence N 89°46'42" E, 2658.61 feet along the North line of the Southwest 1/4 of said Section 16; thence S 01°06'54" E, 1338.43 feet along the East line of the Northeast 1/4 of the Southwest 1/4 of said Section 16; thence S 89°51'04" W, 2677.84 feet along the South line of the North 1/2, of the Southwest 1/4 of said Section 16; thence S 00°17'31" E, 1334.87 feet West line of the Southwest 1/4 of the Southwest 1/4 of said Section 16 to the Southwest corner of said Section 16; thence entering Section 20, Township 25 South, Range 28 East run S 00°20'44" E, 5339.36 feet along the East line of said Section 20 to the Southeast corner thereof; thence S 89°31'09" W, 5313.04 feet along the South line of said Section 20 to the Southwest corner thereof; thence entering Section 30, Township 25 South, Range 28 East run S 00°24'07" W, 5287.28 feet along the East line of said Section 30 to the Southeast corner thereof; thence entering Section 31, Township 25 South, Range 28 East run S 00°25'58" W, 2630.53 feet along the East line of the Northeast 1/4 of said Section 31 to the Southeast corner thereof; thence S 00°26'32" W, 1339.91 feet along the East line of the Northeast 1/4 of the Southeast 1/4 of said Section 31; thence S 89°38'07" W, 1325.49 feet along the South line of the Northeast 1/4 of the Southeast 1/4 of said Section 31; thence N 00°21'55" E, 1337.78 feet along the West line of the Northeast 1/4 of the Southeast 1/4 of said Section 31; thence S 89° 32'39" W, 663.66 feet along the South line of the East 1/2 of the West 1/2 of the Northeast 1/4 of said Section 31; thence N 00°19'27" E, 2635.75 feet along the West line of the East 1/2 of the West 1/2 of the Northeast 1/4 of said Section 31; thence entering Section 30, Township 25 South, Range 28 East run S 89°41'46" W, 665.30 feet along the South line of the Southeast 1/4 of said Section 30 to the Southwest corner thereof; thence S 89°41'31" W, 2661.88 feet

along the South line of the Southwest 1/4 of said Section 30 to the Southwest corner thereof; thence entering Section 25, Township 25 South, Range 27 East run S 89°54'33" W, 2658.96 feet run along the South line of the Southeast 1/4 of said Section 25 to the Southwest corner thereof; thence S 89°52'03" W, 2644.80 feet along the South line of the Southwest 1/4 of said Section 25 to the Southwest corner thereof; thence entering Section 26, Township 25 South, Range 27 East run S 89°49'42" W, 1327.07 feet along the South line of the Southeast 1/4 of the Southeast 1/4 of said Section 26; thence N 00° 03'44" W, 1330.70 feet along West line of the Southeast 1/4 of the Southeast 1/4 of said Section 26; thence S 89°52'21" W, 1326.94 feet along South line of the Northwest 1/4 of the Southeast 1/4 of said Section 26; thence N 00°03'24" W, 1331.72 feet along West line of the Northwest 1/4 of the Southeast 1/4 of said Section 26; thence S 89° 55'00" W, 1666.58 feet along the South line of the Northwest 1/4 of said Section 26; thence N 00°00'25" W, 1930.44 feet along the West line of the East 5/8 of the Northwest 1/4 of said Section 26, to a point on the Easterly right of way line of State Road 400 as described in Official Records Book 2326, Page 701 of the Public Records of Osceola County Florida and a non-tangent curve concave Southeasterly having a radius of 3921.00 feet, and a central angle of 14°53'09"; thence from a tangent bearing of N 25°02'25" E run Northeasterly along the arc of said curve and right of way line, 1018.71 feet; thence continue along said right of way line the following two courses; N 39°57'15" E, 901.93 feet; N 50°02'45" W, 9.00 feet; thence N 39°57'15" E, 654.77 feet along the State Road 400 right of way line shown on Map Section 92130-2401 and dated August 28, 1969; thence N 89°45'55" E, 128.02 feet along the North line of the Southeast 1/4 of the Southwest 1/4 Section 23, Township 25 South, Range 27 East; thence N 00°05'36" E, 3974.79 feet along the West line of the East 1/2 of said Section 23; thence entering Section 14, Township 25 South, Range 27 East run N 00°01'48" W, 1338.67 feet along West line of the Southwest 1/4 of the Southeast 1/4 of said Section 14; thence S 89°58'43" W, 431.70 feet along the South line of the Northeast 1/4 of the Southwest 1/4 of said Section 14; thence N 00°04'30" W, 1337.83 feet along the East line of the West 235.00 feet of the East 1/2 of the Northeast 1/4 of the Southwest 1/4 of said Section 14; thence S 89°52'00" W, 235.00 feet along the South line of the Northwest 1/4 of said Section 14; thence N 00° 04'30" W, 1328.24 feet along the West line of East 1/2 of the Southeast 1/4 of the Northwest 1/4 of said Section 14; thence S 89° 49'34" W, 334.40 feet along the South line of the East 1/2 of the West 1/2 of the Northeast 1/4 of the Northwest 1/4 of said Section 14; thence N 00°05'51" W, 1328.00 feet along the West line of the East 1/2 of the West 1/2 of the Northeast 1/4 of the Northwest 1/4 of said Section 14; thence entering Section 11, Township 25 South, Range 27 East run S 89°47'08" W, 1004.74 feet along the Southwest 1/4 of said Section 11; thence N 00°10'06" E, 666.14 feet along the West line of the Southeast 1/4 of the Southwest 1/4 of the Southwest 1/4 of said Section 11; thence S 89°53'39" W, 419.88 feet along the South line of the Northwest 1/4 of the Southwest 1/4 of the Southwest 1/4 of said Section 11; thence N 00°16'32" E, 208.71 feet along a line that is 208.71 feet East of and parallel with the East right of way line of County Road 545 as shown on Map Section 9257-150 dated June 21, 1955; thence S 89°53'43" W, 208.71 feet along a line that is 208.71 feet North of and parallel with South line of the Southwest 1/4 of said Section 11; thence N 00°16'32" E, 458.63 feet along the aforesaid East right of way line of County Road 545; thence S 89°59'41" E, 293.67 feet along the North line of the Northwest 1/4 of the Southwest 1/4 of the Southwest 1/4 of said Section 11; thence N 00° 13'21" E, 666.77 feet along the West line of the East 1/2 of the Southwest 1/4 of the Northwest 1/4 of the Southwest 1/4 of said Section 11; thence S 89°53'03" E, 666.11 feet along the North line of the South 1/2 of the Northwest 1/4 of the Southwest 1/4 of said Section 11; thence N 00°06'58" E, 615.49 feet along the West line of the East 1/2 of the Northeast 1/4 of the Northwest 1/4 of the Southwest 1/4 of said Section 11; thence S 89°46'25" E, 332.34 feet along a line 50.00 feet South of and parallel with the North line of the Southwest 1/4 of said Section 11; thence N 00°13'26" E, 50.00 feet West line of the Northeast 1/4 of the Southwest 1/4 of said Section 11; thence S 89°46'24" E, 332.44 feet along the South line of the West 1/2 of the Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of said Section 11; thence N 00°00'19" W, 663.86 feet along the West line of the East 1/2 of the Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of said Section 11; thence S 89° 51'37" E, 331.87 feet along the North line of the East 1/2 of the Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of said

Section 11; thence N 00°03'15" W, 1328.72 feet along the West line of the East 1/4 of the Northwest 1/4 of said Section 11; thence N 89°57'56" E, 661.47 feet along the North line of the Southeast 1/4 of the Northeast 1/4 of the Northwest 1/4 of Section 11; thence N 00°09'07" W, 665.37 feet along the West line of the Northeast 1/4 of said Section 11 to the Northwest corner of the Northeast 1/4 of said Section 11; thence entering Section 2, Township 25 South, Range 27 East run N 00°22'03" E, 5290.72 feet along the West line of the East 1/2 of said Section 2; thence S 89°44'07" W, 495.03 feet along a line 10.00 feet South of and parallel with the North line of the Northwest 1/4 of said Section 2; thence S 00°22'03" W, 1390.09 feet along a line 495.00 feet West of and parallel with the West line of the East 1/2 of said Section 2; thence S 89°44'07" W, 2110.14 feet along a line 1400.00 feet South of and parallel with the North line of the Northwest 1/4 of said Section 2 to a point on the Easterly boundary of de-annexation Resolution No. 442 on record at Reedy Creek Improvement District; thence run along said boundary the following courses; N 02°17'23" E, 40.72 feet; N 18°56'28" E, 11.18 feet; N 00°08'32" E, 14.20 feet; N 45°08'32" E, 35.36 feet; S 89°51'28" E, 4.49 feet; N 00°08'32" E, 60.00 feet; N 44°51'28" W, 35.36 feet; N 00°08'32" E, 10.44 feet; N 44°51'28" W, 4.24 feet; N 00°08'32" E, 346.14 feet; N 01°09'08" W, 176.69 feet; N 44°51'28" W, 39.61 feet; N 00°08'32" E, 660.14 feet to a point on the North line of the Northwest 1/4 of said Section 2 and being 25.00 feet East of the Northwest corner of said Section 2; thence N 89°44'07" E, 2636.05 feet along the North line of the Northwest 1/4 of said Section 2 to the Northeast corner thereof; thence N 89°48'35" E, 2652.59 feet along the North line of the Northeast 1/4 of said Section 2 to the Northeast corner thereof; thence entering Section 1, Township 25 South, Range 27 East run N 89°46'36" E, 2656.21 feet along the North line of the Northwest 1/4 of said Section 1 to the Northeast corner thereof; thence N 89°50'04" E, 2658.48 feet along the North line of the Northeast 1/4 of said Section 1 to the Northeast corner thereof to the Point of Beginning, containing 11063.93, acres more or less.

Less and except the following:

A parcel of land lying in Sections 11, Township 25 South, Range 27 East, Osceola County, Florida, and being more particularly described as follows:

Commence at the Northwest corner of the Northeast 1/4 of said Section 11, run along the West line of the Northeast 1/4 of said Section 11, S 00°09'07" E, 132.00 feet; thence N 89°52'08" E, 1175.60 feet along a line that is 132.00 feet South of and parallel with the North line of the Northeast 1/4 of said Section 11 to a point on the boundary of de-annexation Resolution No. 291 as described in Official Records Book 1235, Page 1769 of the Public Records of Osceola County, Florida, and the Point of Beginning; thence continue along aforesaid parallel line, N 89°52'08" E, 240.18 feet to a point on a deed recorded in Official Records Book 1563, Page 2410 of the Public Records of Osceola County Florida; thence run along said line following two courses; S 79°55'37" E, 62.09 feet; N 89°52'08" E, 193.48 feet to a point on a deed recorded in Official Records Book 1674, Page 2470 of the Public Records of Osceola County Florida; thence run along said deed the following five courses; S 00°07'52" E, 207.00 feet; S 89°52'08" W, 350.00 feet; S 00°07'52" E, 500.00 feet; N 89°52'08" E, 400.00 feet; N 00°07'52" W, 707.00 feet to a point on the aforementioned deed recorded in Official Records Book 1563, Page 2410; thence run along said deed the following courses; N 89°52'09" E, 2.14 feet; S 45°03'23" E, 42.36 feet; S 00°00'00" E, 174.79 feet to a point of curvature of a curve concave Easterly having a radius of 1597.84 feet, and a central angle of 09°05'25"; run Southerly along the arc of said curve, 253.51 feet; S 09°05'25" E, 282.87 feet to a point of curvature of a curve concave Westerly having a radius of 1457.85 feet, and a central angle of 26°10'31"; run Southerly along the arc of said curve, 666.01 feet; S 17°05'06" W, 544.65 feet to a point of curvature of a curve concave Northeasterly having a radius of 1597.85 feet, and a central angle of 102°07'51"; run Southeasterly along the arc of said curve, 2848.19 feet to a point on a deed recorded in Official Records Book 1674, Page 2470 of the Public Records of Osceola County Florida; thence departing deed recorded in Official Records Book 1674, Page 2470 following the deed recorded in Official Records Book 1674, Page 2470 following courses; said point being a point of compound curvature of a curve concave Northerly having a radius of 1597.89 feet, and a central angle of 07°30'00"; run Easterly along the arc of said curve, 209.16 feet; S 54°40'11" E, 66.55 feet; S 12°49'30" E, 117.68 feet to a point on a non-tangent

curve concave Easterly having a radius of 2009.86 feet, and a central angle of 24°18'27"; from a tangent bearing of S 10°48'36" W run Southerly along the arc of said curve, 852.67 feet; S 13°29'51" E, 341.79 feet; S 13°29'51" E, 408.71 feet to a point of curvature of a curve concave Westerly having a radius of 1809.86 feet, and a central angle of 11°41'10"; run Southerly along the arc of said curve, 369.14 feet; to a point of compound curvature of a curve concave Westerly having a radius of 1809.86 feet, and a central angle of 17°06'44"; thence run Southerly along the arc of said curve, 540.54 feet; S 15°17'58" W, 294.15 feet; thence departing said deed run along the Westerly right of way line of State Road 400 and World Drive Interchange as described in Official Records Book 1659, Page 1492 of the Public Records of Osceola County Florida the following courses; S 15°15'17" W, 300.03 feet; N 74°44'43" W, 45.00 feet; S 17°31'41" W, 302.54 feet; thence S 15°15'11" W, 177.35 feet to a point on a non-tangent curve concave Easterly having a radius of 4501.37 feet, and a central angle of 06°46'34"; from a tangent bearing of S 15°15'19" W run Southerly along the arc of said curve, 532.35 feet; S 08°28'42" W, 421.43 feet; S 81°31'15" E, 26.00 feet; S 08°28'45" W, 543.00 feet; N 81°31'15" W, 26.00 feet; S 08°28'44" W, 1288.75 feet to a point of curvature of a curve concave Northwesterly having a radius of 1051.92 feet, and a central angle of 30°21'09"; run Southwesterly along the arc of said curve, 557.26 feet; S 38°49'53" W, 892.32 feet to a point on the aforesaid Reedy Creek Improvement District de-annexation Resolution No. 291; thence run along said de-annexation boundary the following courses; N 34°24'01" W, 342.34 feet; thence N 41°10'58" E, 504.10 feet; N 56°53'24" W, 1046.80 feet; N 00°00'05" W, 182.99 feet; N 00°00'05" W, 262.45 feet; N 00°00'05" W, 604.56 feet; N 20°22'32" E, 1354.78 feet; N 39°36'34" E, 1142.27 feet; N 89°59'55" E, 550.00 feet; N 00°00'05" W, 1600.00 feet; N 53°58'26" W, 680.07 feet; N 11°08'10" W, 1105.17 feet; N 44°36'19" W, 1268.50 feet; N 61°15'45" W, 889.74 feet; N 18°33'37" W, 469.54 feet; thence N 00°00'05" W, 391.70 feet; N 89°59'55" E, 48.91 feet; N 06°11'23" E, 746.77 feet; thence N 13°51'33" E, 679.15 feet; N 45°31'55" E, 264.41 feet; N 89°59'55" E, 356.15 feet; thence N 00°00'05" W, 317.21 feet to the Point of Beginning, containing 263.49 acres, more or less.

AND

A parcel of land lying in Sections 11 and 12, Township 25 South, Range 27 East, Osceola County, Florida, and being more particularly described as follows:

Commence at the Northwest corner of the Northeast 1/4 corner of said Section 11, run along the North line of the Northeast 1/4 of said Section 11, S 00°09'07" E, 132.00 feet; thence N 89°52'08" E, 1922.52 feet along a line that is 132.00 feet South of and parallel with the North line of the Northeast 1/4 of said Section 11 to a point on Southerly right of way line of State Road 530 and a point on the boundary of de-annexation Resolution No. 291 as described in Official Records Book 1235, Page 1769 of the Public Records of Osceola County, Florida, and the Point of Beginning; thence run along said boundaries the following five courses; N 89°52'07" E, 728.48 feet; N 89°52'44" E, 1251.91 feet; N 89°50'43" E, 190.56 feet to a point on a non-tangent curve concave Northeasterly having a radius of 814.00 feet, and a central angle of 20°35'33"; from a tangent bearing of S 19°06'55" E run Southeasterly along the arc of said curve, 292.56 feet; to a point on a non-tangent curve concave Northeasterly having a radius of 1073.93 feet, and a central angle of 17°34'32"; from a tangent bearing of S 36°35'41" E run Southeasterly along the arc of said curve, 329.43 feet; thence departing said right of way line continue along the aforesaid de-annexation boundary the following courses; S 00°08'00" E, 455.76 feet; N 89°52'00" E, 20.00 feet; S 00°08'00" E, 488.84 feet to a point on a non-tangent curve concave Westerly having a radius of 1759.86 feet, and a central angle of 33°38'13"; from a tangent bearing of S 00°08'08" E run Southerly along the arc of said curve, 1033.17 feet; S 33°30'09" W, 1183.50 feet to a point of curvature of a curve concave Southeasterly having a radius of 2059.86 feet, and a central angle of 14°13'45"; run Southwesterly along the arc of said curve, 511.56 feet; to a point on a non-tangent curve concave Northerly having a radius of 1457.89 feet, and a central angle of 12°05'33"; from a tangent bearing of S 82°51'48" W run Westerly along the arc of said curve, 307.69 feet; to a point of compound curvature of a curve concave Northerly having a radius of 1457.79 feet, and a central angle of 29°15'05"; run Westerly along the arc of said curve, 744.25 feet; N 34°12'14" E, 149.99 feet; N 38°16'56" W, 139.49 feet; N 20°31'56" W, 110.01 feet; N 70°14'49" W, 129.46 feet; N 45°48'22" W, 132.54 feet; S

89°14'11" W, 181.70 feet to a point on a non-tangent curve concave Easterly having a radius of 1457.85 feet, and a central angle of 47°22'50"; from a tangent bearing of N 30°17'44" W run Northerly along the arc of said curve, 1205.56 feet; N 17°05'06" E, 386.62 feet; S 72°54'50" E, 290.44 feet; N 10°23'11" E, 320.40 feet; N 04°30'12" E, 320.81 feet; N 87°47'48" W, 244.99 feet to a point on a non-tangent curve concave Westerly having a radius of 1597.84 feet, and a central angle of 11°17'38"; from a tangent bearing of N 02°12'13" E run Northerly along the arc of said curve, 314.96 feet; N 09°05'25" W, 282.87 feet to a point of curvature of a curve concave Easterly having a radius of 1457.85 feet, and a central angle of 09°05'25"; run Northerly along the arc of said curve, 231.30 feet; N 00°00'00" E, 186.09 feet; N 44°56'12" E, 42.49 feet to the Point of Beginning, containing 191.436 Acres, more or less.

AND

A parcel of land lying in Sections 12 and 13, Township 25 South, Range 27 East and Section 7, Township 25 South, Range 28 East, Osceola County, Florida, and being more particularly described as follows:

Commence at the Northwest corner of said Section 7, run along the West line of the Northwest 1/4 of said Section 7, S 00°16'52" W, 182.00 feet, to a point on Southerly right of way line of State Road 530 and a point on the boundary of de-annexation Resolution No. 291 as described in Official Records Book 1235, Page 1769 of the Public Records of Osceola County, Florida, and the Point of Beginning; thence run along said de-annexation boundary the following courses; N 89°36'48" E, 1370.16 feet to a point on a non-tangent curve concave Southerly having a radius of 2774.79 feet, and a central angle of 14°35'33"; from a tangent bearing of S 87°18'45" E run Easterly along the arc of said curve, 706.70 feet; S 72°43'12" E, 120.32 feet; S 68°43'12" E, 476.40 feet to a point of curvature of a curve concave Southwesterly having a radius of 310.00 feet, and a central angle of 64°11'44"; run Southeasterly along the arc of said curve, 347.33 feet; to a point of compound curvature of a curve concave Westerly having a radius of 710.00 feet, and a central angle of 43°41'01"; run Southerly along the arc of said curve, 541.32 feet; S 39°09'33" W, 593.50 feet; S 39°49'53" W, 428.75 feet to a point on a non-tangent curve concave Northwesterly having a radius of 17038.73 feet, and a central angle of 00°07'01"; from a tangent bearing of S 39°57'15" W run Southwesterly along the arc of said curve, 34.76 feet; to a point of compound curvature of a curve concave Northwesterly having a radius of 17038.73 feet, and a central angle of 00°07'00"; run Southwesterly along the arc of said curve, 34.73 feet; to a point of compound curvature of a curve concave Northwesterly having a radius of 17038.73 feet, and a central angle of 05°07'15"; run Southwesterly along the arc of said curve, 1522.83 feet; to a point of reverse curvature of a curve concave Southeasterly having a radius of 17338.73 feet, and a central angle of 07°18'35"; run Southwesterly along the arc of said curve, 2212.08 feet; to a point of compound curvature of a curve concave Southeasterly having a radius of 17338.73 feet, and a central angle of 03°23'57"; run Southwesterly along the arc of said curve, 1028.62 feet; to a point of reverse curvature of a curve concave Northwesterly having a radius of 17038.73 feet, and a central angle of 05°03'27"; run Southwesterly along the arc of said curve, 1503.98 feet; S 44°18'34" W, 2356.77 feet to a point on a non-tangent curve concave Northerly having a radius of 451.67 feet, and a central angle of 120°17'51"; from a tangent bearing of S 44°19'15" W run Westerly along the arc of said curve, 948.32 feet; to a point of compound curvature of a curve concave Easterly having a radius of 1767.86 feet, and a central angle of 30°38'14"; run Northerly along the arc of said curve, 945.31 feet; N 15°15'17" E, 57.43 feet; N 74°44'43" W, 42.00 feet; N 10°06'45" E, 301.24 feet; N 15°17'20" E, 293.98 feet to a point on a non-tangent curve concave Westerly having a radius of 2009.86 feet, and a central angle of 28°47'54"; from a tangent bearing of N 15°18'05" E run Northerly along the arc of said curve, 1010.21 feet; N 13°29'49" W, 750.50 feet to a point of curvature of a curve concave Easterly having a radius of 1809.86 feet, and a central angle of 30°18'27"; run Northerly along the arc of said curve, 957.35 feet; N 46°27'10" E, 105.97 feet; to a point on a non-tangent curve concave Southeasterly having a radius of 1759.86 feet, and a central angle of 13°41'33"; from a tangent bearing of N 19°48'38" E run Northeasterly along the arc of said curve, 420.57 feet; N 33°30'11" E, 1183.50 feet to a point of curvature of a curve concave Westerly having a radius of 2059.86 feet, and a central

angle of 33°23'10"; run Northerly along the arc of said curve, 1200.27 feet; N 05°42'05" E, 369.98 feet to a point of curvature of a curve concave Southeasterly having a radius of 426.87 feet, and a central angle of 56°29'55"; run Northeasterly along the arc of said curve, 420.93 feet; N 62°12'02" E, 1022.85 feet to a point of curvature of a curve concave Southerly having a radius of 1789.72 feet, and a central angle of 15°19'53"; run Easterly along the arc of said curve, 478.90 feet; to a point on a non-tangent curve concave Southerly having a radius of 1791.86 feet, and a central angle of 03°26'13"; from a tangent bearing of N 78°45'37" E run Easterly along the arc of said curve, 107.49 feet; to a point of compound curvature of a curve concave Southerly having a radius of 2181.28 feet, and a central angle of 06°37'08"; run Easterly along the arc of said curve, 251.98 feet; N 88°49'08" E, 659.02 feet; N 89°50'46" E, 591.75 feet to the Point of Beginning, containing 744.473 acres, more or less.

AND

A parcel of land lying in Sections 12, 13, 23 and 24, Township 25 South, Range 27 East Sections 7, 8, 9, 17 through 20 and 30, Township 25 South, Range 28 East, Osceola County, Florida, and being more particularly described as follows:

Commence at the Northwest corner of said Section 9, run along the West line of the Northwest 1/4 of said Section 9, S 00°08'49" E, 132.00 feet, to a point on Southerly right of way line of State Road 530 and a point on the boundary of de-annexation Resolution No. 291 as described in Official Records Book 1235, Page 1769 of the Public Records of Osceola County, Florida, and the Point of Beginning; thence run along said de-annexation boundary the following courses; N 89°47'42" E, 622.99 feet to a point on a non-tangent curve concave Northeasterly having a radius of 450.00 feet, and a central angle of 59°52'20"; from a tangent bearing of S 00°12'18" E run Southeasterly along the arc of said curve, 470.24 feet; S 60°04'38" E, 118.30 feet to a point of curvature of a curve concave Southwesterly having a radius of 150.00 feet, and a central angle of 60°00'00"; run Southeasterly along the arc of said curve, 157.08 feet; N 89°55'21" E, 40.00 feet; S 00°04'25" E, 2369.91 feet; N 89°56'33" E, 50.00 feet; S 00°03'27" E, 512.31 feet; S 00°03'27" E, 358.24 feet; S 47°23'03" W, 1794.78 feet; N 75°57'54" W, 2061.55 feet; S 53°52'46" W, 4747.05 feet; S 13°19'33" E, 1235.00 feet; S 57°29'14" E, 837.20 feet; S 26°03'58" E, 3172.66 feet; S 45°00'05" E, 707.11 feet; S 09°55'30" W, 2030.39 feet; N 65°37'30" W, 1163.91 feet; N 44°47'06" W, 1831.04 feet; S 48°53'12" W, 715.92 feet; N 65°37'30" W, 341.01 feet; N 26°33'59" W, 2124.26 feet; S 68°44'53" W, 965.66 feet; S 16°54'23" E, 5330.34 feet; S 50°31'34" W, 1101.14 feet; N 41°38'06" W, 4214.56 feet; N 18°02'08" W, 2261.08 feet; S 89°59'55" W, 1650.00 feet; S 00°00'05" E, 1224.24 feet; S 35°39'14" W, 1200.88 feet; S 89°59'55" W, 1800.00 feet; N 34°46'45" W, 1157.70 feet; N 27°43'20" W, 492.90 feet; N 01°09'30" W, 124.30 feet; N 50°54'37" W, 282.74 feet; S 59°21'14" W, 36.00 feet; N 38°52'34" W, 156.01 feet; N 39°57'15" E, 502.67 feet; N 43°58'16" E, 1918.88 feet to a point of curvature of a curve concave Southerly having a radius of 622.20 feet, and a central angle of 73°46'51"; run Easterly along the arc of said curve, 801.22 feet; to a point of compound curvature of a curve concave Southwesterly having a radius of 2405.91 feet, and a central angle of 15°39'49"; run Southeasterly along the arc of said curve, 657.74 feet; to a point on a non-tangent curve concave Southwesterly having a radius of 3677.60 feet, and a central angle of 09°13'43"; from a tangent bearing of S 46°35'06" E run Southeasterly along the arc of said curve, 592.35 feet; S 37°21'28" E, 61.64 feet; N 52°38'37" E, 295.00 feet; N 37°21'24" W, 236.29 feet; N 33°58'59" W, 295.13 feet to a point of curvature of a curve concave Easterly having a radius of 724.53 feet, and a central angle of 32°07'27"; run Northerly along the arc of said curve, 406.22 feet; N 01°51'30" W, 914.66 feet to a point of curvature of a curve concave Easterly having a radius of 1433.91 feet, and a central angle of 30°54'26"; run Northerly along the arc of said curve, 773.50 feet; N 31°08'21" E, 714.41 feet; N 32°17'07" E, 68.88 feet to a point of curvature of a curve concave Southeasterly having a radius of 4489.66 feet, and a central angle of 06°27'44"; run Northeasterly along the arc of said curve, 506.37 feet; N 38°44'50" E, 91.15 feet; N 51°13'07" W, 15.63 feet; N 39°57'15" E, 399.78 feet to a point of curvature of a curve concave Southeasterly having a radius of 17028.73 feet, and a central angle of 05°21'16"; run Northeasterly along the arc of said curve, 1591.38 feet; to a point of reverse curvature of a curve concave Northwesterly having a radius of 17348.73 feet, and a central angle

of 00°22'04"; run Northeasterly along the arc of said curve, 111.39 feet; N 45°03'33" W, 10.00 feet to a point on a non-tangent curve concave Northwesterly having a radius of 17341.08 feet, and a central angle of 04°36'46"; from a tangent bearing of N 44°56'25" E run Northeasterly along the arc of said curve, 1396.13 feet; to a point of compound curvature of a curve concave Northwesterly having a radius of 17338.73 feet, and a central angle of 05°43'39"; run Northeasterly along the arc of said curve, 1733.24 feet; to a point of reverse curvature of a curve concave Southeasterly having a radius of 17038.73 feet, and a central angle of 05°21'16"; run Northeasterly along the arc of said curve, 1592.32 feet; N 39°57'15" E, 942.63 feet; N 44°36'59" E, 348.99 feet to a point on a non-tangent curve concave Southeasterly having a radius of 1342.44 feet, and a central angle of 24°30'00"; from a tangent bearing of N 44°44'08" E run Northeasterly along the arc of said curve, 574.04 feet; N 69°14'08" E, 1832.61 feet; S 47°43'15" E, 1148.63 feet; S 37°11'45" E, 2082.95 feet; N 52°48'15" E, 150.00 feet; N 37°11'45" W, 2096.77 feet; N 47°43'15" W, 1086.16 feet; N 69°14'08" E, 104.92 feet to a point of curvature of a curve concave Southerly having a radius of 1342.40 feet, and a central angle of 19°21'25"; run Easterly along the arc of said curve, 453.52 feet; N 88°35'33" E, 600.08 feet; N 83°15'36" E, 300.22 feet; thence N 89°45'45" E, 3676.81 feet to the Point of Beginning, containing 2908.288 acres, more or less.

AND

A parcel of land lying in Sections 23 through 26, Township 25 South, Range 27 East and Section 30, Township 25 South, Range 28 East, Osceola County, Florida, and being more particularly described as follows:

Commence at the Southeast corner of said Section 26, run along the East line of the Southeast 1/4 of said Section 26, N 00°04'03" W, 120.00 feet, to a point on the boundary of de-annexation Resolution No. 291 as described in Official Records Book 1235, Page 1769 of the Public Records of Osceola County, Florida, and the Point of Beginning; thence run along said de-annexation boundary the following courses; S 89°49'18" W, 678.98 feet; S 89°56'16" W, 41.46 feet; S 89°50'14" W, 486.92 feet; N 00°08'08" W, 333.91 feet; N 00°07'57" W, 177.25 feet; N 00°01'07" W, 178.96 feet; N 00°03'44" W, 631.66 feet; S 89°52'13" W, 494.06 feet; S 89°55'05" W, 828.90 feet; N 90°00'00" W, 5.12 feet; N 00°08'06" W, 251.46 feet; N 00°08'09" W, 394.13 feet; N 00°08'11" W, 655.92 feet; N 00°13'25" W, 23.67 feet; S 89°55'00" W, 128.49 feet; N 89°31'49" W, 397.18 feet; N 89°31'34" W, 122.10 feet; N 89°32'10" W, 47.99 feet; N 89°31'47" W, 361.14 feet; N 89°31'38" W, 68.77 feet; N 89°32'02" W, 98.33 feet; N 89°31'40" W, 203.89 feet; N 09°35'39" W, 23.58 feet; N 34°30'31" E, 3.49 feet; N 89°39'50" W, 46.97 feet; S 89°55'09" W, 105.90 feet; N 00°00'26" W, 1997.80 feet; N 39°37'22" E, 1530.02 feet; N 39°37'22" E, 3105.08 feet; S 25°35'45" E, 1405.42 feet; S 48°02'51" W, 2129.92 feet; S 27°09'04" E, 2191.46 feet; N 89°59'55" E, 429.40 feet; S 42°34'45" E, 61.38 feet; N 77°28'31" E, 6.16 feet; S 80°50'28" E, 42.95 feet; S 76°40'19" E, 50.95 feet; N 78°08'48" E, 34.33 feet; S 30°04'17" E, 4.22 feet; S 76°06'37" E, 130.56 feet; N 89°59'55" E, 618.64 feet; N 00°00'05" W, 1750.00 feet; S 85°45'54" E, 2707.40 feet; S 38°39'40" E, 320.15 feet; S 01°48'36" E, 382.26 feet; S 54°54'10" W, 2031.38 feet; S 34°49'33" E, 1400.89 feet; N 66°34'12" E, 2012.03 feet; N 89°59'55" E, 1596.15 feet; S 41°29'52" E, 1068.10 feet; S 16°30'11" W, 1408.01 feet; S 60°01'01" W, 808.14 feet; N 44°46'55" W, 709.83 feet; N 00°00'05" W, 700.00 feet; S 89°59'55" W, 1100.00 feet; S 15°22'30" W, 829.70 feet; S 89°59'55" W, 620.00 feet; S 00°00'05" E, 250.00 feet; N 89°45'12" E, 331.16 feet; N 22°25'57" E, 47.85 feet; N 32°49'38" W, 99.62 feet; N 06°38'41" W, 20.86 feet; N 67°06'55" E, 58.35 feet; N 80°46'35" E, 124.29 feet; N 59°15'21" E, 74.38 feet; N 76°39'34" E, 72.66 feet; S 59°47'48" E, 57.26 feet; S 54°56'34" E, 123.34 feet; S 58°10'29" E, 79.63 feet; S 30°10'31" E, 44.20 feet; S 06°24'36" E, 107.82 feet; S 11°28'54" W, 73.24 feet; S 17°38'04" W, 10.26 feet; S 67°56'29" E, 225.59 feet; N 45°25'09" E, 16.32 feet; S 61°51'19" E, 58.22 feet; S 30°56'12" E, 14.64 feet; S 67°56'29" E, 748.10 feet; S 89°54'33" W, 2032.92 feet; S 89°51'55" W, 2644.56 feet; S 00°04'03" E, 79.89 feet to the Point of Beginning, containing 829.136 acres, more or less.

Containing in aggregate 6127.098 acres more or less in Osceola County Florida.

Section 2. Applicability of certain provisions of chapter 298, Florida Statutes.—Chapter 298, Florida Statutes, and all amendments thereto, now existing or hereafter enacted, are applicable to the Reedy Creek

Improvement District insofar as they are not inconsistent with the provisions of this act or any subsequent special acts relating to the Reedy Creek Improvement District. Except as otherwise provided in this act, the Central Reedy Creek Improvement District shall have all of the powers and authorities provided by chapter 298, Florida Statutes, and acts amendatory thereof. Notwithstanding the foregoing, the provisions of ss. 298.11, 298.12, 298.14, 298.15, 298.17, 298.18, 298.20, 298.23, 298.24, 298.25, 298.41, 298.48, 298.52, 298.56, 298.57, 298.61, 298.70, 298.71, 298.72, 298.73, and 298.74, Florida Statutes, and amendments thereto, do not apply to the Reedy Creek Improvement District.

Section 3. Definitions.—Unless the context indicates otherwise, the following words as used in this act shall have the following meanings:

(1) "Assessable improvements" includes, without limitation, any and all drainage and land reclamation works and facilities, sewer systems, storm sewers and drains, water systems, reclaimed water systems, streets, roads, or other infrastructure projects of the district, or that portion or portions thereof, local in nature and of special benefit to the premises or lands served thereby, and any and all modifications, improvements, and enlargements thereof.

(2) "Board of supervisors" or "board" means the Board of Supervisors of the Reedy Creek Improvement District.

(3) "Bond" includes "certificate," and provisions applicable to bonds shall be equally applicable to certificates. "Bond" includes general obligation bonds, assessment bonds, refunding bonds, excise tax bonds, revenue bonds, and such other obligations in the nature of bonds as are provided for in this act.

(4) "Cost," when used with reference to any project, includes, but is not limited to, the expenses of determining the feasibility or practicability of acquisition, construction, or reconstruction; the cost of surveys, estimates, plans, and specifications; the cost of acquisition, construction, or reconstruction; the cost of improvements; engineering, fiscal, and legal expenses and charges; the cost of all labor, materials, machinery, and equipment; the cost of all lands, properties, rights, easements, and franchises acquired; federal, state, and local taxes and assessments; financing charges; the creation of initial reserve and debt service funds; working capital; interest charges incurred or estimated to be incurred on money borrowed prior to and during construction and acquisition and for such period of time after completion of construction or acquisition as the board of supervisors may determine; the cost of issuance of bonds pursuant to this act, including advertisements and printing; the cost of any election held pursuant to this act and all other expenses of issuance of bonds; discount, if any, on the sale or exchange of bonds; administrative expenses; such other expenses as may be necessary or incidental to the acquisition, construction, or reconstruction of any project or to the financing thereof, or the development of any lands within the district; and reimbursement of any public or private body, person, firm, or corporation for any moneys advanced in connection with any of the foregoing items of cost. Any obligation or expense incurred prior to the issuance of bonds in connection with the acquisition, construction, or reconstruction of any project or improvements thereon, or in connection with any other development of land that the board of supervisors determines to be necessary, or that is otherwise authorized by general law or this act, in carrying out the purposes of this act, may be treated as a part of such cost.

(5) "District" means the Reedy Creek Improvement District.

(6) "Parking facilities" means lots, garages, parking terminals, and other structures (either single-level or multilevel and either at, above, or below the surface) for the off-street parking of motor vehicles, open to public use with or without a fee, including, but without limiting the generality of the foregoing, facilities for trucks and buses, waiting rooms, lockers, and, if deemed necessary by the board of supervisors, or otherwise authorized by general law or this act, space to be leased for such uses as the board deems advisable, and all facilities appurtenant thereto, including on-street parking meters, and all property rights, easements, and interests relating thereto which the board deems necessary, or that are otherwise authorized by general law or this act, for the construction or operation thereof.

(7) "Plat" means a map or drawing depicting the division of lands into lots, blocks, parcels, tracts, sites, or other divisions, however the same may be designated.

(8) “Project” means any development, improvement, property, utility, facility, works, road, sidewalk, enterprise, service, or convenience, including, without limitation, public transportation facilities and devices and telephone and other communication facilities and services, now existing or hereafter undertaken or established, that under the provisions of this act or under chapter 298, Florida Statutes, the district is authorized to construct, acquire, undertake, or furnish for its own use or for the use of any other person, firm, or corporation, owning, leasing, or otherwise using the same, for any profit or nonprofit purpose or activity, and shall include, without limitation, such repairs, replacements, additions, extensions, and betterments of and to any project as may be deemed necessary by the board of supervisors to place or to maintain such project in proper condition for the safe, efficient, and economic operation thereof.

(9) “Sewer system” means any plant, system, facility, or property and additions, extensions, and improvements thereto at any future time constructed or acquired as part thereof, useful or necessary or having the present capacity for future use in connection with the collection, treatment, purification, or disposal of sewage, including, without limitation, industrial wastes resulting from any processes of industry, manufacture, trade, or business or from the development of any natural resources; and, without limiting the generality of the foregoing, shall include treatment plants, pumping stations, lift stations, valves, force mains, intercepting sewers, laterals, pressure lines, mains, and all necessary appurtenances and equipment, all sewer mains, laterals, and other devices for the reception and collection of sewage from premises connected therewith, and all real and personal property and any interest therein, rights, easements, and franchises of any nature whatsoever relating to any such system and necessary or convenient for the operation thereof.

(10) “Subdivision” means the division of a parcel of land, whether improved or unimproved, into two or more lots or parcels of land for the purpose, whether immediate or future, of transfer of ownership or building development where the subdivider advocates, proposes, suggests, or exhibits a proposed plan, map, or plat of development of the land or where the subdivider proposes to create a street, right-of-way, or easement that joins or connects to an existing public street for ingress and egress or an existing easement, or to change an existing public street or easement.

(11) “Waste collection and disposal system” means all the facilities of the district for the collection and disposal of garbage and other waste matter, except sewage but including liquid waste material from septic tank and grease trap systems, together with digested sludge from sewage treatment plants, and shall include all such facilities, including incinerators, composting plants, or other means of disposal constructed or acquired pursuant to the provisions of this act, or hereafter constructed or acquired by the district from any other source whatsoever.

(12) “Water and flood control facilities” means any canals, ditches, or other drainage facilities, reservoirs, lakes, ponds, dams, levees, sluiceways, dredging holding basins, floodways, pumping stations, or any other works, structures, or facilities for the conservation, control, development, utilization, and disposal of water, and any purposes appurtenant, necessary, or incidental thereto, and includes all real and personal property and any interest therein, rights, easements, and franchises of any nature relating to any such water and flood control facilities or necessary or convenient for the acquisition, construction, reconstruction, operation, or maintenance thereof.

(13) “Water system” means any plant, system, facility, or property and additions, extensions, and improvements thereto at any future time constructed or acquired as part thereof, useful or necessary or having the present capacity for future use in connection with the development of sources, treatment, or purification and distribution of water for domestic or industrial use and, without limiting the generality of the foregoing, includes dams, reservoirs, lakes, ponds, storage tanks, mains, lines, valves, pumping stations, laterals, and pipes for the purpose of carrying water to the premises connected with such system, and all real and personal property and any interests therein, rights, easements, and franchises of any nature whatsoever relating to any such system and necessary for the operation thereof.

Section 4. Board of supervisors; appointments; organization; term of office; quorum; annual meetings, report, and minutes.—

(1) The Board of Supervisors of the Reedy Creek Improvement District shall be the governing body of the district, shall have controlling authority over the district, and shall exercise the powers granted to the district under this act and under chapters 189 and 298, Florida Statutes. The board of supervisors shall consist of five members. Two members shall be appointed by the Governor and confirmed by the Senate, with one member designated as chair of the board of supervisors and one member designated as vice chair. The three other members shall be representatives from the district. Each member shall hold office for a term of 4 years and until a successor is chosen and qualified, except that for the initial appointments made after the effective date of this act, two members shall be appointed to serve a term of 2 years. Furthermore, each member initially appointed to the board of supervisors must replace the board member who has been serving on the board for the greatest amount of time to date. Members may not serve more than three consecutive terms.

(2) For appointments made pursuant to this act:

(a) All members shall be Florida residents.

(b) Consideration should be given for members from a broad range of fields including, but not limited to, experience in accounting, business management, construction, cybersecurity or data privacy, engineering, environmental sciences, financial management, infrastructure management, land use, permitting, public administration, public safety, transportation, or utility operations and management.

(c) The following persons are ineligible to serve on the board:

1. Any person who, within the past 3 years, has been an officer, owner, director, employee, agent, contractor, or subcontractor of, or has had a contractual relationship with a business entity that owns or operates a theme park or entertainment complex as defined in s. 509.013(9), Florida Statutes, or a parent company, subsidiary, or sibling organization under common ownership or control with a business entity that owns or operates a theme park or entertainment complex.

2. Any relative as defined in s. 112.3143, Florida Statutes, of a person ineligible under subparagraph 1.

(3) Following appointment, if a member becomes ineligible to serve on the board under paragraph (2)(c), a vacancy in office shall occur and the Governor shall file an executive order pursuant to s. 114.01, Florida Statutes.

(4) Any vacancy that occurs on the board of supervisors shall be filled in the same manner as the original appointment for the unexpired term of that seat.

(5)(a) All meetings of the board of supervisors shall be open, and reasonable notice shall be provided to the public, as required by law.

(b) The board of supervisors shall meet at least once per month to conduct all necessary business of the district and may conduct additional meetings, including emergency meetings, as necessary.

(c) A majority of the members of the board of supervisors shall constitute a quorum.

(d) The board of supervisors may adopt and enforce reasonable rules governing the conduct of its members provided that no board member may be suspended or removed from office except as provided in s. 112.511, Florida Statutes.

(e) The board of supervisors may adopt and enforce reasonable rules governing the procedures, order of business, and rules of decorum for its meetings.

(6) The board of supervisors shall, by at least three affirmative votes, appoint and may, at any time, remove:

(a) A clerk of the board. The clerk may be a district employee or an independent contractor. The clerk is responsible for taking and preserving for the public record minutes of all board meetings and performing other duties as may be assigned by the board.

(b) A district administrator. The district administrator must be a district employee but may be an independent contractor on an interim

basis. The district administrator is the chief executive officer of the district and is in charge of the day-to-day operations of the district subject to the board of supervisor's direction and policy decisions. The district administrator has such functions, duties, and powers as the board of supervisors may prescribe and performs any other duties as may be assigned by the board.

(c) A general counsel to the district. The general counsel must be a Florida licensed attorney having experience representing government entities. The district may contract with a law firm to provide general counsel services and other legal services to the district.

(7) The board of supervisors shall keep a permanent record book entitled "Record of Governing Board of Reedy Creek Improvement District," in which shall be recorded minutes of all meetings, resolutions, proceedings, certificates, bonds given by all employees, and any and all corporate acts, which book shall be open to public inspection as required by law. Such record book shall be kept at an office or other regular place of business maintained by the board of supervisors in Orange County or Osceola County.

(8)(a) The board of supervisors shall submit an annual report to the Department of Financial Services pursuant to s. 218.32, Florida Statutes, with a copy to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

(b) Notwithstanding s. 189.08(9), Florida Statutes, the board of supervisors shall submit a public facilities report and related annual notices required by s. 189.08, Florida Statutes, to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

(c) The district shall maintain a website with the information required by s. 189.069, Florida Statutes.

(d) The board of supervisors shall submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives, within 1 year after the effective date of this act, and every 5 years thereafter, a report that includes a review of all remaining powers and authorities included herein and any recommendations for consideration of eliminating said powers and authorities for potential repeal by the Legislature.

Section 5. Compensation of board.—Each supervisor shall serve without compensation but may be reimbursed for per diem and travel expenses as provided in s. 112.061, Florida Statutes, for attending meetings of the board of supervisors or performing official duties pertaining to the district.

Section 6. Treasurer; depositories; fiscal agent.—

(1) The board of supervisors shall designate a person who is a resident of the State of Florida, or a bank or trust company organized under the laws of the State of Florida, as treasurer of the district, who shall have charge of the funds of the district. Such funds shall be disbursed only upon the order of or pursuant to the resolution of the board of supervisors by warrant or check signed by the treasurer, or by such other person as may be authorized by the board. The treasurer shall perform such other or additional powers and duties and receive such compensation as the board of supervisors deems appropriate. The board of supervisors may require the treasurer to give a bond in such amount, on such terms, and with such sureties as may be deemed satisfactory to the board to secure the performance by the treasurer of the delegated powers and duties. The board of supervisors shall audit or have audited the books of the treasurer at least once a year.

(2) The board of supervisors is authorized to select as depositories in which the funds of the board and of the district shall be deposited any banking corporation organized under the laws of the State of Florida or under the national banking act, doing business in the State of Florida, upon such terms and conditions as to the payment of interest by such depository upon the funds so deposited as the board deems just and reasonable.

(3) The State Chief Financial Officer may from time to time adopt, revise, and rescind rules and regulations prescribing the qualifications of depositories of funds of the district and establishing requirements for security to be given by depositories with respect to such funds. In the absence of any such rules and regulations issued by the State Chief

Financial Officer, the board of supervisors may prescribe the qualifications of depositories and the requirements for security to be given by depositories.

(4) The board of supervisors may employ a fiscal agent, who shall be either a resident of the State of Florida or a corporation organized under the laws of this or any other state and authorized by such laws to act as such fiscal agent for municipal corporations in the State of Florida and who shall assist in the keeping of the books of account, the receiving of tax revenues, and the remitting of funds to pay maturing bonds and coupons, and perform such other or additional services and duties as fiscal agent and receive such compensation as the board may determine.

Section 7. Powers and duties of board of supervisors.—Except as otherwise provided in this act, all of the powers and duties of the district shall be exercised by and through the board of supervisors. Without limiting the generality of the foregoing, the district, by and through the board of supervisors, shall have the power and authority to:

(1) Employ engineers, contractors, consultants, attorneys, auditors, agents, employees, and representatives as the board may from time to time determine, on such terms and conditions as the board may approve, and fix their compensation and duties. The board of supervisors may delegate to the district administrator employee hiring and termination decisions and certain procurement decisions for retaining professional services and other consultants and contractors.

(2) Adopt bylaws, rules, resolutions, and orders prescribing the powers, duties, and functions of the officers of the district, the conduct of the business of the district, the maintenance of records, and the form of certificates evidencing tax liens and all other documents and records of the district. The board of supervisors may adopt administrative rules and regulations with respect to any of the projects of the district, on proper notice and public hearing. Any resolution authorized by this act must be adopted at a public meeting of the board of supervisors after reading of the resolution or its title. Reasonable notice of the public meeting must be provided at least 10 days before the public meeting and must indicate the board's intent to consider such resolution. Unless the board provides otherwise, only one reading at one public meeting for adoption is required. Any resolution adopted in accordance with the requirements of this act shall be effective for all statutory purposes where adoption of a resolution is required.

(3) Maintain an office at such place or places as it may designate within the district's boundaries.

(4) Enter or direct the entry upon any lands, premises, waters, or other property subject to the requirements of due process as to privately owned property.

(5) Execute all contracts and other documents, adopt all proceedings, and perform all acts determined by the board to be necessary or that are otherwise authorized by general law or this act. The board of supervisors may authorize one or more members of the board to execute contracts and other documents on behalf of the board or the district.

(6) Establish and create such departments, boards, committees, or other entities as from time to time the board deems necessary, or that are otherwise authorized by general law or this act, in the performance of any acts or other things necessary to the exercise of the powers provided in this act, and to delegate to such departments, boards, committees, or other entities such administrative duties and other powers as the board deems necessary or that are otherwise authorized by general law or this act.

(7) Examine, and authorize any officer or agent of the district to examine, the county tax rolls with respect to the assessed valuation of the real and personal property within the district.

(8) Adopt and enforce policies governing the solicitation and award of contracts entered into by the district.

(9) Adopt and enforce employment and personnel policies governing employees.

(10) Purchase and maintain insurance policies for the protection of the district and the district's projects, properties, officers, employees, and agents performing work on behalf of the district.

(11) Provide for the indemnification and defense of board members and district officers, employees, and agents pursuant to ss. 111.07 and 111.071, Florida Statutes, or otherwise in accordance with law.

Section 8. Powers of district.—In addition to and not in limitation of the powers and authorities of the district under chapter 298, Florida Statutes, and amendments thereto, the district shall have the following powers:

(1) **Legal proceedings.**—To sue and be sued by its name in any court of law or in equity.

(2) **Corporate seal.**—To adopt and use a corporate seal and to alter the same at the district's pleasure.

(3) **Ownership and disposition of property.**—To acquire property, real, personal, or mixed, within its territorial limits, in fee simple or any lesser interest or estate, by purchase, gift, devise, lease, exchange, or otherwise on such terms and conditions as the board of supervisors deems necessary or that are otherwise authorized by general law or this act, and by eminent domain, subject to the limitations of subsection (5), all provided that the board determines that the use or ownership of such property is necessary in the furtherance of a designated lawful purpose authorized under the provisions of this act or chapter 298, Florida Statutes, and amendments thereto; to acquire mineral rights and leases; to acquire title to submerged lands and riparian rights and easements or rights-of-way with or without restrictions within the limits of the district; to accept the dedication of streets and other rights-of-way, easements, and other interests on such terms and conditions as the board may approve; to make purchase money mortgages and deed trusts and other forms of encumbrance on any property acquired by the district and to purchase property subject to purchase money mortgages, or other encumbrances; and to mortgage, hold, manage, control, convey, lease, sell, grant, or otherwise dispose of the same, and of any of the assets and properties of the district, with or without consideration.

(4) **Lease of facilities.**—Whenever deemed necessary by the board of supervisors, or as otherwise authorized by general law or this act, to lease as lessor or lessee to or from any person, firm, corporation, association, or body, public or private, any projects of the type that the district is authorized to undertake and facilities or property of any nature for the use of the district and to carry out any of the purposes of the district, subject to the limitations of section 20.

(5) **Eminent domain.**—To exercise within the territorial limits of the district the right and power of eminent domain in all cases and under all circumstances provided for in ss. 298.22 and 298.62, Florida Statutes, and amendments thereto. In addition to and not in limitation of the foregoing, the district may also exercise the right and power of eminent domain within the territorial limits of the district for the purpose of condemning any real, personal, or mixed property, public or private, including property owned by the City of Bay Lake or the City of Lake Buena Vista, which the board of supervisors deems necessary for the use, construction, or operation of any of the projects of the district or otherwise to carry out any of the purposes of the district. The power of eminent domain shall be exercised as provided by general law. No county, municipality, school district, or special district shall exercise the power of eminent domain with respect to any of the properties, easements, or rights owned by the district and lying within the district except with the express consent of the board of supervisors.

(6) **Reclamation; drainage; irrigation.**—To adopt and amend a plan of reclamation, and to own, acquire, construct, reconstruct, equip, operate, maintain, extend, and improve canals, ditches, ponds, lakes, reservoirs, drains, dikes, levees, pumps, plants, and pumping systems and other works for drainage purposes, and irrigation works, machinery, and plants. The district shall publish its plan within 30 days after any adoption or amendment of such plan.

(7) **Water and flood control; erosion control; eligibility for state assistance.**—To own, acquire, construct, reconstruct, equip, maintain, operate, extend, and improve water and flood control facilities; to regulate the supply and level of water within the district; to divert waters from one area, lake, pond, river, stream, basin, or drainage or water flood control facility to any other area, lake, pond, river, stream, basin, or drainage or water flood control facility; to regulate, control, and restrict the development and use of natural or artificial streams or bodies of water, lakes, or ponds; and to take all measures determined by the board

of supervisors to be necessary, or that are otherwise authorized by general law or this act, to prevent or alleviate land erosion. Subject to the limitations of section 6 of this act, the powers granted to the district by this subsection shall be exclusive within the area of the district of the exercise of the same or like powers by any other political subdivision of the state, and no other political subdivision of the state shall within the area of the district exercise the same or like powers as are granted to the district under this subsection except upon the concurrence of the board of supervisors. The foregoing does not limit the state and its agencies from exercising state authority over the district. The Legislature finds and declares the district eligible to receive moneys, disbursements, and assistance from the state available to flood control or water management districts and navigation districts or agencies.

(8) **Water and sewer systems.**—To own, acquire, construct, reconstruct, equip, operate, maintain, extend, and improve water systems, reclaimed water systems, and sewer systems or combined water, reclaimed water, and sewer systems; to regulate the use of sewers and the supply of potable water and nonpotable water within the district; to prohibit or regulate the use and maintenance of outhouses, privies, septic tanks, or other sanitary structures or appliances within the district; to prescribe methods of pretreatment of wastes not amenable to treatment with domestic sewage before accepting such wastes for treatment and to refuse to accept such wastes when not sufficiently pretreated as may be prescribed, and to prescribe penalties for the refusal of any person or corporation to so pretreat such wastes; to sell or otherwise dispose of the effluent, sludge, or other byproducts as a result of sewage treatment; and to construct and operate connecting, intercepting, or outlet sewers and sewer mains and pipes and water mains, conduits, or pipelines in, along, through, across, on, or under any street, alley, highway, or other public place or way within the district, when deemed necessary by the board of supervisors or as otherwise authorized by general law or this act.

(9) **Waste collection and disposal.**—To own, acquire, construct, reconstruct, equip, operate, maintain, extend, and improve a waste collection and disposal system, and to sort, sell, or otherwise dispose of any recyclable materials, effluent, residue, or other byproducts of such system.

(10) **Mosquito and pest control; eligibility for state aid.**—To establish a program for the control, abatement, and elimination of mosquitos and other noxious arthropods, insects, reptiles, rodents, and other pests throughout the district and to undertake such works and construct such facilities within the district as may be determined by the board of supervisors to be needed to effectuate such program or when necessary for the health, safety, and welfare of the inhabitants, workers, employees, or guests of or visitors to the district. The Legislature finds and declares the district eligible to receive state funds, supplies, services, and equipment available or that may in the future become available to mosquito or pest control districts.

(11) **Recreation facilities.**—To own, acquire, construct, reconstruct, equip, operate, maintain, extend, and improve parks, playgrounds, picnic grounds, camping facilities, docks, boating and fishing facilities, bathing beaches, and other water recreation facilities.

(12) **Parking facilities.**—To own, acquire, construct, reconstruct, equip, operate, maintain, extend, and improve parking facilities, to install or cause to be installed parking meters at or near the curbs of streets, roads, and other public ways within the district, and to adopt such regulations and impose such charges in connection with any parking facilities and parking meters as the board of supervisors deems necessary or that are otherwise authorized by general law or this act.

(13) **Fire protection.**—To own, acquire, construct, reconstruct, equip, maintain, operate, extend, and improve fire control facilities for the district, including fire stations, water mains and plugs, fire trucks, and other vehicles and equipment, and to undertake such works and construct such facilities as may be determined necessary by the board of supervisors, or that are otherwise authorized by general law or this act, to carry out a program of fire prevention and fire control within the district.

(14) **Transportation.**—To own, acquire, construct, reconstruct, equip, operate, maintain, extend, and improve common, private, or contract carriers, buses, vehicles, railroads, monorails, airplanes, helicopters, boats, and other transportation systems and facilities as may be determined from time to time by the board of supervisors to be useful or

appropriate to meet the transportation requirements of the district and activities conducted within the district. In addition, the district may own, acquire, construct, reconstruct, equip, operate, maintain, extend, and improve helipads and sites for vertical takeoff and landings within the boundaries of the district.

(15) *Public utilities.*—To own, acquire, construct, reconstruct, equip, operate, maintain, extend, and improve electric power plants, solar energy generating systems, transmission lines and related facilities, gas mains and facilities of any nature for the production, handling, distribution, or sale of natural gas, centrally distributed heating and air conditioning facilities and services, telephone lines, wireless communications systems, internet, and fiber optic cables and lines, facilities, plants, and systems, and other communications systems of any nature, and to purchase and sell electric power, natural gas, and other sources of power for distribution within the district.

(16) *Conservation areas and sanctuaries.*—To designate, set aside, acquire, own, and maintain lands and areas within the district as conservation areas or bird and wildlife sanctuaries, paths, and corridors; to stock such areas with animal and plant life and to stock water areas with fish and other aquatic life; to adopt and enforce rules and regulations with respect thereto and to protect and preserve the natural beauty thereof; and to do all acts necessary, or that are otherwise authorized by general law or this act, in order to qualify such lands and areas as conservation areas, corridors, and sanctuaries under any of the laws of the state or under federal law.

(17) *Issuance of bonds.*—To issue general obligation bonds, revenue bonds, assessment bonds, or any other bonds or obligations authorized by the provisions of this act or any other applicable law, or any combination of the foregoing, to pay all or part of the cost of the acquisition, construction, reconstruction, extension, repair, improvement, maintenance, or operation of any project or combination of projects, to provide for any facility, service, or other activity of the district, and to provide for the retirement or refunding of any bonds or obligations of the district, or for any combination of the foregoing purposes.

(18) *Ancillary powers.*—To own, acquire, construct, reconstruct, equip, operate, maintain, extend, and improve such other projects as the board of supervisors may in its discretion find necessary, or that are otherwise authorized by general law or this act, to accomplish the purposes of this act, and to exercise through its board of supervisors all powers necessary, convenient, or proper to carry out the purposes of this act.

Section 9. *Authority of district with respect to roads, bridges, street lighting, etc.*—

(1) The district shall have the powers, and shall be entitled to the benefits and privileges under law, of special road and special road and bridge districts. The district shall have the right and power to own, acquire, open, extend, close, vacate, abandon, construct, reconstruct, replace, expand, contract, limit, pave, operate, improve, regulate, and maintain highways, streets, roads, bridges, alleys, sidewalks, promenades, boardwalks, tunnels, interchanges, underpasses, overpasses, causeways, storm drains, and public thoroughfares of all kinds and descriptions that are located within and are owned and controlled by the district (hereinafter collectively and severally referred to as “public roads”) and connections to and extensions of any and all existing public roads within the district deemed necessary or convenient by the board of supervisors to provide access to and from and efficient development, redevelopment, preservation, protection, or enforcement of the real property within the district; to regulate and control the use, encroachments in, upon, over, and under, and the obstruction thereof; to erect, maintain, and from time to time change the location of traffic control devices and signs and street signs; and to construct and maintain sidewalks and street lights along public roads and access ways and elsewhere in the district as may from time to time be deemed appropriate by the board of supervisors adequately to service the district and its residential, park, recreational, commercial, and industrial areas. The district has no authority to take by eminent domain or otherwise acquire, or to prohibit or regulate, any federal or state roadway or other transportation facility without the consent of, respectively, the Federal Highway Administration or the State Department of Transportation.

(2) The district shall have the right and authority to contract with and franchise public or private persons to own, acquire, open, extend,

close, vacate, construct, pave, operate, maintain, and improve public roads on such terms with respect to construction, maintenance, operation, and restrictions on the use of the public roads as the district may determine to be appropriate. No private toll road franchised by the district and no private road connected to or an extension of any state or any other public road within the district shall, by reason of such connection with a public road, and when not otherwise dedicated to the use of the public, constitute or be deemed a public road. Without limiting the district’s authority to use ad valorem taxes and other unencumbered collected fees and revenues within the district, the district may use ad valorem taxes and other unencumbered collected fees and revenues to provide funding for public road projects, rail projects, and other regional transportation projects outside of the district’s boundaries provided that such projects are within Orange County or Osceola County; improve a street, road, highway, interstate, or rail system that abuts or crosses into or through the district; serve or benefit the property owners in the district as determined by the board; and are performed, operated, governed, managed, or appropriated by the state or its agencies, Orange County, or Osceola County. Ad valorem taxes and other fees and revenues directed to projects under this subsection may not exceed 5 mills per annum on the assessed value of the taxable property within the district. For purposes of this subsection, the reference to 5 mills is a limitation on annual spending authority under this subsection and is not to be construed as authority to impose ad valorem taxes in excess of the total limit on ad valorem taxes under section 24.

(3) The board of supervisors shall have the right and authority to sell or lease any public road to the State Department of Transportation, enter lease-purchase agreements with respect thereto with the State Department of Transportation, and contract with the same for the construction, maintenance, regulation, or operation of any public road, on such terms and conditions as the board and the State Department of Transportation may agree. The State Department of Transportation is authorized and empowered to purchase or lease any public road from the district, enter lease-purchase agreements with respect to the same, and construct or maintain any road within the district pursuant to such agreement with the board of supervisors. The cost of any road acquired, leased, or constructed by the State Department of Transportation may be defrayed in whole or in part out of the gasoline tax funds accruing to the State Department of Transportation for use in Orange and Osceola Counties, as the case may be, under the provisions of s. 16, Art. IX of the State Constitution (1885), as incorporated by s. 9(c), Art. XII of the State Constitution (1968), ss. 206.41 and 206.60, Florida Statutes, and any other laws of the state with respect to the application of taxes levied upon gasoline, special fuels, or other like products.

Section 10. *State regulations.*—The district shall be subject to state agency permitting, regulation, and oversight in accordance with general law except to the extent specifically stated otherwise in this act, including, without limitation, the Florida Commission on Ethics, Department of Economic Opportunity, Department of Revenue, Department of Financial Services, Florida Fish and Wildlife Conservation Commission, and Department of Environmental Protection. Any permit or governmental approval in good standing as of the effective date of this act shall continue in full force and effect until completed, expired, revised, or revoked as provided by general law or this act.

Section 11. *Ethics and open government.*—The district and its public officers and employees are subject to part III of chapter 112, Florida Statutes, the Code of Ethics for Public Officers and Employees; however, the board of supervisors may enact and enforce an ethics code that is more stringent than general law. The district is subject to and shall comply with chapter 119, Florida Statutes, the Public Records Act. The district is subject to and shall comply with s. 189.015, Florida Statutes, and chapter 286, Florida Statutes.

Section 12. *Preemption.*—The district shall not have authority to adopt and enforce any resolution, code, or regulation on a subject that is expressly preempted to the state by general law unless otherwise expressly stated in this act.

Section 13. *Exercise by district of powers within counties, municipalities, and political subdivisions.*—The district shall have the power to exercise any of its rights, powers, privileges, and authorities in any and all portions of the district lying within the boundaries of Orange County, Osceola County, the City of Bay Lake, the City of Lake Buena Vista, and any other municipal corporation or other political subdivision, heretofore or hereafter created or organized, the boundaries of which lie

wholly or partly within the geographic limits of the district, to the same extent and in the same manner as in areas of the district not incorporated as part of a county, municipality, or other political subdivision. With respect to any county, municipal corporation, or other political subdivision the boundaries of which lie partly within and partly outside the geographic limits of the district, the district shall have the power to exercise its rights, powers, privileges, and authorities only within the portion of such county, municipal corporation, or other political subdivision lying within the boundaries of the district, except as otherwise provided in section 14. In the event of a conflict between the provisions of this act and the powers of the district herein provided for and the provisions of any charter or law, now or hereafter enacted or adopted, establishing or pertaining to any county, municipal corporation, or other political subdivision the boundaries of which lie wholly or partly within the district, the provisions of this act shall control in the portion of such county, municipal corporation, or other political subdivision which lie within the geographic limits of the district, unless such other enactment of state law specifically limits, repeals, supersedes, or amends this act. To the extent any code, ordinance, rule, policy, or regulation of such county, municipal corporation, or other political subdivision conflicts with or is inconsistent with this act, this act controls.

Section 14. Furnishing facilities and services within district territory.—

(1) The district shall have the power to construct, maintain, and operate its projects within the geographic limits of the district, including any portions of the district located inside the boundaries of any county, incorporated municipality, or other political subdivision, and to offer, supply, and furnish the facilities and services provided for in this act to, and to collect fees, rentals, and other charges from, persons, firms, corporations, counties, municipalities, political subdivisions, and other public or private agencies or bodies within the geographic limits of the district, and for the use of the district itself.

(2)(a) For any project that the district is currently constructing as of, or has constructed prior to, the effective date of this act, outside the geographic limits of the district, the district may continue to complete, operate, and maintain such projects and charge and collect fees, rents, charges, or other revenues on such projects subject to any terms and conditions of applicable agreements that may exist.

(b) On or after the effective date of this act:

1. The district shall not construct any project outside of the geographic limits of the district, except upon the consent, approval, or certification of any regulatory agency, the state, or the governing body of any county, municipality, or other political subdivision thereof in which the project is located.

2. The district may offer, furnish, or supply facilities and services outside of the geographic limits of the district; however, if consent, approval, or certification of any regulatory agency, the state, or the governing body of any county, municipality, or other political subdivision thereof is required by law such consent, approval, or certification must be obtained.

Subject to such approval, the district may charge and collect fees, rents, charges, or other revenues on such projects.

Section 15. Mandatory use of certain district facilities and services.—The district may require all lands, buildings, and premises, and all persons, firms, and corporations, within the district or within any zone or area within the district created for such purpose, to use the drainage and reclamation facilities, flood control facilities, water and sewer systems, and waste collection and disposal systems of the district. Subject to such exceptions as may be provided by the resolutions, rules, or bylaws of the board of supervisors, and subject to the terms and provisions of any resolution authorizing any bonds and agreements with bondholders, no drainage and reclamation facilities, flood control facilities, water and sewer systems, or waste collection and disposal systems shall be constructed or operated within the district unless the board gives its consent thereto and approves the plans and specifications therefor.

Section 16. Maintenance of projects across rights-of-way.—The district shall have the power to construct and operate its projects in, on, along, across, through, or under any streets, alleys, highways, or other

public places or ways, and across any drain, ditch, canal, floodway, holding basin, excavation, railroad right-of-way, track, grade, fill, or cut. However, just compensation shall be paid by the district for any private property taken or damaged by the exercise of such power to the extent required by law. For properties owned by the state or the Federal Government, the consent of the state or the Federal Government, as applicable, shall be required for the district to construct and operate the district project or projects within the state-owned or federally owned properties and facilities.

Section 17. Fees, rentals, fares, and charges; procedure for adoption and modification; minimum revenue requirements.—

(1) The district shall have the power to prescribe, fix, establish, and collect rates, fees, rentals, fares, or other charges (hereinafter sometimes referred to as “revenues”), and to revise the same from time to time, for the facilities and services furnished or to be furnished by the district, including, but not limited to, drainage facilities, water and sewer systems, waste collection and disposal systems, and other public utilities, and to recover the costs of making connection with any district facility or system.

(2) No such rates, fees, rentals, fares, or other charges for any of the facilities or services of the district, other than parking facilities and parking meters, shall be fixed until after a public hearing at which all the users of the proposed facility or services or owners, tenants, or occupants served or to be served thereby and all other interested persons have an opportunity to be heard concerning the proposed rates, fees, rentals, fares, or other charges. Notice of such public hearing setting forth the proposed schedule or schedules of rates, fees, rentals, fares, and other charges shall be published as provided in chapter 50, Florida Statutes, at least 10 days prior to such public hearing, which may be adjourned from time to time. After such hearing, such schedule or schedules, either as initially proposed or as modified or amended, may be finally adopted. A copy of the schedule or schedules of such rates, fees, rentals, fares, or other charges as finally adopted shall be kept on file in an office designated by the board of supervisors and shall be open at all reasonable times to public inspection. The rates, fees, rentals, fares, or other charges so fixed for any class of users or property served shall be extended to cover any additional users or properties thereafter served which fall in the same class, without the necessity of any notice or hearing. Any change or revision of rates, fees, rentals, fares, or other charges may be made in the same manner as the same were originally established, as hereinabove provided, except that if such changes or revisions are made substantially pro rata as to all classes of the type of service involved, no notice or hearing shall be required.

(3) Such rates, fees, rentals, fares, and other charges shall be just, equitable, and uniform for users of the same class and, where appropriate, may be based or computed either upon the amount of service furnished or upon the number or average number of persons residing or working or otherwise occupying the premises served, or upon any other factor affecting the use of the facilities furnished, or upon any combination of the foregoing factors, as may be determined by the board of supervisors on an equitable basis.

(4) The rates, fees, rentals, fares, or other charges prescribed shall be such as will produce revenues, together with any other assessments, taxes, revenues, or funds available or pledged for such purpose, at least sufficient to provide for the following items, but not necessarily in the order stated:

(a) To provide for all expenses of operation and maintenance of such facility or service, including reserves for such purpose;

(b) To pay, when due, all bonds and interest thereon for the payment of which such revenues are or have been pledged or encumbered, including reserves for such purpose; and

(c) To provide for any other funds that may be required under the resolution or resolutions authorizing the issuance of bonds pursuant to this act.

(5) The board of supervisors shall have the power to enter into contracts for the use of the projects of the district and with respect to the services and facilities furnished or to be furnished by the district, including, but not limited to, service agreements with landowners and others within the district providing for the furnishing of any of the ser-

vices and facilities of the district, for such consideration and on such other terms and conditions as the board may approve. Furthermore, the board of supervisors shall have the power to enter into contracts or service agreements with landowners and others within or outside of the district providing for the drainage of land by the district. Such contracts and agreements shall not be subject to the provisions and limitations of subsections (2), (3), and (4) but:

- (a) Shall be subject to the limitations of section 14.
- (b) Shall not be entered into for a period longer than 40 years from the effective date thereof.
- (c) Shall be fair and reasonable in relation to the rates, fees, rentals, fares, or other charges to be paid by other users of the facilities and services concerned.

Such contracts or agreements, and revenues or service charges received or to be received by the district thereunder, may be pledged as security for any of the bonds of the district.

Section 18. Recovery of delinquent charges.—In the event that any of the rates, fees, rentals, charges, or delinquent penalties are not paid as and when due and are in default for 30 days or more, the unpaid balance thereof and all interest accrued thereon, together with attorney fees and costs, may be recovered by the district in a civil action.

Section 19. Discontinuance of service.—In the event that the fees, rentals, or other charges for the services and facilities of any project are not paid when due, the board of supervisors shall have the power to discontinue and shut off the same until such fees, rentals, or other charges, including interest, penalties, and charges for the shutting off and discontinuance and the restoration of such services and facilities, are fully paid, and for such purposes may enter on any lands, waters, and premises of any person, firm, corporation, or other body, public or private, within the district limits. Such delinquent fees, rentals, or other charges, together with interest, penalties, and charges for the shutting off and discontinuance and the restoration of such services and facilities, and reasonable attorney fees and other expenses, may be recovered by the district by suit in any court of competent jurisdiction. The district may also enforce payment of such delinquent fees, rentals, or other charges by any other lawful method of enforcement.

Section 20. Agreements with private parties concerning the furnishing of facilities and services.—The district shall have the power to enter into agreements with any person, firm, or corporation for the furnishing by such person, firm, or corporation of any facilities and services of the type provided for in this act to the district, and for or on behalf of the district, to persons, firms, corporations, and other public or private bodies and agencies to whom the district is empowered under this act to furnish facilities and services, and the district may by agreement join with any public or privately owned utility plant or system in furnishing any of the facilities or services of the district. However, any telecommunications company, as defined in s. 364.02, Florida Statutes, and amendments thereto, and any privately owned or operated electric power company, so contracting with the district shall be subject to the provisions and requirements of general law pertaining to certification and regulation of telecommunications and electric power companies, and the district shall not enter into any franchise or other agreement with any person, firm, or corporation to provide either independently, jointly with, or as agent of the district or otherwise, telecommunications service in any area of the district as to which area such person, firm, or corporation does not hold a certificate of convenience and necessity from the Florida Public Service Commission.

Section 21. Interlocal agreements.—The district shall have the authority to enter into mutual aid agreements and interlocal agreements with counties, municipalities, law enforcement agencies, and other public agencies, including, without limitation, as authorized by s. 163.01, Florida Statutes.

Section 22. Within act is full authority for the establishment of district projects.—The board of supervisors shall have exclusive jurisdiction and control over all of the projects of the district, including, but not limited to, all drainage and reclamation facilities, water and flood control facilities, water and sewer systems, public utilities, and transportation facilities, and over the budget and finances of the district, including, without limitation, expenditures and appropriations, except

to the extent otherwise provided in this act and except to the extent that the board may by agreement with any other public or private body authorize the same to exercise jurisdiction or control over any of the projects of the district. Subject to the limitations of and as may be otherwise required in this section and in section 14, it shall not be necessary for the district to obtain any certificate of convenience or necessity, franchise, license, permit, or other authorization from any bureau, board, commission, or like instrumentality of the state or any political subdivision thereof in order to construct, reconstruct, acquire, extend, repair, improve, maintain, or operate any project, and the rates, fees, rentals, fares, or other charges to be fixed and collected with respect to the facilities and services of the district shall not be subject to the supervision, regulation, or rate-setting power of any bureau, board, commission, or other agency of the state or any political subdivision thereof. Nothing in this section or any other section of this act shall be deemed to exempt any privately owned or operated telecommunications company, as defined in s. 364.02, Florida Statutes, and amendments thereto, or any privately owned or operated electric power company, or any person, firm, or corporation other than the district acting either independently, jointly with, or as agent of the district or otherwise, from the provisions or requirements of any other law pertaining to the certification or regulation of telecommunications or electric power companies, persons, firms, or corporations, or from the jurisdiction of the Florida Public Service Commission or other regulatory agencies.

Section 23. Planning; building codes; safety regulations; platting and subdivisions; zoning.—

(1) **EXEMPTION FROM COUNTY ZONING AND REGULATION; LIMITATION OF MUNICIPAL ORDINANCES AND REGULATIONS.**—Chapters 59-1646, 59-1673, 63-1716, 65-975, 65-1999, 65-2015, 83-480, and 83-481, Laws of Florida, and any other laws of the state now or hereafter enacted to the contrary notwithstanding, the jurisdiction and powers of the board of supervisors with respect to the matters provided for in this section shall be exclusive of any and all codes, ordinances, requirements, plans, or other regulations of the respective Boards of County Commissioners of Orange County and Osceola County or of any other agency or authority of Orange County or Osceola County with respect to comprehensive plans; zoning; building and construction; planning with respect to the subdividing, uses, development, and redevelopment of land; regulation of building safety; regulation of escalators, elevators, and other lifting or transportation devices; regulation of amusement and recreation parks and facilities; regulation of plumbing and electrical installations and other safety or sanitary codes; regulation of water supply wells and drainage well drilling; the approval and vacating of plats and subdivisions; and the regulation of subdivisions. The district, and all land, properties, uses, development, redevelopment, and activities within the district, are exempt from any and all such codes, ordinances, requirements, plans, and regulations, and any and all requirements for building and construction permits and licenses pertaining to the same, now or hereafter adopted by the respective Boards of County Commissioners of Orange County and Osceola County. However, nothing herein shall exempt any general contractor, electrical contractor, builder, owner-builder, or specialty contractor from the provisions and requirements of any other laws of the state with respect to examination and licensing, or from any of the fees and bonds required of such contractors or builders by law. The board of supervisors may provide that the district or such areas or parts thereof as the board may designate shall remain or become subject to such county comprehensive plan, zoning, building, and safety codes and regulations, and regulations and controls with respect to subdivisions and plats and the vacating thereof, and the uses, development, and redevelopment thereof. The board of supervisors may, except as otherwise required by this section, exercise the powers granted to it in this section within the municipal limits of any municipality now or hereafter organized or existing within the district. If the governing body of a municipality that exists within the district has under the terms of its charter or under law like powers as provided for herein, the authority of such municipal governing body is limited to adopting and enforcing ordinances and regulations that are the same as or more restrictive than and not in conflict with those adopted by the district on such matters.

(2) **CONFLICTS BETWEEN REGULATIONS OF DISTRICT AND MUNICIPALITIES.**—The district must exercise its authority set forth in this act to adopt, amend, and enforce a comprehensive plan in accordance with the Community Planning Act, ss. 163.3161-163.3253, Florida Statutes, and adopt and enforce zoning regulations, land development regulations, environmental protection regulations, building

and safety codes and regulations, platting and subdivision regulations, and fire prevention regulations governing the entire district, including within the city limits of any municipality within the district. The district's comprehensive plan, zoning regulations, and development regulations, environmental protection regulations, building and safety codes and regulations, platting and subdivision regulations, and fire prevention regulations shall control within the city limits of any municipality within the district to the extent of any conflict between the district's resolutions and regulations on such matters.

(3) **REVIEW AND EVALUATION OF EXISTING RESOLUTIONS, CODES, AND REGULATIONS.**—On or before July 1, 2026, the district must undertake a comprehensive review and evaluation of its comprehensive plan, zoning regulations, land development regulations, environmental protection regulations, building and safety codes and regulations, platting and subdivision regulations, and fire prevention regulations and adopt revisions to such as the district determines are necessary for health, safety, and welfare and for consistency with this act.

(4) **COMPREHENSIVE PLANNING; BUILDING AND SAFETY CODES.**—The board of supervisors shall have the power to:

(a) Adopt, review, amend, supplement, or repeal a comprehensive plan for the physical development of the area within the district in accordance with the Community Planning Act, ss. 163.3161-163.3253, Florida Statutes, and the objectives and purposes of this act.

(b) Adopt, review, amend, supplement, or repeal codes regulating building safety, elevators, escalators, and similar devices, the prevention of fire hazards, plumbing and electrical installations, the operation of amusement and recreation parks and facilities, water supply wells and drainage wells, and such other safety or sanitary codes as the board of supervisors may determine to be necessary. The jurisdiction and power of the board provided for herein shall be exclusive of the Florida Building Code and the Florida Fire Prevention Code, provided that any such codes adopted by the district are at least equivalent to the minimum standards in the Florida Building Code and the Florida Fire Prevention Code as required by subsection (10). With respect to buildings and structures existing, under construction, or permitted prior to the effective date of this act, the board of supervisors may determine whether retrofit improvements will be necessary to conform with, in whole or in part, current code standards, and the board of supervisors may grant waivers to current code standards concerning such buildings and structures.

(c) Prohibit the construction, alteration, repair, removal, or demolition, or the commencement of the construction, alteration, repair (excepting emergency repairs), removal, or demolition, of any building or structure, including, but not limited to, public utility poles, lines, pipes, and facilities, without first obtaining a permit from the board of supervisors or such other officer or agency as the board may designate, and to prescribe the procedure with respect to the obtaining of such permit.

(d) Provide for the manner in which such comprehensive general plans, codes, regulations, and restrictions shall be determined, established, and enforced, and amended, supplemented, changed, or repealed, as the board of supervisors may determine, with notice and public hearing as required by law.

(e) Review, process, and comment on and approve, approve with conditions, or reject applications for development orders and building permits pertaining to properties within the district. Appeals or challenges to development orders and building permits shall be in the same manner as provided by law.

(5) **RECORDING OF PLATS.**—

(a) Whenever land in the district is platted into lots, blocks, parcels, tracts, or other portions, however designated, a plat thereof shall be recorded in the public records of Orange County or Osceola County, as the case may be. No such plat shall be recorded either as an independent instrument or by attachment to another instrument entitled to record unless and until it is first approved by the board of supervisors. Plats approved by the board of supervisors and recorded in the public records of Orange County or Osceola County must meet the minimum requirements of and be consistent with part I of chapter 177, Florida Statutes. Any plat recorded in violation of this section shall be invalid and subject to expungement.

(b) The board of supervisors shall be authorized and empowered to prescribe, as prerequisites to the approval for record of any plat or plats of lands within the district, the width and location of roads, streets, alleys, thoroughfares, and ditches and setback therefrom; to adopt and prescribe rules and regulations to effectuate the provisions and purposes of this act; to prescribe specifications and requirements for regulations relating to the construction of roads, streets, alleys, and drainage facilities, minimum lot sizes, maximum block sizes, building lines, names of streets and roads, bridge construction, water supply, sewage disposal, and other related matters involving lands to be platted; to prescribe information to be shown on plats, including, without limitation, parks, recreation areas, and open spaces; and to require the furnishing to the board of supervisors of a good and sufficient bond conditioned upon the completion of the drainage, sewage, streets, roads and alleys, and other improvements shown on the plat within such time or times as may be required by the board, and such bond shall be approved by the board.

(c) The board of supervisors is further granted the authority and discretion to waive the platting and recording of land into lots, roads, blocks, parcels, tracts, or other portions, however designated, in any instance in which the board determines that the dividing or subdividing of the land without a recorded plat is not injurious to the public health, safety, comfort, convenience, and welfare of the inhabitants of the district.

(6) **VACATING OF PLATS.**—

(a) Plats or integrated portions or parcels of land heretofore or hereafter platted within the district may be vacated upon the resolution of the board of supervisors upon such terms and conditions as the board may prescribe by regulation. Such regulation may require, inter alia, the payment of all taxes and assessments and the redemption from all outstanding tax sales, and the dedication to the public of all roads, streets, alleys, and other thoroughfares, however designated.

(b) Upon approval by the board of supervisors of the recording of a plat or the vacating of a plat or portions thereof, the approval or consent to such recording or vacating shall not be required of any other body, authority, or agency of Orange County or Osceola County or any political subdivision thereof.

(7) **SUBDIVISION OF LANDS.**—

(a) In addition to and not in limitation of any of the other powers of the board of supervisors under this act, whenever land in the district is to be subdivided, the proposed plan for subdivision and use of the land shall be presented to the board for its approval in accordance with the standards and provisions of this act and in accordance with any rules and regulations that may be adopted by the board. The board of supervisors shall have the power to adopt subdivision regulations providing:

1. Requirements for general information concerning existing conditions and proposed developments as a prerequisite to the approval of subdivision plans or plats. This information may include, without limitation, data on existing covenants, land characteristics, community facilities, and utilities and information describing the subdivision proposal, including maps and reports presenting the number of residential lots, typical lot width and depth, price range, business areas, playgrounds, park areas and other open areas, proposed protective covenants, and proposed utilities, drainage, and street improvements.

2. For proper density of population and intensity of use and the lengths, widths, and shapes of blocks and lots.

3. That streets in proposed subdivisions, including streets bordering on proposed subdivisions, shall be of specified widths and grades and so located as to accommodate prospective traffic to serve proposed subdivisions adequately, afford adequate light and air, facilitate fire protection, and provide access for firefighting equipment to buildings.

4. That such streets be properly arranged, coordinated, and integrated with existing or planned streets, roads, or highways.

5. That adequate easements or rights-of-way shall be provided for drainage and all utilities.

6. That the layout and design of proposed subdivisions shall conform to a comprehensive plan adopted by the board of supervisors for the area and to measures adopted to implement the comprehensive plan.

7. *The dedication or reservation of land for streets.*
8. *The extent to which grounds which are to be used for public purposes other than streets shall be dedicated or reserved as a condition precedent to approval of any subdivision or plat.*
9. *That such parks, playgrounds, sites for public building, or other areas designated for public use shall be of suitable size and location for their designated uses.*
10. *The conditions prerequisite to subdivision and development of lands subject to seasonal or periodic flooding.*
11. *The manner in which and the extent to which streets, sidewalks, water, sewer, and other utility connections or mains, piping, and any other necessary physical improvements shall be installed, and the specifications therefor, as conditions precedent to final approval of the subdivision plan.*
12. *The requirements of covenants as a prerequisite to subdivision plan approval.*
13. *That sufficient and suitable monuments shall be placed to enable the survey of the subdivision or any part thereof to be retraced.*
14. *The numbering and naming of streets and the providing of street signs.*

(b) *Subdivision regulations may further provide that the board shall not approve any subdivision plan or plat unless it finds after full consideration of all pertinent data that the subdivision can be served adequately and economically with such normal public facilities and services as are suitable in the circumstances of the particular case.*

(c) *Subdivision regulations may further require as a prerequisite to the approval of a subdivision plan that:*

1. *All required improvements shall be installed in accord with the provisions of the subdivision regulations or amendments thereto; or*

2. *A surety bond be executed by a company authorized to do business in the state which is satisfactory to the board of supervisors, payable to the district in sufficient amount to ensure the completion of all required improvements, and provides for and secures to the public the actual construction and installation of such improvements within a period required by the board and expressed in the bond. The board is hereby granted the power to enforce such bonds by resort to legal and equitable remedies. As an alternative to the provision of a surety bond, such regulations may also provide for the deposit of cash in an escrow account whereby the board or its agent is put in an assured position to provide the required improvements.*

(8) **VARIANCES AND WAIVERS.—**

(a) *Where the board of supervisors finds that extraordinary hardships may result from strict compliance with its regulations concerning subdivision and platting, it may vary the regulations so that substantial justice may be done and the public interest secured, provided that such variation will not have the effect of nullifying the intent and purpose of the comprehensive general plan or the regulations of the board.*

(b) *The regulations of the board of supervisors may further provide that the standards and requirements set out in the regulations may be modified by the board in the case of a plan and program for a new town which comes under the provisions of this act, a complete community, or a neighborhood unit, which, in the judgment of the board, provides adequate public spaces and improvements for the circulation, recreation, light, air, and service needs of the tract when fully developed and populated, and which also provides such covenants or other legal provisions as will ensure conformity with and achievement of the comprehensive plan of the board. In granting any such modifications, the board of supervisors may require such reasonable conditions and safeguards as will secure substantially the objectives of the standards or requirements so modified.*

(c) *The board of supervisors may waive any or all of the requirements of this section and the rules and regulations adopted thereunder if it is determined upon the plans and data submitted by the subdivider that compliance with this section is not required because said plan or plat*

does not conflict with or nullify the intent and purpose of this act. If a waiver is granted, compliance with this section shall not be required as long as the plan, plat, and use of the land upon which the waiver is granted is not altered, changed, or modified by the subdivider or subsequent owner. In granting variances and modifications, the board of supervisors may require such conditions as will in its judgment secure substantially the objectives of the standards or requirements so varied or modified.

(9) **ZONING; PLANNING AND ZONING COMMISSION; ZONING BOARD OF ADJUSTMENT.—***In addition to and not in limitation of the foregoing, the board of supervisors shall have the power to:*

(a) *Regulate, restrict, and determine the location, height, number of stories, size, cubic contents, area, and design, and the erection, construction, reconstruction, alteration, and repair, of buildings and other structures for trade, industry, residence, and other purposes, and the materials used in the construction thereof; the number, location, height, size, appearance, and use of billboards and all other advertising signs, banners, handbills, and devices; the percentage and portion of lots and land that may be occupied or built on; setback lines; the size of yards, courts, and other open spaces; the density of population; the use of buildings, structures, land, and water for trade, industries, residences, apartment houses, and any and all other purposes; the location, size, and plan of parks and recreational areas, schools, school sites, churches, cemeteries, burial places, commercial and industrial facilities, public and private utilities, traffic, parking facilities, and drainage and water control facilities; and to appoint inspectors.*

(b) *Adopt regulations to prohibit or control the pollution of air and water, and require electrical power, telecommunications, and other utility lines, cables, pipes, and ducts to be placed underground.*

(c) *Divide the district into zones or districts of such number, shape, and area as the board of supervisors deems best suited to carry out the purposes of this section, and within and for each such district make regulations and restrictions as provided for in paragraphs (a) and (b). All such regulations shall be uniform throughout each district, but the regulations in one district may differ from those in another district.*

(d) *Provide for the manner in which zoning regulations and restrictions and the boundaries of zones and districts shall be determined, established, and enforced and from time to time amended, supplemented, or repealed.*

(e) *In appropriate cases, and subject to such principles, standards, rules, conditions, and safeguards as may be provided by regulation, make special exceptions to the terms of the zoning regulations and restrictions in harmony with their general purpose and intent, and authorize variances from the strict application of the regulations and restrictions in such situations and subject to such limitations as may be provided by regulation.*

(f) *Establish a Planning and Zoning Commission; prescribe the powers, duties, and functions of such Planning and Zoning Commission, the requirements for membership on the commission, the term or terms of office of members of the commission, and the rules and procedure to be followed in proceedings before or involving the commission and as to all other matters affecting the organization and functioning of the commission; and appoint the members thereof. The board of supervisors may by regulation authorize the Planning and Zoning Commission to discharge such of the administrative duties, powers, and functions of the board with respect to zoning as may be provided in such regulation.*

(g) *Hear and decide appeals from any order, requirement, decision, or determination of the Planning and Zoning Commission or by any administrative official in connection with any zoning matter, hear and decide requests for special exceptions from the terms and provisions of any planning or zoning regulation or restriction, and grant variances from the terms of any planning or zoning regulation or restriction in appropriate cases. The board of supervisors may by regulation provide for a Zoning Board of Adjustment to discharge any or all of the foregoing administrative functions and duties, prescribe the requirements for membership on the Zoning Board of Adjustment, the term or terms of office, the rules and regulations for all proceedings before or involving such Zoning Board of Adjustment and as to all other matters affecting the organization and functioning of the Zoning Board of Adjustment, and appoint the members thereof.*

(10) *EQUIVALENT STANDARDS.*—Any regulations adopted pursuant to the provisions of this section relating to safety, health, sanitation, or building safety shall prescribe standards at least equivalent to the minimum standards in applicable statewide regulations protecting the general safety and welfare of the public.

Section 24. Ad valorem taxes.—The board of supervisors shall have the power to levy and assess an ad valorem tax on all the taxable real and tangible personal property in the district to pay the principal of and interest on any general obligation bonds of the district, to provide for any sinking or other funds established in connection with any such bonds, and to finance and defray the cost of any of the projects or activities of the district authorized by the provisions of this act or under law, provided that the district's ad valorem taxing authority shall be limited to serving or benefitting the property owners of the district. The total amount of such ad valorem taxes levied in any year shall not be in excess of 30 mills on the dollar per annum on the assessed value of the taxable property within the district. The ad valorem tax provided for herein shall be in addition to county and municipal ad valorem taxes provided for by law.

Section 25. Maintenance taxes.—In addition to the ad valorem taxes authorized by section 24, the board of supervisors is authorized to levy and assess a maintenance tax as provided for in s. 298.54, Florida Statutes, and amendments thereto, in an amount not to exceed the maximum rate therein provided, and in addition thereto, a special ad valorem maintenance tax on all of the taxable real and tangible personal property in the district, at a rate not exceeding 10 mills on the dollar per annum, for the purpose of defraying any of the costs and expenses of the district, including, but not limited to, maintenance, repair, and operation of the projects of the district, costs incurred in connection with the financing of district projects, and costs of administration.

Section 26. Determining property values for ad valorem tax purposes.—Ad valorem taxes of the district shall be based on the county assessed valuation of the real and personal property subject to such district ad valorem taxes.

Section 27. Utility tax.—

(1) The district shall have the right, power, and authority by resolution of the board of supervisors to impose, levy, and collect on each and every purchase of electricity, metered or bottled gas (natural, liquefied, petroleum gas or manufactured), water service, or telecommunications service in its geographic limits a tax (straight percentage, sliding scale, graduated, or other basis) in an amount not to exceed 10 percent of the payments received by the seller of such utility service from the purchaser for the purchase of such utility service. However, the sale of natural gas to a public or private utility, including municipal corporations and rural electric cooperative associations, either for resale or for use as fuel in the generation of electricity or other forms of power, shall not be deemed to be a utility service, and purchases thereof under such circumstances shall not be taxable hereunder. In every case, the tax shall be collected from the purchaser of such utility service and paid by such purchaser for the use of the district to the seller of such utility service at the time of the purchaser paying the charges therefor to the seller.

(2) It shall be the duty of every seller of such utility service, in acting as a tax collection medium or agency for the district, to collect from the purchaser, for the use of the district, any tax imposed and levied by resolution of the board of supervisors pursuant to this section, and to report and pay over to the board, or such other body or officer as the board may designate, all such taxes imposed, levied, and collected in accordance with the accounting and other provisions of the resolution of the board. Any such resolution may provide that federal, state, county, and municipal governments and their commissions and agencies, other tax-supported bodies, public corporations, authorities, boards and commissions, and churches and other charitable organizations shall be exempt from the payment of the taxes imposed and levied thereby. In the event any such resolution imposes such a tax on the purchase of one of the utility services described herein and a competitive utility service or services are purchased in the district, then such resolution shall impose a tax in like amount on the purchase of the competitive utility service or services whether privately or publicly owned or distributed. However, telecommunications service or other forms of communication shall not be required to be considered competitive services.

(3) Any tax levied pursuant to this section shall be separate and in addition to all other taxes, whether levied in the form of excise, license, or privilege taxes.

(4) Any person, firm, or corporation furnishing such utility service and required to collect any such tax which refuses to collect the tax or any portion thereof shall be liable for and pay the tax.

(5) Each person, firm, or corporation furnishing such utility service to users in the district may be required by resolution of the board of supervisors to keep accurate records of the number of such users, the amount of tax collected, and such other information as the board may require, and to submit periodic reports of the same to the district or its agent for collection, together with remittance of the tax. The board of supervisors may prescribe the form of report and fix a date upon which the report and tax shall be due.

(6) For the purpose of compensating the person, firm, or corporation furnishing utility services hereunder for the keeping of records prescribed and proper accounting and remission, the board of supervisors is authorized to allow a credit in an amount set by the board to be deducted from the amount of the tax submitted.

Section 28. Determining annual installments of drainage taxes.—The board of supervisors shall determine, order, and levy the amount of the annual installments of the total taxes levied under s. 298.36, Florida Statutes, and amendments thereto, which shall become due and be collected during each year.

Section 29. Collection of ad valorem taxes; tax discounts.—

(1) The levy by the board of supervisors of the taxes authorized by or referred to in sections 24 and 25 shall be by resolution of the board entered upon the minutes of the board. Certified copies of such resolution executed in the name of the board by its chair, or such other officer as the board may designate, under its corporate seal, shall be made and delivered to the respective Boards of County Commissioners of Orange and Osceola Counties not later than June 15 of each year in which said taxes are levied. It shall be the duty of the respective County Commissioners of Orange and Osceola Counties to order and require the respective county property appraisers of said counties to assess, and the respective county tax collectors of said counties to collect, the amount of taxes so assessed or levied by the board of supervisors upon the taxable property within the district not exempt by law, at the rate of taxation adopted by the board of supervisors for such year, and to include in the warrant of the property appraisers and attach to or show the same on the assessment roll of taxes for such year. The tax collectors shall collect such taxes so levied by the board of supervisors in the same manner as other taxes are collected and shall pay the same to the board of supervisors within the time and in the manner prescribed by law for the payment by the tax collector of county taxes to the county depository. The respective county tax collectors shall include and state separately on the official county tax bill and receipt each year the amount of district taxes. For their services rendered hereunder, the respective county property appraisers and tax collectors shall be compensated by the district as prescribed by s. 298.401, Florida Statutes, and amendments thereto.

(2) The ad valorem taxes referred to and provided for in section 24 and the maintenance and special ad valorem maintenance taxes referred to and provided for in section 25 shall be subject to the same discounts as county taxes. None of the other taxes referred to or provided for in this act or chapter 298, Florida Statutes, shall be subject to discounts for early payment unless the board of supervisors so provides by resolution adopted at the time of the levying or assessment thereof. Except as otherwise provided in this act, all taxes remaining unpaid after April 1 of the year following that for which said taxes are levied shall be and become delinquent and bear a penalty of 2 percent a month on the amount of said taxes from the date of delinquency until paid. In computing said penalty, each fractional part of a month shall be counted as a full month.

Section 30. Tax liens; service charge liens.—

(1) All taxes of the district provided for in this act or chapter 298, Florida Statutes, together with all penalties for default in the payment of the same and all costs in collecting the same, including reasonable attorney fees fixed by the court and taxed as costs in the action brought to enforce payment, shall, from January 1 for each year the property is

liable to assessment and until paid, constitute a lien of equal dignity with the liens for state and county taxes and other taxes of equal dignity with state and county taxes upon all the real and personal property against which such taxes shall be levied. A sale of any of the real property within the district for state and county or other taxes shall not operate to relieve or release the property so sold from the lien for subsequent district taxes, or installments of district taxes, which lien may be enforced against such property as though no such sale thereof had been made.

(2) Charges and fees due or to become due under any service agreements entered into by the district pursuant to subsection (5) of section 17 shall constitute a lien of equal dignity with district taxes, as provided for in subsection (1), upon all the real and personal property to which such service agreements relate or by which the same are secured, and the provisions of subsection (1) shall be applicable to such charges and fees.

Section 31. Foreclosure of liens.—

(1) Any lien in favor of the district arising under chapter 298, Florida Statutes, or under this act may be foreclosed by the district by bringing foreclosure proceedings in the name of the district in the Circuit Court for the Ninth Circuit in like manner as is provided in chapter 173, Florida Statutes, and amendments thereto, and the provisions of said chapter shall be applicable to such proceedings with the same force and effect as if said provisions were expressly set forth in this act. Any act required or authorized to be done by or on behalf of a municipality in foreclosure proceedings under chapter 173, Florida Statutes, may be performed by such officer or agent of the district as the board of supervisors may designate. Such foreclosure proceedings may be brought at any time after the expiration of 1 year from the date any tax, or installment thereof, becomes delinquent.

(2) In any foreclosure action filed by the district pursuant to this section, the district may join as a party defendant Orange County or Osceola County, as the case may be, for the purpose of determining the amount of their respective tax liens. When a county is so joined in such a foreclosure action, the judicial sale held in such action shall operate to satisfy all county tax liens to the date of such sale, and the net proceeds of such sale shall be applied first against delinquent state and county taxes and thereafter against delinquent district taxes on the property affected. The decree of the court in any such foreclosure action shall operate to quiet title to the property that is the subject of the action.

Section 32. Payment of taxes and redemption of tax liens by district; sharing in proceeds of tax sale under s. 197.542, Florida Statutes.—

(1) The district has the right to:

(a) Pay any delinquent state, county, district, municipal, or other tax or assessment upon lands located wholly or partially within the boundaries of the district; and

(b) Redeem or purchase any tax sales certificate issued or sold on account of any state, county, district, municipal, or other taxes or assessments upon lands located wholly or partially within the boundaries of the district.

(2) Delinquent taxes paid, or tax sales certificates redeemed or purchased, by the district, together with all penalties for the default in payment of the same and all costs in collecting the same and reasonable attorney fees, shall constitute a lien in favor of the district of equal dignity with the liens of state and county taxes and other taxes of equal dignity with state and county taxes, upon all the real property against which said taxes were levied. The lien of the district may be foreclosed in the manner provided in this act.

(3) In any sale of land pursuant to s. 197.542, Florida Statutes, and amendments thereto, the district may certify to the clerk of the circuit court of the county holding such sale the amount of taxes due to the district upon the lands sought to be sold, and the district shall share in the disbursement of the sales proceeds in accordance with the provisions of this act and under law.

Section 33. General obligation bonds.—

(1) The district shall have the power from time to time to issue general obligation bonds in an aggregate principal amount of bonds outstanding at any one time not in excess of 50 percent of the assessed value of the taxable property within the district as shown on the pertinent tax

records at the time of the authorization of the general obligation bonds for which the full faith and credit of the district is pledged. Except for refunding bonds, no general obligation bonds shall be issued unless the issuance thereof is approved by the qualified electors of the district in accordance with the requirements for such election as prescribed by the State Constitution, such election to be called and held in the manner provided in the State Constitution and Florida Statutes for such elections. Such elections shall be called to be held in the district by the respective Boards of County Commissioners of Orange and Osceola Counties upon the request of the board of supervisors. The expenses of calling and holding such referendum elections shall be borne by the district, and the district shall reimburse the Boards of County Commissioners of Orange and Osceola Counties, as the case may be, for any expenses incurred by said boards in calling or holding such elections. In the alternative, at its option, the board of supervisors may make such other provision for the registration of such qualified electors and the calling and holding of such elections as the board from time to time deems appropriate.

(2) The district may pledge its full faith and credit for the payment of the principal and interest on such general obligation bonds, and for any reserve or other funds provided therefor, and may unconditionally and irrevocably pledge itself to levy ad valorem taxes on all taxable property in the district, to the extent necessary for the payment thereof, subject, however, to the limitations on the total amount of ad valorem taxes that may be levied in any one year as specified in section 24.

(3) If the board of supervisors determines to issue general obligation bonds for more than one different purpose, the approval of the issuance of the bonds for each and all such purposes may be submitted to the qualified electors on one and the same ballot. The failure of the qualified electors to approve the issuance of bonds for any one or more purposes shall not defeat the approval of bonds for any purpose which shall be approved by the qualified electors.

Section 34. Revenue bonds.—

(1) The district shall have the power to issue revenue bonds from time to time without limitation as to amount. Such revenue bonds may be secured by or payable from the gross or net pledge of the revenues to be derived from any project or combination of projects, from the rates, fees, fares, or other charges to be collected from the users of any project or projects, from any revenue-producing undertaking or activity of the district, or from any other source or pledged security. Such bonds shall not constitute an indebtedness of the district, and the approval of the qualified electors shall not be required unless such bonds are additionally secured by the full faith and credit and taxing power of the district.

(2) Any two or more projects may be combined and consolidated into a single project and may thereafter be operated and maintained as a single project. The revenue bonds authorized herein may be issued to finance any one or more such projects separately, or to finance two or more such projects, regardless of whether such projects have been combined and consolidated into a single project. If the board of supervisors deems it advisable, the proceedings authorizing such revenue bonds may provide that the district may thereafter combine the projects then being financed or theretofore financed with other projects to be subsequently financed by the district, and that revenue bonds to be thereafter issued by the district shall be on parity with the revenue bonds then being issued, all on such terms, conditions, and limitations as shall be provided, and may further provide that the revenues to be derived from the subsequent projects shall at the time of the issuance of such parity revenue bonds be also pledged to the holders of any revenue bonds theretofore issued to finance the revenue undertakings which are later combined with such subsequent projects. The district may pledge for the security of the revenue bonds a fixed amount, without regard to any fixed proportion of the gross revenues of any project.

Section 35. Utility service tax bonds.—The district shall have the power to issue from time to time, without limitation as to amount, bonds payable from the proceeds of any utility service taxes or funds of the district, or any combination thereof. Such bonds shall not constitute an indebtedness of the district and the approval of the qualified electors shall not be required unless such bonds are additionally secured by the full faith and credit and taxing power of the district.

Section 36. Issuance of additional bonds.—If the proceeds of any bonds are less than the cost of completing the project in connection with which such bonds are issued, the board of supervisors may authorize the issuance of additional bonds, upon such terms and conditions as the board may provide in the resolution authorizing the issuance thereof, but only in compliance with the resolution or other proceedings authorizing the issuance of the original bonds.

Section 37. Refunding bonds.—The district shall have the power to issue bonds to provide for the retirement or refunding of any bonds or obligations of the district that at the time of such issuance are or subsequently thereto become due and payable, or that at the time of issuance have been called or are or will be subject to call for redemption within 10 years thereafter, or the surrender of which can be procured from the holders thereof at prices satisfactory to the board of supervisors. Refunding bonds may be issued at any time when, in the judgment of the board of supervisors, such issuance will be advantageous to the district. No approval of the qualified electors residing in the district shall be required for the issuance of refunding bonds except in cases where such approval is required by the State Constitution. The board of supervisors may by resolution confer upon the holders of such refunding bonds all rights, powers, and remedies to which the holders would be entitled if they continued to be the owners and had possession of the bonds for the refinancing of which said refunding bonds are issued, including, but not limited to, the preservation of the lien of such bonds on the revenues of any project or on pledged funds, without extinguishment, impairment, or diminution thereof. The provisions of this act pertaining to bonds of the district shall, unless the context otherwise requires, govern the issuance of refunding bonds, the form and other details thereof, the rights of the holders thereof, and the duties of the board of supervisors with respect thereto.

Section 38. Pledging ad valorem taxes, assessments, and other revenues and properties as additional security on bonds.—The district may pledge as additional security for the payment of any of the bonds of the district its full faith and credit and ad valorem taxing power, and provide that such bonds shall be payable as to both principal and interest, and as to any reserve or other funds provided therefor, from ad valorem taxes levied on the taxable real and tangible personal property in the district, to the full extent that any revenues as defined in section 17, taxes, assessments, or other funds, or any combination thereof, pledged therefor are insufficient for the full payment of the same, but subject to the limitations on the total amount of ad valorem taxes that may be levied in any one year specified in section 24, and provided further that no bonds shall be issued to the payment of which the full faith and credit and taxing power of the district is pledged unless approved at an election in the manner provided by law. The district, by resolution of the board of supervisors, may also pledge as additional security for any bonds the revenues from any project of the district, utility service taxes, assessments, and any other sources of revenues or funds, or any combination of the foregoing, and may pledge or mortgage any of the properties, rights, interests, or other assets of the district, and such pledge shall not require the submission to or approval by the qualified electors of the district unless required by the State Constitution. The board of supervisors may also provide with respect to any bonds of the district that such bonds shall be payable, in whole or in part, as to principal amount or interest, or both, out of rates, fees, fares, service charges, or other charges collected with respect to any of the projects of the district.

Section 39. Lien of pledges.—All pledges of revenues, taxes, and assessments made pursuant to the provisions of this act shall be valid and binding from the time when such pledges are made. All such revenues, taxes, and assessments so pledged and thereafter collected shall immediately be subject to the lien of such pledges without any physical delivery thereof or further action, and the lien of such pledges shall be valid and binding as against all parties having claims of any kind in tort, contract, or otherwise against the district, irrespective of whether such parties have notice thereof.

Section 40. Assessable improvements; levy and payment of special assessments; assessment bonds and certificates.—The district may provide for the construction or reconstruction of assessable improvements, and for the levying of special assessments upon benefited property for the payment thereof, under the provisions of this section.

(1) The initial proceeding under this section shall be the passage by the board of supervisors of a resolution ordering the construction or reconstruction of such assessable improvements, indicating the location by

terminal points, routes, or otherwise, and either giving a description of the improvements by their material, nature, character, and size or giving two or more descriptions with the directions that the material, nature, character, and size shall be subsequently determined in conformity with one of such descriptions. Assessable improvements need not be continuous and may be in more than one locality or street. The resolution ordering any such improvement may give any short and convenient designation to each improvement ordered thereby, and the property against which assessments are to be made for the cost of such improvement may be designated as an assessment district, followed by a letter or number or name to distinguish it from other assessment districts, after which it shall be sufficient to refer to such improvement and property by such designation in all proceedings and assessments, except in the notices required by this section.

(2) As soon as possible after the passage of such resolution, the engineer for the district shall prepare, in duplicate, plans and specifications for each improvement ordered thereby and an estimate of the cost thereof. Such cost shall include, in addition to the items of cost as defined in this act, the cost of relaying streets, sidewalks, and other public facilities or conveniences necessarily torn up or damaged and the following items of incidental expenses:

(a) Printing and publishing notices and proceedings;

(b) Costs of abstracts of title; and

(c) Any other expense necessary or proper in conducting the proceedings and work provided for in this section, including the estimated amount of discount, if any, upon the sale of assessment bonds or any other obligations issued hereunder for which such special assessments are to be pledged.

If the resolution provides alternative descriptions of material, nature, character, and size, such estimate shall include an estimate of the cost of the improvement of each such description. The engineer shall also prepare, in duplicate, a tentative apportionment of the estimated total cost of the improvement as between the district and each lot or parcel of land subject to special assessment under the resolution, such apportionment to be made in accordance with the provisions of the resolution and in relation to apportionment of cost provided herein for the preliminary assessment roll. Such tentative apportionment of total estimated cost shall not be held to limit or restrict the duties of the engineer in the preparation of such preliminary assessment roll. One of the duplicates of such plans, specifications, and estimates and such tentative apportionment shall be filed with the board of supervisors, and the other duplicate shall be retained by the engineer in his or her files, all thereof to remain open to public inspection.

(3) The board of supervisors, upon the filing with it of such plans, specifications, estimates, and tentative apportionment of cost, shall publish a notice stating that, at a meeting of the board of supervisors on a certain day and hour not earlier than 15 days after such publication, the board of supervisors will hear objections of all interested persons to the confirmation of such resolution, which notice shall state in brief and general terms a description of the proposed assessable improvements with the location thereof, and shall also state that plans, specifications, estimates, and tentative apportionment of cost thereof are on file with the board of supervisors. Such notice shall be published as provided in chapter 50, Florida Statutes. The board of supervisors shall keep a record in which shall be inscribed, at the request of any person, firm, or corporation having or claiming to have any interest in any lot or parcel of land or property, the name and post office address of such person, firm, or corporation, together with a brief description or designation of such lot or parcel, and it shall be the duty of the board of supervisors to mail a copy of such notice to such person, firm, or corporation at such address at least 10 days before the time for the hearing as stated in such notice. However, the failure of the board of supervisors to keep such record or to inscribe any name or address or to mail any such notice shall not constitute a valid objection to holding the hearing as provided in this section or to any other action taken under the authority of this section.

(4) At the time named in such notice, or to which an adjournment may be taken by the board of supervisors, the board shall receive any objections of interested persons and may then or thereafter repeal or confirm such resolution with such amendments, if any, as may be desired by the board and which do not cause any additional property to be specially assessed.

(5) All objections to any such resolution on the ground that it contains items which cannot be properly assessed against property, or that it is, for any default or defect in the passage or character of the resolution or the plans or specifications or estimates, void or voidable in whole or in part, or that it exceeds the power of the board of supervisors, shall be made in writing in person or by attorney and filed with the board at or before the time or adjourned time of such hearing. Any objections against the making of any assessable improvements not so made shall be considered as waived, and if any objection is made and overruled or not sustained, the confirmation of the resolution shall be the final adjudication of the issues presented unless an action is filed in the Circuit Court for the Ninth Circuit to secure relief within 30 days after the board's adoption of the resolution or its later confirmation.

(6) Whenever any resolution providing for the construction or reconstruction of assessable improvements and for the levying of special assessments upon benefited property for the payment thereof is confirmed, as hereinabove provided, or at any time thereafter, the board of supervisors may issue assessment bonds payable out of such assessments when collected. Said bonds shall mature not later than 2 years after the last installment in which said special assessments may be paid, as provided in subsection (10), and shall bear interest not exceeding 6 percent per annum. Such assessment bonds shall be executed, shall have such provisions for redemption prior to maturity, and shall be sold in the manner and be subject to all of the applicable provisions contained in this act for revenue bonds, except as the same are inconsistent with the provisions of this section. The amount of such assessment bonds for any assessable improvement, after the confirmation of the initial resolution, shall not exceed 70 percent of the estimated amount of the cost of such assessable improvements which are to be specially assessed against the land or property to be specially benefited thereby, as shown in the estimates of the engineer for the district referred to in subsection (2). The amount of such assessment bonds for any assessable improvement to be issued, after the confirmation of the preliminary assessment roll provided for in subsection (9), including any assessment bonds theretofore issued, shall not exceed the amount of special assessments actually confirmed and levied by the board of supervisors as provided in subsection (9). Such assessment bonds shall be payable from the proceeds of the special assessments levied for the assessable improvement for which such assessment bonds are issued. However, the district may pledge the full faith and credit of the district for the payment of the principal of and interest on such assessment bonds if the issuance of such assessment bonds is approved in the manner provided by law.

(7) After the passage of the resolution authorizing the construction or reconstruction of assessable improvements has been confirmed as provided in subsection (4), the district may proceed with the construction or reconstruction work. Promptly after the completion of the work, the engineer for the district, who is hereby designated as the official of the district to make preliminary assessment of benefits from assessable improvements, shall prepare a preliminary assessment roll and file the same with the board of supervisors, which roll shall contain the following:

(a) A description of the lots and parcels of land or property within the district which will benefit from such assessable improvements and the amount of such benefits to each such lot or parcel of land or property, and the preliminary assessment. Such lots and parcels shall include the property of the county or counties, municipality or municipalities, and any school district or other political subdivision within the district. There shall also be given the name of the owner of record of each lot or parcel, where practicable, and a statement of the method of assessment used by such engineer.

(b) The total cost of the improvement and the amount of incidental expense. In making such preliminary assessments, the engineer may use any method of determining the amount of special benefits accruing to each lot or parcel of land or property from such assessable improvements as are approved by the board of supervisors. Such special benefits may be based on an acreage assessment where benefits from such assessable improvements are equal or nearly equal for lands or property in a particular area, front footage, or any other factors which the board of supervisors deems fair and equitable as between the different lots or parcels of land or property benefited, whether improved or unimproved. It shall be the duty of the engineer, in making such preliminary assessment roll, to view all lots or parcels of land or property to be assessed and to determine, for the preliminary assessment roll, the amount of benefit which each lot or parcel of land or property will receive from such as-

sessable improvements, under the method or methods prescribed by the board of supervisors, or any combination thereof.

(8) The preliminary roll shall be advisory only and shall be subject to the action of the board of supervisors as hereinafter provided. Upon the filing with the board of supervisors of the preliminary assessment roll, the board shall publish a notice stating that, at a meeting of the board of supervisors to be held on a certain day and hour not less than 15 days after the date of such publication, which meeting may be a regular, adjourned, or special meeting, all interested persons may appear and file written objections to the confirmation of such roll. Such notice shall be published as provided in chapter 50, Florida Statutes, and shall state the class of the assessable improvements and the location thereof by terminal points, route, or otherwise. The board of supervisors shall also mail a copy of such notice to the persons, firms, or corporations referred to in subsection (3) at least 10 days before the time of the meeting as stated in such notice. However, the failure of the board to mail any such notice shall not constitute a valid objection to holding such meeting or to any other action taken under the authority of this section.

(9) At the time and place stated in such notice, the board of supervisors shall meet and receive the objections in writing of all interested persons as stated in such notice. The board of supervisors may adjourn the hearing from time to time. After the completion thereof, the board of supervisors shall either annul, sustain, or modify, in whole or in part, the preliminary assessment as indicated on such roll, either by confirming the preliminary assessment against any or all lots or parcels described therein or by cancelling, increasing, or reducing the same, according to the special benefits which the board decides each such lot or parcel has received or will receive on account of such improvement. If any property chargeable under this section is omitted from the preliminary roll, or if the preliminary assessment is not made against it, the board of supervisors may place on such roll an apportionment to such property. The board of supervisors shall not confirm any assessment in excess of the special benefits to the property assessed, and the assessments so confirmed shall be in proportion to the special benefits. The assessment so made shall be final and conclusive as to each lot or parcel assessed unless, within 30 days, an action is filed in the Circuit Court for the Ninth Circuit to secure relief. If the assessment against any property is sustained, reduced, or abated by the court, the board of supervisors shall note that fact on the assessment roll opposite the description of the property affected thereby. The amount of the special assessment against any lot or parcel which may be reduced or abated by the court, unless the assessment upon the entire district is reduced or abated, or the amount by which such assessment is so reduced or abated, may by resolution of the board of supervisors be made chargeable against the district at large; or, at the discretion of the board, a new assessment roll may be prepared and confirmed in the manner hereinabove provided for the preparation and confirmation of the original assessment roll.

(10) Any assessment may be paid at the office of the board of supervisors within 60 days after the confirmation thereof, without interest. Thereafter, all assessments shall be payable at such times, over such period of years not exceeding 20 years, and in such annual or other installments, with interest at such rate not exceeding 8 percent per annum on the principal amount of such assessments from the expiration of said 60 days, as the board of supervisors determines by resolution. The board of supervisors may provide that any assessment may be paid at any time before due, together with interest accrued thereon to the date of prepayment, if such prior payment is permitted by the proceedings authorizing any assessment bonds or other obligations for the payment of which such special assessments have been pledged.

(11) All such special assessments shall be collected by the respective tax collectors for Orange and Osceola Counties, as the case may be, in which event the last sentence of subsection (1) of section 29 shall be applicable, or by such other officer or agent as the board of supervisors may designate, at such time or times as the board shall specify in the proceedings authorizing or confirming the special assessments, and if no other time is specified, then at the same time as general county taxes are collected in Orange and Osceola Counties.

(12) All assessments shall constitute a lien upon the property so assessed from the date of confirmation of the resolution ordering the improvement, of the same nature and to the same extent as the lien for general county taxes falling due in the same year or years in which such assessments or installments thereof fall due, and any assessment or installment not paid when due shall be collectible with such interest and

with reasonable attorney fees and costs, but without penalties, by the district by proceedings in the Circuit Court for the Ninth Circuit to foreclose the lien of assessments as a lien for mortgages is or may be foreclosed under the laws of the state; provided that any such proceedings to foreclose shall embrace all installments of principal remaining unpaid with accrued interest thereon, which installments shall, by virtue of the institution of such proceedings, immediately become due and payable. Nevertheless, if, prior to any sale of the property under decree of foreclosure in such proceedings, payment is made of the installment or installments which are shown to be due under the provisions of the resolution passed pursuant to subsection (9) and by subsection (10), and all costs including interest and attorney fees, such payment shall have the effect of restoring the remaining installments to their original maturities, and the proceedings shall be dismissed. It shall be the duty of the district to enforce the prompt collection of assessments by the means herein provided, and such duty may be enforced at the suit of any holder of bonds issued under this act in the Circuit Court for the Ninth Circuit by mandamus or other appropriate proceedings or action. Not later than 30 days after any installments are due and payable, it shall be the duty of the board of supervisors to direct the attorney or attorneys whom the board shall then designate to institute action within 2 months after such direction to enforce the collection of all special assessments for assessable improvements made under this section and remaining due and unpaid at the time of such direction. Such action shall be prosecuted in a manner and under the conditions in and under which mortgages are foreclosed under the laws of the state. It shall be lawful to join in one action the collection of assessments against any or all property assessed by virtue of the same assessment roll unless the court deems such joinder prejudicial to the interests of any defendant. The court shall allow reasonable attorney fees for the attorney or attorneys of the district, and the same shall be collectible as a part of or in addition to the costs of the action. At the sale pursuant to decree in any such action, the district may be a purchaser to the same extent as an individual person or corporation, except that the part of the purchase price represented by the assessments sued upon and the interest thereon need not be paid in cash. Property so acquired by the district may be sold or otherwise disposed of, the proceeds of such disposition to be placed in the fund provided by subsection (13). However, no sale or other disposition thereof shall be made unless the notice calling for bids therefor to be received at a stated time and place is published at least once as provided in chapter 50, Florida Statutes.

(13) All assessments and charges made under the provisions of this section for the payment of all or any part of the cost of any assessable improvements for which assessment bonds are issued under the provisions of this law, or which have been pledged as additional security for any other bonds or obligations issued under this act, shall be maintained in a special fund or funds and be used only for the payment of principal of or interest on such assessment bonds or other bonds or obligations.

(14) Orange and Osceola Counties, the municipalities, each school district, and any other political subdivision wholly or partly within the district shall possess the same power and be subject to the same duties and liabilities in respect of the special assessments under this section affecting the real estate of such county, municipality, school district, or other political subdivision which private owners of real estate possess or are subject to hereunder, and such real estate of any such county, municipality, school district, or political subdivision shall be subject to liens for said assessments in all cases where the same property would be subject to such liens had it, at the time the lien attached, been owned by a private owner.

(15) Subject to the terms of any bonds or other obligations payable from or secured by the assessments provided for herein, the board of supervisors may at any time and from time to time modify, in whole or in part, or revoke any plan or specification for any assessable improvement. In connection with the revision of any such plan or specification, benefits may be reassessed or additional assessments made in accordance with the provisions and procedures of this section. The board of supervisors may at any time approve and make effective technical changes and modifications of any plan for any improvement not affecting the determination of assessed benefits or the security of bond owners.

Section 41. Issuance of certificates of indebtedness based on assessments for assessable improvements; assessment bonds.—

(1) The board of supervisors may, after any assessments for assessable improvements are made, determined, and confirmed as provided in

section 40, issue certificates of indebtedness for the amount so assessed against the abutting property or property otherwise benefited, as the case may be, and separate certificates shall be issued against each part or parcel of land or property assessed, which certificates shall state the general nature of the improvement for which the said assessment is made. Said certificates shall be payable in annual installments or otherwise in accordance with the installments of the special assessments for which they are issued. The board of supervisors may determine the interest to be borne by such certificates at a rate no greater than 6 percent per annum and may sell such certificates at either private or public sale and determine the form, manner of execution, and other details of such certificates. Such certificates shall recite that they are payable only from the special assessments levied and collected from the part or parcel of land or property against which they are issued. The proceeds of such certificates may be pledged for the payment of principal of and interest on any revenue bonds or general obligation bonds issued to finance in whole or in part such assessable improvement, or, if not so pledged, may be used to pay the cost or part of the cost of such assessable improvements.

(2) The district may also issue assessment bonds or other obligations payable from a special fund into which such certificates of indebtedness referred to in subsection (1) may be deposited; or, if such certificates of indebtedness have not been issued, the district may assign to such special fund for the benefit of the holders of such assessment bonds or other obligations, or to a trustee for such bondholders, the assessment liens provided for in section 40, unless such certificates of indebtedness or assessment liens have been theretofore pledged for any bonds or other obligations authorized hereunder. In the event of the creation of such special fund and the issuance of such assessment bonds or other obligations, the proceeds of such certificates of indebtedness or assessment liens deposited therein shall be used only for the payment of the assessment bonds or other obligations issued as provided in this section. The district is authorized to covenant with the holders of such assessment bonds or other obligations that it will diligently and faithfully enforce and collect all the special assessments and interest and penalties thereon for which such certificates of indebtedness or assessment liens have been deposited in or assigned to such fund, and to foreclose such assessment liens so assigned to such special fund or represented by the certificates of indebtedness deposited in said special fund, after such assessment liens have become delinquent, and deposit the proceeds derived from such foreclosure, including interest and penalties, in such special fund, and to make any other covenants deemed necessary or advisable in order to properly secure the holders of such assessment bonds or other obligations.

(3) The assessment bonds or other obligations issued pursuant to this section shall have such dates of issue and maturity as are deemed advisable by the board of supervisors. However, the maturities of such assessment bonds or other obligations shall not be more than 2 years after the due date of the last installment which will be payable on any of the special assessments for which such assessment liens, or the certificates of indebtedness representing such assessment liens, are assigned to or deposited in such special fund.

(4) Such assessment bonds or other obligations issued under this section shall bear interest at a rate not exceeding 6 percent per annum and shall be executed, shall have such provisions for redemption prior to maturity, shall be sold in the manner, and shall be subject to all of the applicable provisions contained in this act for revenue bonds, except as the same may be inconsistent with the provisions of this section.

(5) All assessment bonds or other obligations issued under the provisions of this act, except certificates of indebtedness issued against separate lots or parcels of land or property as provided in this section, shall be and constitute and have all the qualities and incidents of negotiable instruments under the law merchant and the laws of the state.

Section 42. Issuance of bond anticipation notes.—In addition to the other powers provided for in this act and not in limitation thereof, the district shall have the power, at any time and from time to time after the issuance of any bonds of the district is authorized, to borrow money for the purposes for which such bonds are to be issued in anticipation of the receipt of the proceeds of the sale of such bonds and to issue bond anticipation notes in a principal amount not in excess of the authorized maximum amount of such bond issue. Such notes shall be in such denomination or denominations, bear interest at such rate or rates not in excess of 6 percent per annum, mature at such time or times not later

than 5 years after the date of issuance, be renewable for an additional term or terms in the aggregate not in excess of 5 years after the date of first renewal, and be in such form and executed in such manner as the board of supervisors shall prescribe. Such notes may be sold at either public or private sale or, if such notes are renewal notes, may be exchanged for notes then outstanding on such terms as the board of supervisors shall determine. Such notes shall be paid from the proceeds of such bonds when issued. The board of supervisors may in its discretion, in lieu of retiring the notes by means of bonds, retire them by means of current revenues or from any taxes or assessments levied for the payment of such bonds, but in such event a like amount of the bonds authorized shall not be issued.

Section 43. Short-term borrowings.—The district at any time may obtain loans, in such amount and on such terms and conditions as the board of supervisors may approve, for the purpose of paying any of the expenses of the district or any costs incurred or that may be incurred in connection with any of the projects of the district, which loans shall have a term not exceeding 2 years from the date of issuance thereof, and may be renewable for a like term or terms, shall bear interest in any amount not in excess of 6 percent per annum, and may be payable from and secured by a pledge of such funds, revenues, taxes, and assessments as the board of supervisors may determine. For the purpose of defraying such costs and expenses, the district may issue negotiable notes, warrants, or other evidences of debt signed on behalf of the district by any member of the board of supervisors duly authorized by the board, such notes or other evidences of indebtedness to be payable at such times, to bear interest at a rate not exceeding 6 percent per annum, and to be sold or discounted at such price or prices and on such terms as the board may deem advisable. The board of supervisors shall have the right to provide for the payment thereof by pledging the whole or any part of the funds, revenues, taxes, and assessments of the district. The approval of the qualified electors residing in the district shall not be necessary except where required by the State Constitution.

Section 44. Trust agreements.—In the discretion of the board of supervisors, any issue of bonds may be secured by a trust agreement by and between the district and a corporate trustee or trustees, which may be any trust company or bank having the powers of a trust company within or outside the state. The resolution authorizing the issuance of the bonds or such trust agreement may pledge the revenues to be received from any projects of the district and may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as the board of supervisors may approve, including, without limitation, covenants setting forth the duties of the district in relation to the acquisition, construction, reconstruction, improvement, maintenance, repair, operation, and insurance of any projects, the fixing and revising of the rates, fees, fares, and charges, and the custody, safeguarding, and application of all moneys, and for the employment of counselling engineers in connection with such acquisition, construction, reconstruction, improvement, maintenance, repair, or operation. It shall be lawful for any bank or trust company incorporated under the laws of the state which may act as a depository of the proceeds of bonds or of revenues to furnish such indemnifying bonds or to pledge such securities as may be required by the district. Such resolution or trust agreement may set forth the rights and remedies of the bondholders and of the trustee, if any, and may restrict the individual right of action by bondholders. The board of supervisors may provide for the payment of the proceeds of the sale of the bonds and the revenues of any project to such officer, board, or depository as it may designate for the custody thereof, and for the method of disbursement thereof with such safeguards and restrictions as it may determine. All expenses incurred in carrying out the provisions of such resolution or trust agreement may be treated as part of the cost of operation of the project to which such trust agreement pertains.

Section 45. Sale of bonds.—Bonds may be sold in blocks or installments at different times, or an entire issue or series may be sold at one time. Bonds may be sold at public or private sale after such advertisement, if any, as the board of supervisors deems advisable but not in any event at less than 95 percent of the par value thereof, together with accrued interest thereon. Bonds may be sold or exchanged for refunding bonds. Special assessment and revenue bonds may be delivered as payment by the district of the purchase price or lease of any project or part thereof, or a combination of projects or parts thereof, or as the purchase price or exchanged for any property, real, personal, or mixed, including franchises, or services rendered by any contractor, engineer, or other person, all at one time or in blocks from time to time, in such manner and upon such terms as the board of supervisors in its discretion shall de-

termine. The price or prices for any bonds sold, exchanged, or delivered may be:

- (1) The money paid for the bonds;
- (2) The principal amount, plus accrued interest to the date of redemption or exchange, of outstanding obligations exchanged for refunding bonds;
- (3) In the case of special assessment or revenue bonds, the amount of any indebtedness to contractors or other persons paid with such bonds; or
- (4) The fair value of any properties exchanged for the bonds, as determined by the board of supervisors.

Section 46. Authorization and form of bonds.—Bonds may be authorized by resolution or resolutions of the board of supervisors which shall be adopted by a majority of all of the members thereof then in office. Such resolution or resolutions may be adopted at the same meeting at which they are introduced and need not be published or posted. The board of supervisors may by resolution authorize the issuance of bonds and fix the aggregate amount of bonds to be issued, the purpose or purposes for which the moneys derived therefrom shall be expended, the rate or rates of interest, which shall not exceed 6 percent per annum, the denomination of the bonds, regardless of whether the bonds are to be issued in one or more series, the date or dates thereof, the date or dates of maturity, which shall not exceed 40 years from their respective dates of issuance, the medium of payment, the place or places within or outside the state where payment shall be made, registration privileges, redemption terms and privileges (whether with or without premium), the manner of execution, the form of the bonds, including any interest coupons to be attached thereto, the manner of execution of bonds and coupons, and any and all other terms, covenants, and conditions thereof, and the establishment of reserve or other funds. Such authorizing resolution may further provide that such bonds may be executed manually or by engraved, lithographed, or facsimile signature, provided that where signatures are engraved, lithographed, or facsimile, no bond shall be valid unless countersigned by a registrar or other officer designated by appropriate resolution of the board of supervisors. The seal of the district may be affixed, lithographed, engraved, or otherwise reproduced in facsimile on such bonds. In case any officer whose signature or a facsimile of whose signature appears on any bonds or coupons ceases to be such officer before the delivery of such bonds, such signature or facsimile shall nevertheless be valid and sufficient for all purposes the same as if he or she had remained in office until such delivery.

Section 47. Increase in maximum allowable interest on district bonds.—Anything in this act or the laws of the state to the contrary notwithstanding, if at any time and from time to time the general laws of the state permit the counties, municipalities, or political subdivisions of the state, or any of them, to issue general obligation, revenue, assessment, or other bonds bearing interest in an amount or at a rate in excess of 6 percent per annum, then the maximum allowable interest on any bonds of the district that may be issued during the effective period of such general law shall be the maximum amount or rate permitted under such general law.

Section 48. Interim certificates; replacement certificates.—Pending the preparation of definitive bonds, the board of supervisors may issue interim certificates or receipts or temporary bonds, in such form and with such provisions as the board may determine, exchangeable for definitive bonds when such bonds have been executed and are available for delivery. The board of supervisors may also provide for the replacement of any bonds that become mutilated or are lost or destroyed.

Section 49. Negotiability of bonds.—Any bond issued under this act and any interim certificate, receipt, or temporary bond shall, in the absence of an express recital on the face thereof that it is nonnegotiable, be fully negotiable and shall be and constitute negotiable instruments within the meaning and for all purposes of the law merchant and the laws of the state.

Section 50. Defeasance.—The board of supervisors may make such provision with respect to the defeasance of the right, title, and interest of the holders of any of the bonds and obligations of the district in any revenues, funds, or other properties by which such bonds are secured as the board deems appropriate and, without limitation on the foregoing,

may provide that when such bonds or obligations become due and payable or shall have been called for redemption, and the whole amount of the principal and the interest and premium, if any, due and payable upon the bonds or obligations then outstanding shall be paid, or sufficient moneys or direct obligations of the United States Government the principal of and the interest on which when due will provide sufficient moneys, shall be held or deposited in trust for such purpose, and provision shall also be made for paying all other sums payable in connection with such bonds or other obligations, then and in such event the right, title, and interest of the holders of the bonds in any revenues, funds, or other properties by which such bonds are secured shall thereupon cease, determine, and become void, and the board of supervisors may apply any surplus in any sinking fund established in connection with such bonds or obligations and all balances remaining in all other funds or accounts other than money held for the redemption or payment of the bonds or other obligations to any lawful purpose of the district as the board shall determine.

Section 51. Bonds as legal investment or security.—Notwithstanding any provisions of any other law to the contrary, all bonds issued under the provisions of this act shall constitute legal investments for savings banks, banks, trust companies, insurance companies, executors, administrators, trustees, guardians, and other fiduciaries, and for any board, body, agency, instrumentality, county, municipality, or other political subdivision of the state, and shall be and constitute securities which may be deposited by banks or trust companies as security for deposits of state, county, municipal, or other public funds, or by insurance companies as required or voluntary statutory deposits.

Section 52. Agreements with Division of Bond Finance and others.—The board of supervisors shall have the power to retain and enter into agreements with fiscal agents, financial advisers, the Division of Bond Finance of the State Board of Administration, engineers, and other consultants or advisers with respect to the issuance and sale of any bonds, and the cost and expense thereof may be treated as part of the cost and expense of such project. The board of supervisors shall engage the Division of Bond Finance in connection with the structure, management, and execution of debt issuances including, but not limited to, direct placements, bank loans, private placements, and limited or public offerings of debt.

Section 53. Covenants.—Any resolution authorizing the issuance of bonds may contain such covenants as the board of supervisors may deem advisable, and all such covenants shall constitute valid and legally binding and enforceable contracts between the district and the bondholders, regardless of the time of issuance thereof. Such covenants may include, without limitation, covenants concerning the disposition of the bond proceeds, the use and disposition of project revenues, the pledging of revenues, taxes, and assessments, the obligations of the district with respect to the operation of the project and the maintenance of adequate project revenues, the issuance of additional bonds, the appointment, powers, and duties of trustees and receivers, the acquisition of outstanding bonds and obligations, restrictions on the establishing of competing projects or facilities, restrictions on the sale or disposal of the assets and property of the district, the priority of assessment liens, the priority of claims by bondholders on the taxing power of the district, the maintenance of deposits to ensure the payment of revenues by users of district facilities and services, the discontinuance of district services by reason of delinquent payments, acceleration upon default, the execution of necessary instruments, the procedure for amending or abrogating covenants with the bondholders, and such other covenants as may be deemed necessary for the security of the bondholders.

Section 54. Validity of bonds; validation proceedings.—

(1) Any bonds issued by the district shall be incontestable in the hands of bona fide purchasers or holders for value and shall not be invalid because of any irregularity or defects in the proceedings for the issue and sale thereof. Prior to the issuance of any bonds, the district may, but is not required to, publish a notice as provided in chapter 50, Florida Statutes, stating the date of adoption of the resolution authorizing such obligations, the amount, maximum rate of interest, and maturity of such obligations, and the purpose in general terms for which such obligations are to be issued, and further stating that any action or proceeding questioning the validity of such obligations or of the proceedings authorizing the issuance thereof, or of any covenants made therein, must be instituted within 30 days after the first publication of such notice, or the validity of such obligations, proceedings, and cove-

nants shall not be thereafter questioned in any court whatsoever. If no such action or proceeding is so instituted within such 30-day period, then the validity of such obligations, proceedings, and covenants shall be conclusive, and all persons or parties whatsoever shall be forever barred from questioning the validity of such obligations, proceedings, or covenants in any court whatsoever.

(2) The power of the district to issue bonds under the provisions of this act may be determined, and any of the bonds of the district may be validated and confirmed, by circuit court decree, under the provisions of chapter 75, Florida Statutes, and laws amendatory thereof or supplementary thereto.

Section 55. Act furnishes full authority for issuance of bonds.—This act constitutes full and complete authority for the issuance of bonds and the exercise of the powers of the district provided herein. The powers conferred by this act on the district with respect to the issuance and sale of bonds shall be in addition and supplemental to the powers conferred by any other law.

Section 56. Tax exemption.—As the exercise of the powers conferred by this act to effect the purposes of this act constitute the performance of essential public functions, and as the projects of the district will constitute public property used for public purposes, all assets and properties of the district, and all bonds issued hereunder and interest paid thereon, and all fees, charges, and other revenues derived by the district from the projects provided for by this act shall be exempt from all taxes by the state or by any political subdivision, agency, or instrumentality thereof, provided, however, that nothing in this act shall be deemed to exempt from taxation any property, project, facility, business activity, or enterprise that cannot validly be undertaken as a public function by special taxing districts or other public bodies under the laws and Constitution of the State of Florida, and provided further that nothing in this act shall be deemed to exempt any property, project, facility, business activity, or enterprise of the district, or revenues derived therefrom, which would be subject to taxation under the general laws of the State of Florida if such property, project, or facility were owned or undertaken by a municipal corporation.

Section 57. Pledge by State of Florida to bondholders of district and to Federal Government.—

(1) For all bonds and other obligations issued before the effective date of this act, the State of Florida pledges to the holders of any bonds issued under this act that it will not limit or alter the rights of the district to own, acquire, construct, reconstruct, improve, maintain, operate, or furnish the projects or to levy and collect the taxes, assessments, rentals, rates, fees, fares, and other charges provided for herein and to fulfill the terms of any agreement made with the holders of such bonds or other obligations, that it will not in any way impair the rights or remedies of the holders, and that it will not modify in any way the exemption from taxation provided in this act, until all such bonds, together with interest thereon, and all costs and expenses in connection with any action or proceeding by or on behalf of such holders, are fully met and discharged. The State of Florida pledges to and agrees with the Federal Government that in the event the Federal Government or any agency or authority thereof shall construct or contribute any funds, materials, or property for the construction, acquisition, extension, improvement, enlargement, maintenance, operation, or furnishing of any of the projects of the district, or any part thereof, the state will not alter or limit the rights and powers of the district in any manner which would be inconsistent with the continued maintenance and operation of such project, or any part thereof, or the improvement thereof, or which would be inconsistent with the due performance of any agreements between the district and the Federal Government, and the district shall continue to have and may exercise all powers herein granted so long as the board of supervisors deems the same necessary or desirable for the carrying out of the purposes of this act and the purposes of the Federal Government in the construction, acquisition, extension, improvement, enlargement, maintenance, operation, or furnishing of any of the projects of the district, or any part thereof.

(2) For all bonds and other obligations issued on or after the effective date of this act, the State of Florida pledges to the holders of any bonds issued under this act that it will not limit or alter the rights of the district to own, acquire, construct, reconstruct, improve, maintain, operate, or furnish the projects or to levy and collect the taxes, assessments, rentals, rates, fees, fares, and other charges provided for herein and to fulfill the

terms of any agreement made with the holders of such bonds or other obligations, that it will not in any way impair the rights or remedies of the holders, and that it will not modify in any way the exemption from taxation provided in this act, until all such bonds, together with interest thereon, and all costs and expenses in connection with any action or proceeding by or on behalf of such holders, are fully met and discharged.

Section 58. Cooperative agreements with certain municipalities.—

(1) The board of supervisors may undertake and finance any of the projects of the district, in whole or in part, with any municipality now existing or hereafter created within the district or in any other manner combine the projects of the district with the projects of such municipality or municipalities on such terms and conditions as the board of supervisors shall approve, and the provisions of this act, including, without limitation, the provisions for the financing of district projects through bond issues, shall be applicable to such projects.

(2) Any agreement of the type authorized by this section may be made and entered into pursuant to this act for such time or times, not exceeding 40 years, as shall be agreed by the parties thereto or for such longer time as any bonds of any of the contracting parties, including refunding bonds, remain outstanding and unpaid, and may contain such details, terms, provisions, and conditions as shall be agreed upon by the parties thereto. Any such agreement may be made and entered into for the benefit of the holders of any bonds of the district as well as the parties thereto and in such event shall be enforceable in any court of competent jurisdiction by the holders of any such bonds or of the coupons appertaining thereto.

*Section 59. Contracts, grants, and contributions.—*The district shall have the power to make and enter all contracts and agreements necessary or incidental to the performance of the functions of the district and the execution of its powers, and to contract with, and to accept and receive grants or loans of money, material, or property from, any person, private or public corporation, the state or any agency or instrumentality thereof, any county, municipality, or other political subdivision, or any agency, instrumentality, or corporation of or created by the United States of America, or the United States of America, as the board of supervisors shall determine to be necessary, or as otherwise authorized by general law or this act, to carry out the purposes of this act, and in connection with any such contract, grant, or loan to stipulate and agree to such covenants, terms, and conditions as the board deems appropriate.

Section 60. Effect of annexation of lands to and exclusion of lands from district.—

(1) Land, including property situated thereon, added to the district shall from the time of its inclusion within the district be subject to all of the taxes and assessments thereafter levied and assessed on other land or property of the district similarly situated. Land or property excluded from the district shall from the date of such exclusion be exempt from taxes or assessments thereafter imposed by the district but shall not be exempt from any taxes or assessments theretofore levied and due with respect to such land or property, or from subsequent installments of taxes or assessments theretofore levied or assessed with respect thereto, and such taxes or assessments may be enforced and collected by or on behalf of the district in the same manner as if such land or property continued to be within the territorial limits of the district.

(2) Nothing in this section shall permit the annexation or exclusion of lands contrary to the terms, covenants, or conditions of any of the bonds or obligations of the district, or in any manner that would impair the security of the holders of any bonds or other obligations of the district.

*Section 61. Construction of district projects.—*The Legislature finds and declares that in order to accomplish the purposes of this act, it is essential that the board of supervisors have discretion and authority with respect to the manner in which the construction of the projects of the district, including, but not limited to, projects financed by district bonds, taxes, or assessments, shall be undertaken. The board of supervisors shall have power and authority to acquire, construct, reconstruct, extend, repair, improve, maintain, and operate any of the projects of the district, and to that end to employ contractors, to purchase machinery, to employ machinery operators, and directly to have charge of and construct the projects of the district in such manner as the board may determine. The district may undertake any construction work with its own resources, without public advertisement for bids. However, if the district does not

use its own resources to undertake any construction work, the board of supervisors must let contracts for the projects of the district, either as a whole or in sections, with public advertising and the receiving of bids, all on such terms and conditions as the board may deem appropriate. The board of supervisors shall let the contract to the lowest responsible and responsive bidder. However, the board may in its discretion reject any and all bids.

Section 62. Enforcement and penalties.—

(1) The board of supervisors or any aggrieved person may have recourse to such civil remedies as may be necessary to ensure compliance with the provisions of this act, including injunctive relief to enjoin or restrain any person violating the provisions of this act, and any bylaws, resolutions, regulations, rules, codes, and orders adopted under this act, and the court shall, upon proof of such violation, have the duty to issue forthwith such temporary and permanent injunctions as are necessary to prevent such further violation thereof. In case any building or structure is erected, constructed, reconstructed, altered, repaired, converted, or maintained, or any building, structure, land, or water is used, in violation of this act, or of any code, order, resolution, or other regulation made under authority conferred by this act or under law, the board of supervisors and any person residing in the district may institute any appropriate action or proceeding to prevent such unlawful erection, construction, reconstruction, alteration, repair, conversion, maintenance, or use, to restrain, correct or avoid such violation, to prevent the occupancy of such building, structure, land, or water, and to prevent any illegal act, conduct, business, or use in or about such premises, land, or water.

(2) The district shall have the standing and authority to challenge, by an action in a court of proper jurisdiction, any action, contract, resolution, ordinance, code, or regulation of the City of Bay Lake or the City of Lake Buena Vista that violates this act.

*Section 63. Investment of funds.—*The board of supervisors may in its discretion invest funds of the district as provided in s. 218.415, Florida Statutes.

*Section 64. Severability of provisions.—*If any section, clause, sentence, or provision of this act, or the application of such section, clause, sentence, or provision to any persons or bodies or under any circumstances, is held to be inoperative, invalid, or unconstitutional, the invalidity of such section, clause, sentence, or provision shall not be deemed, held, or taken to affect the validity or constitutionality of any of the remaining parts of this act, or the application of any of the provisions of this act to persons or bodies or in circumstances other than those as to which it or any part thereof is held inoperative, invalid, or unconstitutional, and it is intended that this act shall be construed and applied as if any section, clause, sentence, or provision held inoperative, invalid, or unconstitutional had not been included in this act.

Section 3. The offices and terms of all members of the Board of Supervisors of the Reedy Creek Improvement District existing as of the effective date of this act shall end as of the effective date of this act, but such members may continue to serve until a successor in office is appointed and qualified. Until successors are appointed and qualified to replace all of the members of the board of supervisors existing as of the effective date of this act, board members, officers, and employees of the district may not sell, dispose of, encumber, transfer, or expend the assets of the district as such assets existed on the effective date of this act, other than in the ordinary course of business.

Section 4. The provisions of this act shall be liberally construed to effect its purposes and shall be deemed cumulative, supplemental, and alternative authority for the exercise of the powers provided herein.

Section 5. Chapter 67-764, Laws of Florida, and the decree in chancery No. 66-1061 entered by the Circuit Court in and for the Ninth Judicial Circuit of the State of Florida on May 13, 1966, creating and incorporating the Reedy Creek Drainage District as a public corporation of the State of Florida, are repealed.

Section 6. Notwithstanding the repeal of the decree and chancery No. 66-1061, the stipulation dated September 29, 1966, by and between the Reedy Creek Drainage District and Orange County, filed and entered in the proceeding then pending in the Circuit Court of the Ninth Judicial Circuit in and for Orange County, Florida, being Case No. Chancery 66-1061, shall continue to be effective and binding on the Reedy Creek Improvement District and Orange County and applicable to any plan of reclamation now or hereafter adopted by the Reedy Creek Improvement

District unless and until revised or terminated by agreement of the parties thereto.

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 the Reedy Creek Improvement District, Orange and Osceola Counties; reenacting, amending, and repealing chapter 67-764, Laws of Florida, and the decree in chancery No. 66-1061 entered by the Circuit Court in and for the Ninth Judicial Circuit of the State of Florida on May 13, 1966, relating to the district; providing legislative intent; providing for continuation of authority for revenue collection and powers to meet outstanding obligations; renaming the district; providing the boundaries for the district; revising the manner of selection of the board of supervisors; providing term limits; revising board member compensation; providing a process for selecting certain staff; revising the powers of the board; revising the powers of the district; providing severability; providing for transition; providing construction; providing for continued effect of stipulation between the district and Orange County; providing an exception to general law; providing an effective date.

On motion by Senator Hutson, by two-thirds vote, **CS for HB 9-B** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—26

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Simon
Bradley	Gruters	Trumbull
Brodeur	Hooper	Wright
Broxson	Hutson	Yarborough
Burgess	Ingoglia	

Nays—9

Berman	Osgood	Stewart
Book	Pizzo	Thompson
Davis	Rouson	Torres

BILLS ON SPECIAL ORDERS

Pursuant to the motion made on February 8, 2023, the following bills were submitted as the Special Order Calendar for Friday, February 10, 2023: HB 7-B, HB 11-B, HB 13-B, CS for HB 9-B.

REPORTS OF COMMITTEES

The Committee on Rules recommends the following pass: HB 7-B; CS for HB 9-B; HB 11-B; HB 13-B

The bills were placed on the Calendar.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES — FINAL ACTION

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 2-B.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 4-B.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 6-B.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of February 8 and February 9 were corrected and approved.

CO-INTRODUCERS

Senator Perry—SB 8-B

ENROLLING REPORTS

SB 2-B, SB 4-B, and SB 6-B have been enrolled, signed by the required constitutional officers, and presented to the Governor on February 10, 2023.

Tracy C. Cantella, Secretary

ADJOURNMENT

On motion by Senator Mayfield, the Senate in Special Session adjourned sine die at 1:39 p.m.



Journal of the Senate

Final Reports After Adjournment Sine Die — 2023 Special Session B

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State the following bills which he approved—

SB 2-B, SB 4-B, and SB 6-B on February 15, 2023.

CERTIFICATE

THIS IS TO CERTIFY that the foregoing pages, numbered 1 through 43, inclusive, are and constitute a complete, true and correct journal and record of the proceedings of the Senate of the State of Florida in Special Session, convened at 2:00 p.m. on the 6th of February, 2023, and adjourned at 1:39 p.m. on the 10th of February, 2023. Additionally, there has been included a record of the actions taken by the Governor subsequent to the sine die adjournment of the Special Session.

A handwritten signature in cursive script that reads "Tracy C. Cantella".

Tracy C. Cantella
Secretary of the Senate

Tallahassee, Florida
February 15, 2023

JOURNAL OF THE SENATE

MEMBERS OF THE SENATE; BILLS, RESOLUTIONS, AND MEMORIALS INTRODUCED; AND COMMITTEE ASSIGNMENTS

SPECIAL SESSION B

February 6 - 10, 2023

(Boldfaced bill numbers passed both houses—adopted one-house resolutions also boldfaced.)

ALBRITTON, BEN—27th District

Introduced: **2B**

Committees: Appropriations Committee on Agriculture, Environment, and General Government; Environment and Natural Resources; Finance and Tax; Fiscal Policy; Governmental Oversight and Accountability; Health Policy; Judiciary; *Select Committee on Resiliency, Chair*; and *Joint Legislative Budget Commission*

DAVIS, TRACIE—5th District

Co-Introduced: **10B**

Committees: Transportation, Vice Chair; Appropriations; Appropriations Committee on Education; Appropriations Committee on Health and Human Services; Governmental Oversight and Accountability; Health Policy; Regulated Industries; *Select Committee on Resiliency*; and *Joint Legislative Auditing Committee*

HUTSON, TRAVIS—7th District

Introduced: **8B**

Committees: Fiscal Policy, Chair; Appropriations Committee on Education; Banking and Insurance; Commerce and Tourism; Education Pre-K -12; Finance and Tax; Regulated Industries; Rules; and *Joint Legislative Budget Commission*

INGOGLIA, BLAISE—11th District

Introduced: **6B**

Committees: Finance and Tax, Chair; Appropriations; Appropriations Committee on Criminal and Civil Justice; Banking and Insurance; Children, Families, and Elder Affairs; Criminal Justice; Ethics and Elections; *Select Committee on Resiliency*; and *Joint Administrative Procedures Committee, Alternating Chair*

JONES, SHEVRIN D. “SHEV”—34th District

Co-Introduced: **10B**

Committees: Appropriations Committee on Education, Vice Chair; Commerce and Tourism; Education Postsecondary; Education Pre-K -12; Finance and Tax; Fiscal Policy; Regulated Industries; and Rules

MARTIN, JONATHAN—33rd District

Introduced: **4B**

Committees: Criminal Justice, Chair; Appropriations; Appropriations Committee on Criminal and Civil Justice; Appropriations Committee on Health and Human Services; Community Affairs; Environment and Natural Resources; Ethics and Elections; and *Select Committee on Resiliency*

OSGOOD, ROSALIND—32nd District

Co-Introduced: **10B**

Committees: Community Affairs, Vice Chair; Appropriations Committee on Agriculture, Environment, and General Government; Appropriations Committee on Health and Human Services; Education Pre-K -12; Fiscal Policy; Health Policy; Regulated Industries; Rules; and *Joint Administrative Procedures Committee*

PERRY, KEITH—9th District

Co-Introduced: **8B**

Committees: Appropriations Committee on Education, Chair; Rules, Vice Chair; Appropriations; Appropriations Committee on Transportation, Tourism, and Economic Development; Criminal Justice; Education Postsecondary; Education Pre-K -12; Regulated Industries; and *Joint Legislative Budget Commission*

POWELL, BOBBY—24th District

Co-Introduced: **10B**

Committees: Appropriations Committee on Criminal and Civil Justice, Vice Chair; Appropriations; Appropriations Committee on Transportation, Tourism, and Economic Development; Banking and Insurance; Criminal Justice; Environment and Natural Resources; Ethics and Elections; *Select Committee on Resiliency*; *Joint Committee on Public Counsel Oversight*; and *Joint Legislative Budget Commission*

ROUSON, DARRYL ERVIN—16th District

Introduced: **10B**

Committees: Appropriations, Vice Chair; Ethics and Elections, Vice Chair; Agriculture; Appropriations Committee on Criminal and Civil Justice; Appropriations Committee on Health and Human Services; Children, Families, and Elder Affairs; Governmental Oversight and Accountability; Rules; and *Joint Administrative Procedures Committee*

SIMON, COREY—3rd District

Co-Introduced: **10B**

Committees: Education Pre-K -12, Chair; Agriculture; Appropriations Committee on Education; Appropriations Committee on Health and Human Services; Education Postsecondary; Fiscal Policy; Regulated Industries; Rules; and *Joint Legislative Auditing Committee*

THOMPSON, GERALDINE F. “GERI”—15th District

Co-Introduced: **10B**

Committees: Children, Families, and Elder Affairs, Vice Chair; Agriculture; Appropriations Committee on Education; Appropriations Committee on Transportation, Tourism, and Economic Development; Banking and Insurance; Fiscal Policy; Judiciary; *Select Committee on Resiliency*; and *Joint Committee on Public Counsel Oversight*

JOURNAL OF THE SENATE

SPECIAL SESSION B

February 6 - 10, 2023

MISCELLANEOUS SUBJECT INDEX

Subject	Page	Subject	Page
COMMITTEES		VETOED BILLS	
Standing, Select, and Joint Committees	8	2022 Regular Session	
EXECUTIVE BUSINESS		CS for SB 102	2
Suspensions		SB 406	5
Reports	7	CS for SB 620	5
MOMENT OF SILENCE	12	CS for SB 1260	5
PROCLAMATION	1	CS for CS for SB 1382	5
		CS for CS for SB 1796	6
		SB 2508	6
		SB 2512	6
		SB 2526	6

Subject Index of Senate and House Bills, Resolutions, and Memorials

**SPECIAL SESSION B
February 6 - 10, 2023**

This index embraces all measures introduced in both the Senate and House. The house of origin is identified by the letter preceding each bill: **S-Senate, H-House**. House bills shown in this index include those never received by the Senate, and their inclusion here is only for the convenience of the user interested in all bills introduced in the Legislature on a particular subject.

(Boldfaced bill numbers passed both houses—adopted one-house resolutions also boldfaced.)

<p style="text-align: center;">A</p> <p>APPROPRIATIONS Emergency Response, S2-B(2023-1), H1-B Insurance, H15-B Transportation of Inspected Unauthorized Aliens, S6-B(2023-3), H5-B</p> <p style="text-align: center;">E</p> <p>EXECUTIVE BRANCH Insurance, H15-B Statewide Prosecutor, S4-B(2023-2), H3-B</p> <p style="text-align: center;">I</p> <p>INSURANCE Insurance, H15-B</p> <p style="text-align: center;">K</p> <p>K-20 EDUCATION CODE Intercollegiate Athlete Compensation and Rights, S8-B, H7-B(2023-4)</p> <p style="text-align: center;">L</p> <p>LEGISLATIVE BRANCH; COMMISSIONS Insurance, H15-B</p> <p>LOCAL BILLS Eastpoint Water and Sewer District, Franklin County, H13-B(2023-7) Reedy Creek Improvement District, Orange and Osceola Counties, H9-B(2023-5)</p>	<p>LOCAL BILLS (Cont.) Sunshine Water Control District, Broward County, H11-B(2023-6)</p> <p style="text-align: center;">P</p> <p>PUBLIC BUSINESS Emergency Response, S2-B(2023-1), H1-B</p> <p>PUBLIC OFFICERS, EMPLOYEES, AND RECORDS Insurance, H15-B</p> <p style="text-align: center;">R</p> <p>REGULATION OF PROFESSIONS AND OCCUPATIONS Intercollegiate Athlete Compensation and Rights, S8-B, H7-B(2023-4)</p> <p>REGULATION OF TRADE, COMMERCE, INVESTMENTS, AND SOLICITATIONS Insurance, H15-B</p> <p>RESOLUTIONS (JOINT, COMMEMORATIVE, AND CONCURRENT) Black History Month in Florida, S10-B(ADOPTED)</p> <p style="text-align: center;">S</p> <p>SOCIAL WELFARE Eligibility for Medical Assistance and Related Services, H17-B</p> <p style="text-align: center;">T</p> <p>TAXATION AND FINANCE Insurance, H15-B</p>
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JOURNAL OF THE SENATE

**SENATE BILLS, RESOLUTIONS, AND MEMORIALS BY NUMBER
WITH SUBJECT, INTRODUCER, AND DISPOSITION**

**SPECIAL SESSION B
February 6 - 10, 2023**

(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
 SM — Special Master
 SO — Bills on Special Orders

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
 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

<p>SB</p> <p>2-B Emergency Response (Albritton) (FR)2, (BA)10, (MO)10, (CR)12, (SO)12, 43 Ch. 2023-1</p> <p>4-B Statewide Prosecutor (Martin) (FR)2, (BA)11, (MO)11, (CR)12, (SO)12, 43 Ch. 2023-2</p> <p>6-B Transportation of Inspected Unauthorized Aliens (Ingoglia) (FR)2, (BA)11, (CR)12, (MO)12, (SO)12, 43 Ch. 2023-3</p>	<p>SB</p> <p>8-B Intercollegiate Athlete Compensation and Rights (Hutson and Perry) (FR)2, (CO)43 DSC/CBP-HB 7-B</p> <p>SR</p> <p>10-B Black History Month in Florida (Rouson and others) (BA) 15, 16 Adopted</p>
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HOUSE BILLS, RESOLUTIONS, AND MEMORIALS RECEIVED IN SENATE

HB

- 7-B Intercollegiate Athlete Compensation and Rights (La-Marca) (FR)13, (BA)14, (CR)43, (SO)43 Ch. 2023-4
- 9-B Reedy Creek Improvement District, Orange and Osceola Counties (State Affairs Committee and others) (FR)13, (BA)16, (CR)43, (SO)43 Ch. 2023-5

HB

- 11-B Sunshine Water Control District, Broward County (Daley) (FR)13, (BA)14, (CR)43, (SO)43 Ch. 2023-6
- 13-B Eastpoint Water and Sewer District, Franklin County (Shoaf) (FR)13, (BA)15, (CR)43, (SO)43 Ch. 2023-7

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



FIFTY-FIFTH REGULAR SESSION

UNDER THE CONSTITUTION AS REVISED IN 1968

MARCH 7 THROUGH MAY 5, 2023

MEMBERS OF THE SENATE

(28 Republicans, 12 Democrats)

REGULAR SESSION

March 7 through May 5, 2023

- District 1: Doug Broxson (R), Pensacola**
Escambia, Santa Rosa, and part of Okaloosa
- District 2: Jay Trumbull (R), Panama City**
Bay, Calhoun, Holmes, Jackson, Walton, Washington, and part of Okaloosa
- District 3: Corey Simon (R), Tallahassee**
Dixie, Franklin, Gadsden, Gulf, Hamilton, Jefferson, Lafayette, Leon, Liberty, Madison, Suwannee, Taylor, and Wakulla
- District 4: Clay Yarborough (R), Jacksonville**
Nassau and part of Duval
- District 5: Tracie Davis (D), Jacksonville**
Part of Duval
- District 6: Jennifer Bradley (R), Fleming Island**
Baker, Bradford, Clay, Columbia, Gilchrist, Union, and part of Alachua
- District 7: Travis Hutson (R), St. Augustine**
Flagler, Putnam, St. Johns, and part of Volusia
- District 8: Tom A. Wright (R), New Smyrna Beach**
Parts of Brevard and Volusia
- District 9: Keith Perry (R), Gainesville**
Levy, Marion, and part of Alachua
- District 10: Jason Brodeur (R), Sanford**
Seminole and part of Orange
- District 11: Blaise Ingoglia (R), Spring Hill**
Citrus, Hernando, Sumter, and part of Pasco
- District 12: Colleen Burton (R), Lakeland**
Part of Polk
- District 13: Dennis Baxley (R), Ocala**
Lake and part of Orange
- District 14: Jay Collins (R), Tampa**
Part of Hillsborough
- District 15: Geraldine F. "Geri" Thompson (D), Ocoee**
Part of Orange
- District 16: Darryl Ervin Rouson (D), St. Petersburg**
Parts of Hillsborough and Pinellas
- District 17: Linda Stewart (D), Orlando**
Part of Orange
- District 18: Nick DiCeglie (R), Indian Rocks Beach**
Part of Pinellas
- District 19: Debbie Mayfield (R), Melbourne**
Part of Brevard
- District 20: Jim Boyd (R), Bradenton**
Parts of Hillsborough and Manatee
- District 21: Ed Hooper (R), Clearwater**
Parts of Pasco and Pinellas
- District 22: Joe Gruters (R), Sarasota**
Sarasota and part of Manatee
- District 23: Danny Burgess (R), Zephyrhills**
Parts of Hillsborough and Pasco
- District 24: Bobby Powell (D), West Palm Beach**
Part of Palm Beach
- District 25: Victor M. Torres, Jr. (D), Orlando**
Osceola and part of Orange
- District 26: Lori Berman (D), Lantana**
Part of Palm Beach
- District 27: Ben Albritton (R), Wauchula**
Charlotte, DeSoto, Hardee, and parts of Lee and Polk
- District 28: Kathleen Passidomo (R), Naples**
Collier, Hendry, and part of Lee
- District 29: Erin Grall (R), Vero Beach**
Glades, Highlands, Indian River, Okeechobee, and part of St. Lucie
- District 30: Tina Scott Polsky (D), Boca Raton**
Parts of Broward and Palm Beach
- District 31: Gayle Harrell (R), Stuart**
Martin and parts of Palm Beach and St. Lucie
- District 32: Rosalind Osgood (D), Fort Lauderdale**
Part of Broward
- District 33: Jonathan Martin (R), Fort Myers**
Part of Lee
- District 34: Shevrin D. "Shev" Jones (D), West Park**
Part of Miami-Dade
- District 35: Lauren Book (D), Davie**
Part of Broward
- District 36: Ileana Garcia (R), Miami**
Part of Miami-Dade
- District 37: Jason W. B. Pizzo (D), Sunny Isles Beach**
Parts of Broward and Miami-Dade
- District 38: Alexis Calatayud (R), Miami**
Part of Miami-Dade
- District 39: Bryan Avila (R), Miami Springs**
Part of Miami-Dade
- District 40: Ana Maria Rodriguez (R), Miami**
Monroe and part of Miami-Dade

Entire membership elected General Election, November 8, 2022
Districts with odd numbers for a 2-year term
Districts with even numbers for a 4-year term

OFFICERS OF THE SENATE

Kathleen Passidomo, *President*
Dennis Baxley, *President Pro Tempore*
Ben Albritton, *Majority (Republican) Leader*
Lauren Book, *Minority (Democratic) Leader*

Nonmember Elected Officer

Tracy C. Cantella, *Secretary of the Senate*



Journal of the Senate

Number 1—Regular Session

Tuesday, March 7, 2023

Beginning the Fifty-fifth Regular Session of the Legislature of Florida convened under the Florida Constitution as revised in 1968, and subsequently amended, and the 125th Regular Session since Statehood in 1845, at the Capitol, in the City of Tallahassee, Florida, on Tuesday, the 7th of March, A.D., 2023, 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 Passidomo at 9:30 a.m. A quorum present—40:

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

PRAYER

The following prayer was offered by Senator Osgood:

Lord, our Lord, how majestic is your name in all the earth. We pray this morning that you will be with us through this legislative session. We pray that you will open us up to courage; open us up to unity; open us up to compassion, love, and kindness. We pray that as we move forward that you would give us wisdom and guidance in the decisions that we make. We pray that you will protect and keep our families while

we are away from home. We pray that you will do something supernatural and unusual during this legislative session—that you will bind us together, and that we will use our diversity to create unity and collective excellence for the great State of Florida. We say a special prayer for our Governor and his cabinet. We pray that you will bless his leadership, that you will allow him to lead our state in a way that is going to move us forward and bring glory to your name. We bless you today for the Senate, for our leadership here in the Senate, and for our Senate President. We just pray that you guide us in a way that we will be the light where there is darkness in this world. We will be the hope where there is hopelessness. We will be the courage where there is weakness and fear. We will be a solution to the problems that we are faced with. We pray this prayer today. We give thanks. We are just so grateful for your grace and mercy that endures forever. Amen, amen, amen.

HONOR GUARD

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

PLEDGE

In honor of their military service, Senator Avila, First Lieutenant, Florida Army National Guard; Senator Burgess, Major, U.S. Army Reserve; Senator Collins, Green Beret, U.S. Army, retired; and Senator Torres, U.S. Marine Corps Veteran led the Senate in the Pledge of Allegiance to the flag of the United States of America.

SPECIAL PERFORMANCE

The President introduced Madelyne Garnot, Mari Stanton, Emily Lombard, and Noah Hays, who played *The Star Spangled Banner*. The string quartet is composed of students from the Florida State University College of Music.

DOCTOR OF THE DAY

The President recognized Dr. Stephanie Haridopolos as the doctor of the day, here at her invitation. Dr. Haridopolos specializes in family medicine and currently serves as Chair of the Board for Florida Healthy Kids Corporation.

SPECIAL GUESTS

The President introduced the following guests: Lieutenant Governor Jeanette Nuñez, Chief Financial Officer Jimmy Patronis, Attorney General Ashley Moody, and Commissioner of Agriculture and former Senate President Wilton Simpson.

The President recognized the following Supreme Court Justices: Chief Justice Carlos G. Muñoz, Justice Charles T. Canady, Justice Ricky

Polston, Justice Jorge Labarga, Justice John D. Couriel, Justice Jamie R. Grosshans, and Justice Renatha Francis.

The President announced the Senate was honored by the presence of former Senate Presidents Bob Crawford (1988-1990), former Commissioner of Agriculture; Jim Scott (1994-1996) and his wife, Ginger; John McKay (2000-2002) and his wife, Michelle; Ken Pruitt (2006-2008); Jeff Atwater (2008-2010), former Chief Financial Officer; and Mike Haridopolos (2010-2012).

The President introduced former Senators Curt Kiser; Carey Baker, Lake County Property Appraiser; Ellyn Bogdanoff; John Grant; Ray Rodrigues, Chancellor of the State University System of Florida; Dave Aronberg, State Attorney for Palm Beach County; Manny Diaz, Jr., Commissioner of Education; Loranne Ausley; Burt Saunders; and Joseph Abruzzo, who were present in the chamber.

The President introduced her husband, the First Gentleman of the Florida Senate, John Passidomo.

The President welcomed all other Senate spouses and special guests who were present in the chamber.

ADOPTION OF RESOLUTIONS

At the request of Senator Rodriguez—

By Senator Rodriguez—

SR 944—A resolution expressing appreciation for the sister state relationship and bilateral economic and cultural ties between the State of Florida and Taiwan.

WHEREAS, April 10, 2023, marks the 44th anniversary of the enactment of the Taiwan Relations Act, which codified in law the basis for continued commercial and cultural relations between the people of the United States and Taiwan, and

WHEREAS, since November 1, 2012, Taiwan has been a member of the United States Visa Waiver Program, which makes two-way travel for business and tourism more convenient, reflecting the cooperation between the United States and Taiwan, and

WHEREAS, the launch of FORMOSAT-7/COSMIC-2 on June 25, 2019, a joint United States-Taiwan collaborative space mission of a constellation of six satellites designed to enhance the accuracy of atmospheric weather prediction, has demonstrated the mutual benefit born of the relations between this country and Taiwan, and

WHEREAS, the first female president of Taiwan, Dr. Tsai Ing-wen, elected in 2016 and reelected for a second term on January 11, 2020, was welcomed to this state in June 2016, as were the Speaker of Tainan City Council, Kuo Hsin-liang, and his delegation the following month, further enhancing the bilateral relationship between Taiwan and this state, as well as strengthening the common values that Taiwan shares with this country, and

WHEREAS, Taiwan participates in international organizations, including its bid for observer status in the International Criminal Police Organization; its involvement with the World Health Assembly, the International Civil Aviation Organization, and the United Nations Framework Convention on Climate Change; and its membership status in both the Asia-Pacific Economic Cooperation and the World Trade Organization, and participates, observes, and cooperates with more than 50 international organizations, and

WHEREAS, as of October 2022, Taiwan was the United States' 10th-largest trading partner and, between 2019 and 2021, was the State of Florida's 8th-largest export destination and its 5th-largest import source market in Asia, and

WHEREAS, the economic bonds between the United States and Taiwan continue to flourish, and Taiwan's inclusion in the Indo-Pacific Economic Framework during 2023 and forging of a United States-Taiwan Bilateral Trade Agreement would serve as the foundation for deepening the already significant trade relationship between reliable and like-minded partners, and

WHEREAS, this year marks the 31st anniversary of the enactment of the sister state relationship shared between the State of Florida and Taiwan, and

WHEREAS, several sister city relationships exist between Florida and Taiwan, such as between Miami-Dade County and New Taipei City, formerly Taipei County; the Port of Miami and the Port of Kaohsiung; the City of Orlando and Tainan City; the City of Fort Lauderdale, the City of Miami, and the City of Pensacola and Kaohsiung City; the City of Sunny Isles Beach and Hengchun Township; the City of Doral and the Xizhi District of New Taipei City; the City of Kissimmee with Hualien City and Miaoli City; the City of North Miami Beach and the Pingzhen District of Taoyuan City; and the City of Tavares and the Xindian District of New Taipei City, and

WHEREAS, to assist the State of Florida in its fight against the virus causing COVID-19, Taiwan donated to the state and its local governments more than 420,000 medical masks and made a monetary donation of \$300,000 for rescue, recovery, and restoration efforts in the aftermath of Hurricane Ian, demonstrating Taiwan's commitment to helping its international partners in need, NOW, THEREFORE,

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

That the 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 President Tsai Ing-wen through the Taipei Economic and Cultural Office in Miami and to the Executive Office of the Governor as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

INTRODUCTION OF RESOLUTIONS

On motion by Senator Mayfield, by unanimous consent—

SCR 1280—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 Ron DeSantis 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, 2023, for the purpose of receiving a message from the Governor.

—was taken up instanter and read the first time by title. On motion by Senator Mayfield, **SCR 1280** was read the second time in full, adopted, and, by two-thirds vote, immediately certified to the House.

ADDRESS BY PRESIDENT KATHLEEN PASSIDOMO

Good morning. Welcome to the start of the 2023 Regular Session.

Senators, we are fortunate that many of our state's leaders are with us in the chamber this morning to celebrate the start of the session.

Governor DeSantis is not with us as he is preparing his State of the State Address, which we are looking forward to hearing shortly. Our Governor is truly America's Governor. He has defended our conservative values, challenged the individuals and institutions who pose threats to others, and introduced innovative solutions to better our state.

It is often said that states are laboratories for democracy. Under the leadership of Governor DeSantis, Florida is more than a laboratory; we are the model.

Welcome Lieutenant Governor Nuñez—a friend from our days in the House. Thank you for being here.

Cabinet members—General Moody, CFO Patronis, and our own Senate family member, Commissioner/President Simpson. Thank you all for your partnership in the Executive Branch.

I am honored that all of our Supreme Court Justices are with us this morning. I don't recall another opening day when every Justice was able to join us.

We know government is at its best when all three branches work in concert, respecting the unique constitutional role of the other branches. It is a testament to our system that we all gather together today to celebrate the opening of the 2023 Legislative Session.

Thank you especially to my counterpart in the legislature, Speaker Paul Renner, who will gavel in the House of Representatives later this morning. We have a common vision and share many of the same priorities for our great state. We are working in lockstep to deliver meaningful legislation for the benefit of all Floridians.

And then there is my partner in life—John Passidomo, Florida's first First Gentleman. Thank you for keeping me focused and grounded, and for all your support for the last 43 years.

Many of you have asked about my dad. As you know he turned 100 on New Year's Day. He is doing well and is watching these proceedings on the Florida Channel in Naples. My daughters, Catarina and Francesca, are watching from their offices, while Gabriella is across the city in a Public Service Commission meeting.

To all of our former Presidents and Senators, all the families and special guests here today, and to those who send their greetings and well wishes from afar—your encouragement means a great deal to me, personally. I know I speak for the entire Senate when I say that we are uplifted by your prayers, advice, and support.

The Reason We are Here

Senators, this opening day feels a little different. It seems like we have already been "open" for quite a while, but this opening day is an opportunity for us to remind ourselves why we are here. We are here to serve the people of Florida. Each of us represents more than 560,000 Floridians in our district. They are the reasons we are here, and it is our responsibility to carry their voices to Tallahassee.

On every Senator's desk this morning is a book we compiled together. I challenged each of you to submit a landmark from your district—something symbolic and meaningful to you and your constituents. This book is a collection of those Florida icons, and it really is a great representation of our state. It features a wide range of geographic points—from the first forts that defended our land to the southernmost point of the Continental United States. It highlights our state's cultural history and diversity—places like the Little Haiti Cultural Center and the Wells'Built Museum.

In it, you'll find examples of early commerce like the Stranahan House in Fort Lauderdale and the Ted Smallwood Store in Chokoloskee—and modern attractions like the Daytona Beach International Speedway and Monty's Raw Bar, which together attract visitors to our state from around the globe.

You will see symbols that represent the promise of America—from the Freedom Tower in Miami that gave hope to tens of thousands of Cubans fleeing communism and oppression to Southern Command and MacDill Air Force Base, which serve as a strategic center of operations to protect our freedom around the globe.

There are two schools and a college where students learned to read and developed skills for a future career, and a historic hospital that introduced modern health care to Florida in the early 1900s.

There's an old lighthouse that used to guide sailors home safely on dark nights, and two memorials to fallen Floridians who gave their lives in service to our state and nation.

There are also many other examples of our beautiful natural resources—parks, springs, coastlines, and the Everglades, which we have all worked so hard to revitalize, protect, and preserve for future generations of Floridians and visitors to our state.

These 40 pages are a microcosm of the Florida story—a sliver of the many iconic places that make Florida unique. I hope these pages serve as a guide for us this legislative session and beyond. These are the reasons we are here.

We must advance policies that protect our people and our places—what makes Florida so special. We must hold others accountable when they threaten our people and our values. Although we may disagree with one another at times, know that we are each fighting for the needs and interests of our districts—and for the future of Florida, and we will do this together.

Hitting the Ground Running

Hurricane Recovery

We've already hit the ground running with a handful of special sessions to address time-sensitive needs. Senators, I am grateful for your support in our state's hurricane recovery. We've already passed legislation to provide tax relief to owners of homes destroyed by Hurricanes Ian and Nicole. We provided housing assistance to displaced Floridians. We created a bridge loan program for local governments, and we invested significant funding for reconstruction of infrastructure. Our Select Committee, led by Leader Albritton, has put forward additional legislation by Senator Martin to strengthen our state's resilience and to help our state prepare for and defend against future storms.

Live Local

Tomorrow, we will take up comprehensive legislation to create more attainable housing options for all Floridians. Senator Calatayud's Live Local Act is geared to help Floridians at every income level and stage of life find an affordable, convenient place to live, work, and raise their families. We have heard input from many Senators and from many stakeholders, and we've incorporated that feedback in crafting this bill. With this legislation, all of the families, workers, law enforcement officers, teachers, and so many others who are flocking to Florida from high-tax, lockdown states can live conveniently close to the communities they serve. I am confident this legislation will pass tomorrow with overwhelming support. And Governor—expect to see it on your desk very soon.

Wildlife Corridor

This week, we will also take up legislation by Senator Brodeur to expand access to Florida's Wildlife Corridor. It is critical that we protect Florida's natural landscape and the resources and wildlife that live within it. Expanding access to the Corridor will enable Floridians to walk, run, and bike through it, furthering appreciation for the natural beauty of Florida. As I've said before, I believe this will be Florida's Central Park, and it will be a legacy we can be proud to leave for future generations of Floridians and visitors to enjoy.

More Work To Do

Senators, at the end of this week, we will have accomplished a great deal, but there is much more work to do. As I predicted during the Organization Session, we will have late nights and long weeks this session.

We will make school choice a reality for every child in every family across our great state. We must invest in the education of every Florida student, no matter where they choose to go to school. We will cut red tape on traditional public schools. These institutions—which have served our communities for generations—will have a meaningful opportunity to compete right alongside other school choice options.

We will enhance public safety by codifying the constitutional right of citizens to keep and bear arms. At the same time, we will expand tools available to law enforcement and educators working to keep our communities and schools safe.

We will promote career and technical education with a focus on work-based learning opportunities linked to local employment.

We will work to secure our borders because the federal government has failed to do so.

We are going to cut taxes on more essential items so Florida families can keep more of their hard-earned dollars where they belong—in their pockets. This includes making certain tax cuts permanent, like the diaper tax, as Leader Book has advocated.

And we're going to pass meaningful tort reform to curb the practices of those attorneys who file frivolous lawsuits which increase the cost of living in our state.

Our work will not be done in a silo. Like the Live Local Act, we are inviting input from all Senators and stakeholders so that the laws we pass from this chamber are as good as they can be.

We're working with sheriffs on school and community safety; with superintendents, schools, and parents on education; with our partners on the local level; and with the many organizations throughout the state who also serve our communities.

This is the thoughtful, deliberative process that has guided our chamber throughout Florida's history, and we can all be proud to be a part of this rich legislative tradition. At the root of it all is the people we serve. They are the reasons we are here.

Look to your book. Look to the iconic symbols that make our state great. Look to the reasons why we prosper. Look to the values that we hold dear. When you're lost in the dark, look to the lighthouse to lead you back home safely. If we do this—remember the reasons why we are here—then we will each have a successful session to report back to our constituents at home.

I shared a Winston Churchill quote with Speaker Renner earlier this morning, which I think reflects well on the work ahead this session:

“These are not dark days: these are great days—the greatest days our country has ever lived; and we must all thank God that we have been allowed, each of us according to our stations, to play a part in making these days memorable in the history of our race.”

Senators, the eyes of the nation are on Florida this year. Let's show America how it's done.

COMMITTEES APPOINTED

On motion by Senator Mayfield that a committee be appointed to notify the Governor that the Senate was convened and ready to proceed to the business of the 2023 Session, the President appointed Senator Baxley, Chair; and Senators Book, Broxson, Hutson, Mayfield, Perry, Stewart, and Torres. The committee was excused.

On motion by Senator Mayfield 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 2023 Session, the President appointed Senator Albritton, Chair; and Senators Avila, Burton, Davis, DiCeglie, Grall, Ingoglia, Thompson, Trumbull, and Yarborough. The committee was excused.

COMMITTEES DISCHARGED

The committee appointed to notify the Governor 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.

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.

COMMITTEE RECEIVED

A committee from the House of Representatives composed of Representative Leek, Chair; and Representatives Arrington, Fine, McClain, Rommel, and Williams was received and informed the Senate that the House of Representatives was convened and ready to proceed to the business of the 2023 Session. The committee then withdrew from the chamber.

MOTIONS

On motion by Senator Mayfield, the Senate adjourned at 10:45 a.m. and, pursuant to **SCR 1280**, 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 1280**, 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 Paul Renner, Speaker of the House of Representatives.

The Lieutenant Governor, members of the Cabinet, and the Congressional Delegation were received and seated.

The Justices of the Supreme Court were received and seated.

The Speaker invited The Honorable Kathleen Passidomo, 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.

The Most Reverend Erick Pohlmeier, Bishop of the Diocese of St. Augustine, delivered the prayer.

Senate President Pro Tempore Dennis Baxley and House Speaker Pro Tempore Chuck Clemons led the Pledge of Allegiance to the flag of the United States of America.

The Flagler College Key of Seas Chamber Choir led by Director Kip Taisey performed our National Anthem, *The Star Spangled Banner*.

On motion by Representative Grant that a committee be appointed to notify the Governor that the joint session was assembled to receive his message, the President appointed Senator Hutson, Co-Chair; and Senators Broxson, Perry, Stewart, and Torres. On behalf of the Speaker, the President appointed Representative Payne, Co-Chair; and Representatives Hart, Massullo, Stevenson, Tomkow, and Valdés. The committee withdrew from the chamber.

SPECIAL GUESTS

The President recognized the following guests: First Lady of the House of Representatives, Adriana Renner; and First Gentleman of the Senate, John Passidomo.

The committee appointed to wait upon the Governor subsequently returned to the chamber escorting His Excellency, The Honorable Ron DeSantis, Governor, who was escorted to the rostrum.

The President presented the Governor to the joint assembly.

ADDRESS BY GOVERNOR RON DESANTIS

Mr. Speaker, Madam President, members of the Legislature, and fellow citizens:

It is my duty under the Constitution to inform the Legislature concerning the condition of the state and to recommend measures in the public interest. Well, as we used to do in the military, here's the BLUF (Bottom Line Up Front): Florida is number one and, working together, we will ensure that Florida remains the number one state in these United States.

Florida is the fastest growing state in the nation. We rank number one for net in-migration. We rank number one in the nation for new business formations. We are number one in economic growth among large states. Florida has more people employed today than before the pandemic. Our unemployment rate is one of the lowest on record, and it is significantly lower than the national average.

And, of course, as many of you know in this room, the last two years we've seen the largest budget surpluses in the history of the State of Florida. And, we do that with having the lowest per capita state tax and lowest per capita state debt burdens amongst all large states. We rank number one in the nation in tourism, and we just experienced yet another record-breaking year for visitors to the Sunshine State.

We are number one in law enforcement recruitment and support. Florida's crime rate stands at a 50-year low. We rank number one in the nation for education freedom. We rank number one in the nation for parental involvement in education. We rank number one in fourth grade reading and math amongst all large states. And, we have the number one public higher education system in the country. We are number one among large states for the quality of our roads. And, Florida has the top three cruise ports in the entire world. We rank number one for space-related development, manufacturing, and flight.

And, maybe most famously, we rank number one for protections of our citizens against the biomedical security state, from prohibiting "job or job" mandates to banning vaccine passports to ensuring hospital visitation rights.

We defied the experts, we bucked the elites, we ignored the chatter, and we did it our way—the Florida way. And, the result is that we are the number one destination for our fellow Americans who are looking for a better life.

Working together, we have met big challenges and we've led the nation on many big issues. We don't make excuses, we don't complain, we just produce results. Florida stepped up in times of crisis. In September, Hurricane Ian smashed into southwest Florida and barreled across our state. It left catastrophic damage in its wake, including the destruction of the Pine Island Bridge and the Sanibel Causeway. Local island residents were told it would take six months or more to restore the bridges, and so they appealed to the state for help. We took up the challenge and three days later, we opened a rebuilt Pine Island Bridge. And, two weeks after that, we were able to reopen the Sanibel Causeway after it had been severed in three locations.

We're joined today by Stephen Soloway. Please stand and be recognized. He's a business owner on Pine Island. In the immediate aftermath of the storm, he was helping residents by boat bring supplies for people that were in need. He has said that the reopening of the bridge was a Godsend for the folks on Pine Island. They are coming back, and God bless you, sir.

Julie Wappes is the fourth grade teacher at the Sanibel School. She lost everything in her home and in her classroom. They had to have the school take place on the mainland, but because of the rebuilt causeway, a faster recovery has been facilitated, and the school is now back open on Sanibel Island. Thank you for your service.

Also with us today is Barbara Morgan, a resident of Lee County. She was displaced from her home, had very bad damage, and she was trying to get a temporary trailer from FEMA. Well, they weren't moving fast enough. So, the State of Florida, in a first of its kind program in the nation, stepped up to the plate, created our own program for travel trailers, and we were delighted to be able to get Barbara in a trailer on

her own property as she works to rehab her home. Thank you for being here and God bless you.

We've also delivered, for all Floridians, much needed economic relief. Due to the excessive spending and printing of money by the federal government, Americans are living through the worst period of sustained inflation in decades. We've worked together to reduce the pain of inflation by enacting over \$1 billion in tax relief in this current year's budget and by slashing tolls by 50 percent for Florida commuters for this calendar year. That will save some families more than \$1,000. Thank you, Legislature, for stepping up for our consumers.

Florida's proud to stand for law and order. We are tough on crime, and we support the men and women of law enforcement. And, we have made it very clear to prosecutors who believe they can disregard the law, you will be held accountable.

Thanks to the action of the Legislature, we enacted a recruitment bonus program to recruit law enforcement officers from other states, and that program has surpassed expectations. Joining us today is Officer Mercedes Phillips from the Cape Coral Police Department. She was able to take advantage of this program, received a \$5,000 signing bonus this summer, leaving Montgomery County, Maryland, now working in Cape Coral. And, guess what? She got here just in time for the hurricane, but she wouldn't trade what she's done and she's made a great move. So, thank you for your service, and we're happy to have you in Florida.

We believe that borders matter, and we have fought against illegal immigration in the State of Florida, from banning sanctuary cities to suing the Biden Administration over its catch and release policies to transporting illegal aliens to sanctuary jurisdictions. We have put Floridians first and we will continue to do that.

We've also provided robust support for K through 12 education. We have enacted record increases in teacher salaries. We've expanded school choice, and we have protected the rights of parents. Joining us here today is Tiquia Barrow, a fifth grade teacher from Renaissance Charter School in Wellington and a U.S. Army Veteran. She had to leave the teaching profession for a time being. Part of the reason she came back is because we were increasing salaries, and she's brought her U.S. Army experience back into the classroom. So, thank you for what you do every day for our students. God bless.

Joining Ms. Barrow is Melissa Anne Matz. She's a seventh grade math teacher from Clay County, and she is the 2023 Florida Teacher of the Year. Thank you for what you're doing, and keep up the great work. Thank you so much.

We're also joined by Alicia Farrant. She's a mother of five who attend Orange County Public Schools. She was a concerned parent, who a year or two ago saw that there was inappropriate material in her children's library and school items that were even pornographic. So, she raised the issue. She got a positive result, but she decided to get more involved and, this past November, she was elected to the Orange County School Board as a parents' rights candidate. Congratulations to you and best of luck.

We believe in workforce education, and we've expanded opportunities for Floridians to obtain certifications and credentials. A four-year degree from a traditional brick and ivy university is one way you can be successful. It is not the only way.

Joining us here today is Kirk Corwin. He's a driver with WalPole, Inc. He was able to get his commercial driver's license through one of our programs here in the State of Florida. He was also spared his job when the Legislature came in and we protected against the vax mandates. So, thank you for stepping up, and thank you for fulfilling an important role in our economy.

Four years ago, the state was producing about 600 truck drivers a year. Now through all of our initiatives over the last four years, we're capable of producing 3,500 truck drivers each and every year. You want to talk about supply chain, you want to talk about making sure our economy runs, these guys are really important for that.

We're also here with Raeanne Champion who fulfills another very important role in the State of Florida. She recently graduated from the

nursing program at Seminole State College. I think, as many of you know, there's a nationwide nursing shortage. And so, what we've been able to do with the help of the Legislature is put record resources into our systems so we can train more Floridians to become nurses. Thank you for what you're doing. I know everybody appreciates having a great nurse. God bless.

Florida has provided the strongest protections for medical freedom during the coronavirus pandemic of any state in the country. We have prohibited COVID shot mandates in schools, we have banned vaccine passports, and we have protected Floridians from losing their jobs due to their personal decision about whether to take or not take the COVID jab.

We're joined here by Dr. Tim Boyett. He's a radiologist, and his job at a hospital in the Panhandle was saved due to the actions of the Legislature to provide protections for all Floridians. No Floridian should have to choose between a job they need and a shot they don't want. Thank you, doctor, for standing strong.

With your support, we've ushered in a new era of stewardship for Florida's natural resources, securing historic funding for water quality and Everglades projects, improving our water policy and utilizing technology to combat things like algal blooms and red tide. We promised to leave Florida to God better than we found it, and we are making good on that promise.

November's election results represent a vindication of our joint efforts over these past four years. The results also vest in us the responsibility to lead and provide us the opportunity to shoot for the stars. Boldness be our friend in this endeavor. We have a lot we need to accomplish.

Our \$2 billion tax cut package is the largest tax cut package in Florida history. It will help many who need relief from inflation, especially our Florida families. By permanently eliminating sales tax on all baby supplies, diapers, wipes, clothes, cribs, and strollers, we will be able to say that in Florida, having a child will be tax-free. We are proud to be pro-family, and we are proud to be pro-life in the State of Florida.

Floridians are also harmed by inflation when it comes to the prices of prescription drugs, especially due to pharmacy middlemen. We must bring transparency to the system so that Floridians can save money on their drugs. We need reform of the PBMs!

While our economy has consistently outperformed the nation as a whole, Florida's lawsuit-happy legal climate is still holding us back. The legal system should be centered on achieving justice, not lining the pockets of lawyers. Speaker Paul Renner is stepping up to deliver much needed legal reform, and I thank him for helping Florida reach its full economic potential.

Our state is growing. Americans are voting with their feet, and we need to ensure that we're getting ahead of the population expansion by accelerating infrastructure projects. Our Moving Florida Forward infrastructure initiative will expedite 20 major interstate and roadway projects over the next four years. This will allow these projects to be completed a decade ahead of schedule, and just think of how much time that will save Floridians from having to sit in the awful traffic that they sometimes have to do.

We also need to ensure that our supply of housing is adequate to meet the needs of those in our workforce. Workers who make our economy tick should be able to find a place to live that's affordable in the general area of their jobs. And, I want to thank President Kathleen Passidomo for tackling this issue head on, and I look forward to working with her to deliver big results.

We must continue our stewardship of Florida's natural resources by supporting additional water quality and Everglades restoration efforts, enhancing protection for our coastlines, and establishing the Indian River Lagoon Protection Program. We are truly making history with our conservation efforts. Let's not stop now.

We have rejected the biomedical security state in Florida and have provided protections for Floridians against unwanted medical interventions, but those protections are set to expire in July. It's important that we make all of these protections permanent. Protection from

medical authoritarianism should not have an expiration date in the free State of Florida.

We also need to protect the free speech rights and conscience rights of physicians. The medical establishment whiffed an awful lot during COVID, and physicians who follow the evidence should not be penalized simply because they buck a stale consensus.

We must continue our momentum with K through 12 education by increasing teacher salaries, enacting a teacher's bill of rights, providing paycheck protection for teachers, expanding school choice, and fortifying parents' rights. Our schools must deliver a good education, not a political indoctrination.

And, it's sad that we have to say this, but our children are not guinea pigs for science experimentation, and we cannot allow people to make money off mutilating them. Chloe Cole is now a young adult, but she was receiving puberty blockers at age 13, and she underwent a double mastectomy at age 16. She's now an advocate against allowing these procedures for our children. Chloe, thank you for your bravery and the people of Florida and the Legislature should heed your advice and provide protections against these procedures.

The massive amount of fentanyl being trafficked across the southern border has devastated families across our nation. Kim Kelly from Jacksonville is joining us. She recently lost her son, Palmer, to fentanyl poisoning, but she is sharing Palmer's story because she wants to see additional accountability. Thank you for your bravery, and we're so sorry for your loss.

We need to increase penalties for fentanyl dealers, especially those who target our children. And to do that, we must treat them like the murderers that they are. We must further strengthen our laws against illegal immigration by enhancing employment verification, increasing penalties for human smuggling, and further disincentivizing illegal immigration to the State of Florida. Florida is not a sanctuary state, and we will uphold the rule of law.

Joining us here today is Stacy Kaszuba. She's from Sarasota. Nearly two years ago, an illegal alien broke into her home and sexually assaulted her. He should have never been in this country in the first place and, if the federal government had done its job like it's supposed to, Stacy would never have been victimized. Enough is enough. Thank you for being willing to speak out and to share your story.

We also need to ensure that our bail system is conducive to public safety. Dangerous criminals should not simply be put back on the street like we see what happens in states that have gone so far as to abolish cash bail entirely. Police officers should not have to repeatedly risk their lives to apprehend the same criminal over and over again.

We also understand that part of fighting crime is to protect Floridians' right to defend themselves. A constitutional right should not require a permission slip from the government. It is time we join 25 other states to enact constitutional carry in the State of Florida!

The Chinese Communist Party represents the greatest economic, strategic, and security threat that our country faces. We in Florida long recognized this and have taken action such as banning the CCP's Confucius Institutes at our state colleges and universities. Now we see the CCP trying to make strategic land purchases across the U.S., and our message in Florida is very simple. We will not allow land grabs by CCP-backed businesses in our state.

I am happy to be joined here by our First Lady, my wife, Casey. Over the past four years, she spearheaded efforts to help our youth avoid drugs, promote emotional resiliency in schools, and provide a pathway to prosperity for the less fortunate. She also gave birth to our daughter, Mamie, and most recently fought a battle against breast cancer. I was here last year saying we would be able to announce that she was cancer free, and I can tell you she is cancer free, and she is doing better than ever.

Now she has taken her experience as a cancer survivor and helped to launch the Cancer Connect Collaborative, which will rethink Florida's battle against cancer by breaking down longstanding silos between researchers, cancer facilities, and medical providers to provide and improve research and treatment. And, I want to thank her for taking her

experience, as difficult as it was, and applying it in ways that are going to help people battle cancer. Thank you so much.

So, we find ourselves in Florida on the front lines in the battle for freedom. Together we have made Florida the nation's most desired destination, and we have produced historic results.

But now's not the time to rest on our laurels. We have the opportunity and indeed the responsibility to swing for the fences so that we can ensure Florida remains number one.

Don't worry about the chattering class. Ignore all the background noise. Keep the compass set to true north. We will stand strong. We will hold the line. We won't back down.

And, I can promise you this, you ain't seen nothing yet. Thank you all. God bless you.

DISSOLUTION OF JOINT SESSION

Following the Governor's address, the previously appointed committee escorted the Governor from the House Chamber, followed by the Justices of the Supreme Court, the Lieutenant Governor, and members of the Cabinet.

SPEAKER RENNER PRESIDING

On motion by Senator Mayfield, the joint session was dissolved at 12:03 p.m., and the Senators were escorted from the House Chamber by the Senate Sergeant at Arms.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Hooper—

SB 2—A bill to be entitled An act for the relief of the Estate of Molly Parker; providing an appropriation to compensate the estate for Ms. Parker's death as a result of the negligence of the Department of Transportation; providing a limitation on compensation and the payment of attorney fees; providing legislative intent regarding the waiver of certain liens; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committee on Judiciary; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Appropriations.

By Senator Rouson—

SB 4—A bill to be entitled An act for the relief of Maria Garcia by the Pinellas County School Board; providing an appropriation to compensate her for injuries sustained as a result of the negligence of an employee of the Pinellas County School Board; providing legislative intent regarding the waiver of certain liens; providing a limitation on compensation and the payment of attorney fees; 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; Education Pre-K -12; and Rules.

By Senator Rodriguez—

SB 6—A bill to be entitled An act for the relief of the Estate of Jason Sanchez by Miami-Dade County; providing for an appropriation to compensate the Estate of Jason Sanchez for injuries and damages sustained by Jason Sanchez and his survivors as a result of the negligence of a Miami-Dade County employee; providing a limitation on compensation and the payment of attorney and lobbying fees; 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 Jones—

SB 8—A bill to be entitled An act for the relief of Leonard Cure; providing an appropriation to compensate Mr. Cure for being wrongfully incarcerated for 16 years; directing the Chief Financial Officer to draw a warrant payable directly to Mr. Cure; requiring the Chief Financial Officer to pay the directed funds without requiring that Mr. Cure sign a liability release; providing for the waiver of certain tuition and fees for Mr. Cure; declaring that the Legislature does not waive certain defenses or increase the state's limits of liability with respect to this act; prohibiting funds awarded under this act to Mr. Cure from being used or paid for attorney or lobbying fees; prohibiting Mr. Cure from submitting a compensation application under certain provisions upon his receipt of payment under this act; requiring specific reimbursement to the state should a civil award be issued subsequent to Mr. Cure's receipt of payment under this act; requiring Mr. Cure to notify the Department of Legal Affairs upon filing certain civil actions; requiring the department to file a specified notice under certain circumstances; providing that certain benefits are vacated upon specified findings; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committee on Judiciary; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Appropriations.

By Senator Gruters—

SB 10—A bill to be entitled An act for the relief of Kristin A. Stewart by Sarasota County; providing an appropriation to compensate her for injuries sustained as a result of the negligence of an employee of Sarasota County; providing legislative intent regarding the waiver of certain liens; providing limitations on compensation and the payment of attorney fees, lobbying fees, and costs or other similar expenses; 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 Polsky—

SB 12—A bill to be entitled An act for the relief of Ricardo Medrano-Arzate and Eva Chavez-Medrano, as personal representatives of Hilda Medrano, by the Okeechobee County Sheriff's Office; providing for an appropriation of funds to pay Ricardo Medrano-Arzate and Eva Chavez-Medrano for the damages awarded in connection with the death of their daughter as a result of the negligence of the Okeechobee County Sheriff's Office; providing a limitation on the payment of compensation, attorney and lobbying fees, and costs or similar expenses; 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 Gruters—

SB 14—A bill to be entitled An act for the relief of Douglas and Gail Quinn by the Department of Business and Professional Regulation; providing legislative intent; providing for an appropriation to compensate Mr. and Mrs. Quinn for injuries and damages they sustained by a contractor licensed by the Department of Business and Professional Regulation and by the Construction Industry Licensing Board's actions in administering the Florida Homeowners' Construction Recovery Fund; providing a limitation on the payment of compensation and attorney fees; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committee on Judiciary; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Appropriations.

By Senator Gruters—

SB 16—A bill to be entitled An act for the relief of Jamiyah Mitchell, Latricia Mitchell, and Jerald Mitchell by the South Broward Hospital District; providing an appropriation to compensate Latricia Mitchell and Jerald Mitchell, individually and as legal guardians of Jamiyah Mitchell, for injuries and damages sustained as a result of the negligence of the South Broward Hospital District; providing a limitation on the payment of compensation and attorney fees; 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; Health Policy; and Rules.

By Senator Jones—

SB 18—A bill to be entitled An act for the relief of the Estate of Danielle Maudsley; providing an appropriation to compensate the estate for Ms. Maudsley's death 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 a limitation on the payment of compensation and attorney fees; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committee on Judiciary; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Appropriations.

By Senator Wright—

SB 20—A bill to be entitled An act for the relief of Maury Hernandez; providing an appropriation to compensate Maury Hernandez, a former Broward County Sheriff's Office deputy, for injuries and damages sustained as a consequence of the alleged negligence of the Department of Corrections in the course of his employment; providing legislative intent that certain liens be waived; providing a limitation on the payment of compensation and attorney fees; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committee on Judiciary; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Appropriations.

By Senator Bradley—

SB 22—A bill to be entitled An act for the relief of Julia Perez by the St. Johns County Sheriff's Office; providing for an appropriation to compensate Julia Perez for personal injuries and damages sustained as a result of the negligence of an employee of the St. Johns County Sheriff's Office; providing legislative intent for the waiver of certain lien interests; providing a limitation on compensation and the payment of attorney fees; 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 24—A bill to be entitled An act for the relief of C.C. by the Department of Children and Families; providing an appropriation to compensate C.C. for injuries and damages sustained as a result of the negligence of the department; providing a limitation on compensation and the payment of certain fees and costs; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committee on Judiciary; the Appropriations Committee on Health and Human Services; and the Committee on Appropriations.

By Senator Rouson—

SB 26—A bill to be entitled An act for the relief of Thomas Raynard James; providing an appropriation to compensate Mr. James for his wrongful incarceration for 32 years; directing the Chief Financial Officer to draw a warrant payable directly to Mr. James; declaring that the Legislature does not waive certain defenses or increase the state's limits of liability with respect to the act; prohibiting Mr. James from submitting an application for certain compensation upon receipt of compensation under the act; requiring that Mr. James notify the Department of Legal Affairs upon filing certain civil actions; requiring specific reimbursement to the state under certain circumstances; requiring that the department file a notice of payment of monetary compensation in any such action; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committee on Judiciary; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Appropriations.

SB 28—Not introduced.

SB 30—Not used.

By Senator Mayfield—

SB 32—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 8.0001, 10.201, 11.45, 14.2019, 16.71, 16.713, 16.715, 20.03, 22.03, 23.21, 24.103, 28.2457, 39.0016, 39.101, 44.1011, 45.011, 61.046, 83.43, 83.803, 90.5015, 90.801, 97.021, 98.065, 101.019, 101.292, 101.69, 106.08, 110.123, 110.501, 112.044, 112.0455, 112.061, 112.19, 112.26, 112.3144, 112.3187, 112.352, 112.353, 112.361, 112.625, 116.34, 121.021, 121.051, 125.0104, 125.488, 159.47, 163.32051, 166.0484, 175.261, 185.221, 205.022, 215.5551, 216.011, 251.001, 252.35, 282.319, 287.012, 287.057, 288.101, 288.9625, 290.007, 295.0185, 295.061, 322.051, 322.21, 327.371, 327.4108, 331.303, 331.3101, 332.0075, 337.023, 348.0305, 373.0363, 377.814, 379.2273, 381.00319, 381.0065, 383.145, 394.4573, 394.459, 394.9086, 395.1041, 395.1065, 400.141, 401.23, 409.1465, 409.147, 409.1664, 409.2557, 409.2564, 409.912, 414.1251, 415.102, 440.02, 440.14, 440.151, 440.385, 440.525, 455.32, 456.048, 456.076, 468.603, 471.038, 491.003, 491.0045, 491.009, 497.260, 550.002, 550.01215, 550.2625, 553.895, 560.141, 624.36, 626.321, 626.9891, 695.031, 705.101, 718.501, 719.501, 720.304, 741.313, 744.2111, 766.105, 768.28, 796.07, 815.062, 907.044, 943.10, 943.13, 946.502, 951.23, 960.0021, 961.06, 985.26, 1000.21, 1001.11, 1001.60, 1002.01, 1002.20, 1002.3105, 1002.33, 1002.37, 1002.394, 1002.42, 1002.43, 1002.455, 1003.01, 1003.03, 1003.21, 1003.26, 1003.4282, 1003.485, 1003.52, 1003.573, 1003.575, 1004.22, 1004.43, 1004.447, 1004.648, 1004.6496, 1004.65, 1004.79, 1006.0626, 1006.07, 1006.1493, 1006.28, 1006.73, 1007.33, 1008.24, 1008.47, 1009.21, 1009.286, 1009.89, 1009.895, and 1012.2315, 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 effective dates.

—was referred to the Committee on Rules.

By Senator Mayfield—

SB 34—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 215.5601, 259.105(3)(m), 381.00652, 381.988(11), 400.962(6), 408.036(3)(n), 409.996(27), 1002.39, 1003.52(23), and 1006.33(5), F.S., and amending s. 341.052, 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 2023 Florida Statutes only through a reviser's bill duly enacted by the Leg-

islature; and amending ss. 381.0065, 1002.31, 1002.394, and 1002.421, F.S., to conform to the changes made by this act; providing an effective date.

—was referred to the Committee on Rules.

By Senator Mayfield—

SB 36—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 400.9981, 408.0512, and 517.141, 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 rulemaking authority; providing an effective date.

—was referred to the Committee on Rules.

By Senator Mayfield—

SB 38—A reviser’s bill to be entitled An act relating to the Florida Statutes; repealing ss. 10.11, 10.12, 10.13, 10.14, 10.15, 10.16, 10.17, 10.171, 10.18, and 10.181, F.S.; deleting provisions providing for apportionment of the districts of the State Senate and House of Representatives that have been superseded; providing an effective date.

—was referred to the Committee on Rules.

By Senator Mayfield—

SB 40—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 2023 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2023 shall be effective immediately upon publication; providing that general laws enacted during the May 23-27, 2022, special session and prior thereto and not included in the Florida Statutes 2023 are repealed; providing that general laws enacted during the December 12-16, 2022, special session through the 2023 regular session are not repealed by this adoption act; providing an effective date.

—was referred to the Committee on Rules.

By Senator Mayfield—

SB 42—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 39.0016, 1001.03, 1001.215, 1001.41, 1002.33, 1002.45, 1003.4282, 1003.499, 1003.4995, 1006.28, 1006.29, 1006.31, 1006.33, 1006.34, 1007.35, 1008.385, 1012.05, 1012.28, 1012.56, and 1012.72, F.S., to conform to section 10 of chapter 2022-16, Laws of Florida, which directs the Division of Law Revision to prepare a reviser’s bill to replace references to the term “Next Generation Sunshine State Standards” with the term “state academic standards” wherever the term appears in the Florida Statutes; providing effective dates.

—was referred to the Committee on Rules.

By Senator Mayfield—

SB 44—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 381.915, 402.7305, 1001.60, 1003.491, 1007.33, and 1008.45, F.S., to conform to section 7 of chapter 2022-70, Laws of Florida, which directs the Division of Law Revision to prepare a reviser’s bill to replace references to the phrases “the Southern Association of Colleges and Schools,” “the Commission on Colleges of the Southern Association of Colleges and Schools,” and “the Southern Association of Colleges and Schools Commission on Colleges,” wherever they occur in the Florida Statutes, with the phrase “an accrediting agency or association recognized by the database created and maintained by the United States Department of Education”; providing an effective date.

—was referred to the Committee on Rules.

By Senators Wright, Harrell, and Osgood—

SB 46—A bill to be entitled An act relating to health insurance cost sharing; creating s. 627.6383, F.S.; defining the term “cost-sharing requirement”; requiring specified individual health insurers and their pharmacy benefit managers to apply payments by or on behalf of insureds toward the total contributions of the insureds’ cost-sharing requirements; providing construction; providing applicability; amending s. 627.6385, F.S.; providing disclosure requirements; providing applicability; amending s. 627.64741, F.S.; requiring specified contracts to require pharmacy benefit managers to apply payments by or on behalf of insureds toward the insureds’ total contributions to cost-sharing requirements; providing applicability; providing disclosure requirements; creating s. 627.65715, F.S.; defining the term “cost-sharing requirement”; requiring specified group health insurers and their pharmacy benefit managers to apply payments by or on behalf of insureds toward the total contributions of the insureds’ cost-sharing requirements; providing construction; providing disclosure requirements; providing applicability; amending s. 627.6572, F.S.; requiring specified contracts to require pharmacy benefit managers to apply payments by or on behalf of insureds toward the insureds’ total contributions to cost-sharing requirements; providing applicability; providing disclosure requirements; amending s. 627.6699, F.S.; requiring small employer carriers to comply with certain cost-sharing requirements; making technical changes; amending s. 641.31, F.S.; defining the term “cost-sharing requirement”; requiring specified health maintenance organizations and their pharmacy benefit managers to apply payments by or on behalf of subscribers toward the total contributions of the subscribers’ cost-sharing requirements; providing construction; providing disclosure requirements; providing applicability; amending s. 641.314, F.S.; requiring specified contracts to require pharmacy benefit managers to apply payments by or on behalf of subscribers toward the subscribers’ total contributions to cost-sharing requirements; providing applicability; providing disclosure requirements; amending s. 409.967, F.S.; conforming a cross-reference; amending s. 641.185, F.S.; conforming a provision to changes made by the act; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Fiscal Policy.

By Senator Wright—

SB 48—A bill to be entitled An act relating to court-related payment plans; amending s. 28.246, F.S.; authorizing a court to waive, modify, or convert outstanding fees, service charges, court costs, or fines to community service under certain circumstances; providing an effective date.

—was referred to the Committee on Judiciary; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Wright—

SB 50—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; adding current and former judicial assistants and their spouses and children to the specified agency personnel and family members to whom an exemption from public records requirements applies; providing for retroactive application of the exemption; 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 Senators Burgess, Osgood, Avila, and Calatayud—

SB 52—A bill to be entitled An act relating to required instruction in public schools; amending s. 1003.42, F.S.; requiring members of the instructional staff of public schools to provide instruction on social media safety; defining the term “social media”; requiring the Department of Education to make social media safety instructional material

available online; requiring district school boards to notify parents of the availability of the instructional material; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 54—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring an annual appropriation from the Land Acquisition Trust Fund to the Department of Environmental Protection to implement the Florida Keys Stewardship Act or to acquire land within the Florida Keys Area of Critical State Concern for specified purposes; prohibiting the department from using the appropriated funds to implement wastewater management projects or programs; requiring the distribution to be reduced by a specified amount; deleting obsolete language; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Appropriations.

By Senator Harrell—

SB 56—A bill to be entitled An act relating to the Psychology Interjurisdictional Compact; creating s. 490.0075, F.S.; enacting the Psychology Interjurisdictional Compact; providing purposes and objectives; defining terms; providing for recognition of psychologist licenses in compact states; authorizing a compact state to require licensure under certain circumstances; requiring compact states to meet certain criteria for their licensed psychologists to participate in the compact; requiring compact states to recognize the right of psychologists to practice telepsychology and practice temporarily in compact states under the compact; specifying criteria that a psychologist must satisfy to exercise the authority to practice interjurisdictional telepsychology in a receiving state or the temporary authorization to practice in a distant state under the compact; providing that, while authority over a psychologist's license remains with the home state, receiving states and distant states may define the scope of and act on a psychologist's authority to practice in the receiving or distant state, as applicable, under the compact; requiring a psychologist's e-passport or interjurisdictional practice certificate, as applicable, and right to practice under the compact to be revoked under certain circumstances; specifying conditions for the practice of telepsychology in receiving states; providing for adverse actions against psychologists under the compact; requiring compact states to report adverse actions they take against psychologists to the Psychology Interjurisdictional Compact Commission; authorizing the psychology regulatory authorities of compact states to take specified actions; prohibiting psychologists from changing their home state licensure under the compact during a disciplinary investigation; providing requirements for changing home state licensure after the investigation is complete; providing for the confidential exchange of certain information between compact states under certain circumstances; requiring the commission to develop and maintain a coordinated licensure information system; requiring compact states to submit specified information to the system; requiring the coordinated database administrator to notify compact states of specified information submitted to the system; authorizing compact states to designate reported information as exempt from public disclosure; providing for the removal of submitted information from the system under certain circumstances; establishing the Psychology Interjurisdictional Compact Commission; providing for the jurisdiction and venue for court proceedings by or against the commission; providing construction; providing for commission membership, voting, and meetings; requiring the commission to prescribe bylaws; specifying powers of the commission; providing for membership and duties of the executive board of the commission; providing for financing of the commission; providing for qualified immunity, defense, and indemnification of the commission; providing for commission rulemaking; providing for state enforcement of the compact; providing for the default and termination of compact membership; providing for appeals and costs; providing procedures for the resolution of certain disputes; providing for enforcement against a defaulting state; providing for implementation and administration of the compact; providing that compact states that join after initial adoption of the commission's rules are subject to such rules; specifying procedures for

compact states to withdraw from the compact; providing construction; providing for amendment of the compact; providing construction and severability; amending s. 456.073, F.S.; requiring the Department of Health to report certain investigative information to the coordinated licensure information system; amending s. 456.076, F.S.; requiring that monitoring contracts for impaired practitioners participating in treatment programs contain specified terms; amending s. 490.004, F.S.; requiring the Board of Psychology to appoint an individual to serve as the state's commissioner on the Psychology Interjurisdictional Compact Commission; amending ss. 490.005 and 490.006, F.S.; exempting certain persons from psychology licensure requirements; amending s. 490.009, F.S.; authorizing certain disciplinary action under the compact for specified prohibited acts; amending s. 768.28, F.S.; designating the state commissioner and other members or employees of the commission as state agents for the purpose of applying sovereign immunity and waivers of sovereign immunity; requiring the commission to pay certain judgments or claims; authorizing the commission to maintain insurance coverage to pay such claims or judgments; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Harrell—

SB 58—A bill to be entitled An act relating to public records and meetings; creating s. 490.0076, F.S.; providing an exemption from public records requirements for certain information held by the Department of Health or the Board of Psychology pursuant to the Psychology Interjurisdictional Compact; authorizing disclosure of exempt information under certain circumstances; providing an exemption from public meeting requirements for certain meetings of the Psychology Interjurisdictional Compact Commission; providing an exemption from public records requirements for recordings, minutes, and records generated during the closed portion of such meetings; 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 Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Harrell—

SB 60—A bill to be entitled An act relating to animal cremation; creating s. 501.961, F.S.; providing a short title; defining terms; requiring a provider of companion animal cremation services to provide certain individuals and entities with a written description of the services the provider offers; requiring the written description to include a detailed explanation of each service offered; providing that the written description may not contain false or misleading information; requiring certain persons or entities that make referrals to providers or accept deceased companion animals for cremation through a provider to make a copy of the provider's written description of services available to owners or their representatives; providing construction; requiring certain providers to include a certification with the returned animal's cremation remains; specifying requirements for the certification; providing that certain acts are unlawful; providing civil penalties for initial and subsequent offenses; providing circumstances under which a person commits an unfair or deceptive act or practice or engages in an unfair method of competition in violation of certain provisions; providing for a private right of action; providing powers of the Department of Agriculture and Consumer Services; requiring that certain fines collected by the department be paid into the General Inspection Trust Fund; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Agriculture; Judiciary; and Fiscal Policy.

By Senator Grall—

SB 62—A bill to be entitled An act for the relief of Robert Earl DuBoise; providing an appropriation to compensate Mr. DuBoise for being wrongfully incarcerated for almost 37 years; directing the Chief Financial Officer to draw a warrant payable directly to Mr. DuBoise;

providing for the waiver of certain tuition and fees for Mr. DuBoise; requiring the Chief Financial Officer to pay the directed funds without requiring that Mr. DuBoise sign a liability release; declaring that the Legislature does not waive certain defenses or increase the state's limits of liability with respect to the act; prohibiting funds awarded under the act to Mr. DuBoise from being used or paid for specified attorney or lobbying fees; prohibiting Mr. DuBoise from submitting a compensation application under certain provisions upon his receipt of payment under this act; requiring specific reimbursement to the state should a civil award be issued subsequent to Mr. DuBoise's receipt of payment under the act; requiring Mr. DuBoise to notify the Department of Legal Affairs upon filing certain civil actions; requiring the department to file a specified notice under certain circumstances; providing that certain benefits are vacated upon specified findings; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Appropriations.

By Senator Hooper—

SB 64—A bill to be entitled An act relating to the Department of Transportation; amending s. 206.46, F.S.; requiring that no more than 20 percent of revenues derived from certain taxes and fees and deposited into the State Transportation Trust Fund be committed annually by the department for public transit projects; amending s. 334.179, F.S.; revising the definition of the term “certified for use” in regard to permissible use of aggregates; prohibiting a producer from certifying shipments of aggregates which are not in compliance with department rules; requiring the department to certify aggregates in accordance with specified rules; amending s. 337.025, F.S.; authorizing the department to include progressive design-build contracts in its program for innovative transportation; authorizing the department to enter into a progressive design-build contract if it makes a certain determination; providing requirements for progressive design-build contracts; revising the exemption from a specified annual monetary cap on certain contracts; amending s. 337.11, F.S.; revising the department's authority relating to design-build contracts; requiring the department to adopt procedures for administering progressive design-build contracts; requiring that contracts let by the department for performance of bridge construction or maintenance over navigable waters contain certain insurance requirements; requiring the department to implement and track strategies to reduce the cost of projects while ensuring such projects meet federal and state standards; authorizing the department to share a portion of cost savings with certain consultants under specified circumstances; providing that payment to consultants may not exceed a specified amount; amending s. 337.1101, F.S.; revising the calculation of a certain settlement paid to a nonselected responsive bidder which requires the department to maintain certain records and provide certain notices to the Legislature and the Attorney General; amending s. 337.14, F.S.; revising the dollar limit of proposed budget estimates of construction contracts for which an applying contractor may submit certain financial statements; revising procedures relating to certificates of qualification issued by the department to construction contractors seeking certification to bid on certain contracts; exempting progressive design-build prequalifications from a certain restriction on contractors and their affiliates; amending s. 337.168, F.S.; deleting a public records exemption for certain documents that reveal the identity of a potential bidder; amending s. 338.223, F.S.; deleting a specified timeframe required for the department's request for legislative approval of proposed turnpike projects; creating s. 334.180, F.S.; prohibiting local governments from refusing to accept electronic tickets approved by the department for use as official records for material deliveries on local government projects; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senators Berman, Book, and Polsky—

SB 66—A bill to be entitled An act relating to risk protection orders; amending s. 790.401, F.S.; redefining the term “petitioner” to include an individual who has a biological or legal parent-child relationship with, who is a legal guardian of, or who is a spouse or sibling of a respondent, for purposes of determining standing for the filing of a petition for a risk

protection order; conforming provisions to changes made by the act; providing an effective date.

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

Senate Resolutions 68-70—Not introduced.

By Senator Hooper—

SB 72—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; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 74—A bill to be entitled An act relating to child water safety requirements; providing a short title; creating s. 514.073, F.S.; defining terms; providing that certain organizations that care for or supervise children must require parents or legal guardians to attest certain information in writing before taking children under their care or supervision to public bathing places or public swimming pools; providing requirements for such organizations when they conduct certain activities in public bathing places or public swimming pools; providing an exception; providing for disciplinary action against such organizations for certain violations; providing applicability; authorizing the Department of Health to adopt rules; providing an effective date.

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

By Senators Hooper, Burgess, and Book—

SB 76—A bill to be entitled An act relating to state park campsite reservations; amending s. 258.014, F.S.; requiring the Division of Recreation and Parks of the Department of Environmental Protection to allow residents and nonresidents to make state park campsite reservations within specified timeframes; requiring Florida residents to provide information from their Florida driver license or identification card for certain reservations made in advance; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Polsky—

SB 78—A bill to be entitled An act relating to designation of the state bird; creating s. 15.0352, F.S.; designating the Florida scrub-jay as the official state bird; specifying that the act supersedes designation of the mockingbird as the state bird; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Fiscal Policy; and Rules.

By Senators Polsky, Stewart, Berman, Book, and Davis—

SB 80—A bill to be entitled An act relating to marriage between persons of the same sex; repealing s. 741.212, F.S., relating to marriage between persons of the same sex; deleting a prohibition on the recognition of same-sex marriages; deleting a prohibition on the state and its agencies and subdivisions giving effect to a public act, record, or judicial proceeding that respects a same-sex marriage or relationship or a claim arising from such marriage or relationship; deleting the definition of the term “marriage”; providing an effective date.

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

By Senator Rodriguez—

SB 82—A bill to be entitled An act relating to designation of eligible telecommunications carriers; amending s. 364.10, F.S.; revising the definition of the term “eligible telecommunications carrier” to include certain commercial mobile radio service providers; authorizing the Public Service Commission to designate a commercial mobile radio service provider as an eligible telecommunications carrier for the purpose of providing Lifeline service; providing an effective date.

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

By Senator Rodriguez—

SB 84—A bill to be entitled An act relating to water safety; creating s. 258.018, F.S.; requiring a state park to have a certified lifeguard on duty at designated swimming areas within the park during certain timeframes; requiring the Department of Environmental Protection to install a water rescue station at each designated swimming area; defining the term “water rescue station”; amending s. 1003.42, F.S.; requiring comprehensive age-appropriate and developmentally appropriate K-12 instruction on water safety; providing requirements for such instruction; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 86—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; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Jones—

SB 88—A bill to be entitled An act relating to the Task Force on Workforce Housing for Teachers and Expansion of Schools; providing legislative findings; creating the task force adjunct to the Department of Economic Opportunity; requiring the department to provide administrative and staff support; specifying the purpose and the composition of the task force; defining the term “workforce housing”; specifying the duties of the task force; requiring the task force to submit a report to the Governor and the Legislature by a specified date; requiring state agencies to assist and cooperate with the task force; encouraging local governments to assist and cooperate with the task force; providing for expiration of the task force; providing an effective date.

—was referred to the Committee on Community Affairs; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator DiCeglie—

SB 90—A bill to be entitled An act for the relief of Michael Barnett, individually and as the natural parent and legal guardian of R.B.; providing an appropriation to compensate them for injuries and damages sustained as a result of the negligence of the Department of Children and Families; providing a limitation on the payment of attorney fees; providing an effective date.

—was referred to the Special Master on Claim Bills; and the Committees on Judiciary; the Appropriations Committee on Health and Human Services; and the Committee on Appropriations.

By Senator Garcia—

SB 92—A bill to be entitled An act relating to vacation rentals; amending s. 509.032, F.S.; providing that local laws, ordinances, or regulations requiring vacation rental owners or operators to provide the local government with certain contact information are not prohibited or preempted to the state; providing an effective date.

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

By Senator Gruters—

SJR 94—A joint resolution proposing an amendment to Section 4 of Article IX and the creation of a new section in Article XII of the State Constitution to require members of a district school board to be elected in a partisan election.

—was referred to the Committees on Ethics and Elections; Education Pre-K -12; and Rules.

By Senator DiCeglie—

SB 96—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; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

SB 98—Withdrawn prior to introduction.

By Senators Garcia, Calatayud, and Avila—

SB 100—A bill to be entitled An act relating to mangrove replanting and restoration; amending s. 403.9324, F.S.; requiring the Department of Environmental Protection to adopt rules for mangrove replanting and restoration; providing requirements for the rules; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Rules.

By Senators Calatayud, Rouson, Hooper, Osgood, and Rodriguez—

SB 102—A bill to be entitled An act relating to housing; providing a short title; amending s. 125.0103, F.S.; deleting the authority of local governments to adopt or maintain laws, ordinances, rules, or other measures that would have the effect of imposing controls on rents; amending s. 125.01055, F.S.; revising applicability for areas of critical state concern; specifying requirements for, and restrictions on, counties in approving applications for certain housing developments; providing for future expiration; amending s. 125.379, F.S.; revising the date by which counties must prepare inventory lists of real property; requiring counties to make the inventory lists publicly available on their websites; authorizing counties to use certain properties for affordable housing through a long-term land lease; revising requirements for counties relating to inventory lists of certain property for affordable housing; providing that counties are encouraged to adopt best practices for surplus land programs; amending s. 166.04151, F.S.; revising applicability for areas of critical state concern; specifying requirements for, and restrictions on, municipalities in approving applications for certain housing developments; providing for future expiration; amending s. 166.043, F.S.; deleting the authority of local governments to adopt or maintain laws, ordinances, rules, or other measures that would have

the effect of imposing controls on rents; amending s. 166.0451, F.S.; revising the date by which municipalities must prepare inventory lists of real property; requiring municipalities to make the inventory lists publicly available on their websites; authorizing municipalities to use certain properties for affordable housing through a long-term land lease; revising requirements for municipalities relating to inventory lists of certain property for affordable housing; providing that municipalities are encouraged to adopt best practices for surplus land programs; amending s. 196.1978, F.S.; providing an exemption from ad valorem taxation for land that meets certain criteria; providing applicability; providing for future repeal; defining terms; providing an ad valorem tax exemption for portions of property in a multifamily project if certain conditions are met; providing that vacant units may be eligible for the exemption under certain circumstances; specifying percentages of the exemption for qualified properties; specifying requirements for applying for the exemption with the property appraiser; specifying requirements for requesting certification from the Florida Housing Finance Corporation; specifying requirements for the corporation in reviewing requests, certifying property, and posting deadlines for applications; specifying requirements for property appraisers in reviewing and granting exemptions and for improperly granted exemptions; providing a penalty; providing limitations on eligibility; specifying requirements for a rental market study; authorizing the corporation to adopt rules; providing applicability; providing for future repeal; creating s. 196.1979, F.S.; authorizing local governments to adopt ordinances to provide an ad valorem tax exemption for portions of property used to provide affordable housing meeting certain requirements; specifying requirements and limitations for the exemption; providing that vacant units may be eligible for the exemption under certain circumstances; specifying requirements for ordinances granting an exemption; specifying requirements for a rental market study; providing that ordinances must expire within a certain timeframe; providing requirements for boards of county commissioners and governing bodies of municipalities; requiring the property appraiser to take certain action in response to an improperly granted exemption; providing a penalty; providing applicability; amending s. 201.15, F.S.; suspending, for a specified period, the General Revenue Fund service charge on documentary stamp tax collections; providing for specified amounts of such collections to be credited to the State Housing Trust Fund for certain purposes; prohibiting the transfer of such funds to the General Revenue Fund in the General Appropriations Act; providing for certain amounts to be credited to the General Revenue Fund under certain circumstances; providing for the future expiration and reversion of specified statutory text; amending s. 212.08, F.S.; revising the total amount of community contribution tax credits which may be granted for certain projects; defining terms; providing a sales tax exemption for building materials used in the construction of affordable housing units; specifying eligibility requirements; specifying requirements for applying for a sales tax refund with the Department of Revenue; specifying requirements for and limitations on refunds; providing requirements for the department in issuing refunds; authorizing the department to adopt rules; providing applicability; creating s. 215.212, F.S.; prohibiting the deduction of the General Revenue Fund service charge on documentary stamp tax proceeds; providing for future repeal; amending s. 215.22, F.S.; conforming a provision to changes made by the act; providing for the future expiration and reversion of specified statutory text; amending s. 220.02, F.S.; specifying the order of application of Live Local Program tax credits against the state corporate income tax; amending s. 220.13, F.S.; specifying requirements for the addition to adjusted federal income of amounts taken as a credit under the Live Local Program; amending s. 220.183, F.S.; conforming a provision to changes made by the act; amending s. 220.186, F.S.; providing applicability of Live Local Program tax credits to the Florida alternative minimum tax credit; creating s. 220.1878, F.S.; providing a credit against the state corporate income tax under the Live Local Program; specifying requirements and procedures for making eligible contributions and claiming the credit; amending s. 253.034, F.S.; modifying requirements for the analysis included in land use plans; making technical changes; amending s. 253.0341, F.S.; requiring that local government requests for the state to surplus conservation or nonconservation lands for any means of transfer be expedited throughout the surplus process; amending s. 288.101, F.S.; authorizing the Governor, under the Florida Job Growth Grant Fund, to approve state or local public infrastructure projects to facilitate the development or construction of affordable housing; providing for future repeal; amending s. 420.0003, F.S.; revising legislative intent for, and policies of, the state housing strategy; revising requirements for the implementation of the strategy; revising duties of the

Shimberg Center for Housing Studies at the University of Florida; requiring the Office of Program Policy Analysis and Government Accountability to evaluate specified strategies, policies, and programs at specified intervals; specifying requirements for the office's analyses; authorizing rule amendments; amending s. 420.503, F.S.; revising the definition of the term "qualified contract" for purposes of the Florida Housing Finance Corporation Act; amending s. 420.504, F.S.; revising the composition of the corporation's board of directors; providing specifications for filling vacancies on the board of directors; amending s. 420.507, F.S.; specifying a requirement for the corporation's annual budget request to the Secretary of Economic Opportunity; providing for the future expiration and reversion of specified statutory text; amending s. 420.5087, F.S.; revising prioritization of funds for the State Apartment Incentive Loan Program; creating s. 420.50871, F.S.; specifying requirements for, and authorized actions by, the corporation in allocating certain increased revenues during specified fiscal years to finance certain housing projects; providing construction; providing for future repeal; providing a directive to the Division of Law Revision; creating s. 420.50872, F.S.; defining terms; creating the Live Local Program; specifying responsibilities of the corporation; specifying the annual tax credit cap; specifying requirements for applying for tax credits with the department; providing requirements for the carryforward of credits; specifying restrictions on, and requirements for, the conveyance, transfer, or assignment of credits; providing requirements and procedures for the rescindment of credits; specifying procedures for calculating underpayments and penalties; providing construction; authorizing the department and the corporation to develop a cooperative agreement and share certain information; authorizing the department to adopt rules; requiring the department to annually notify certain taxpayers of certain information; creating s. 420.5096, F.S.; providing legislative findings; creating the Florida Hometown Hero Program for a specified purpose; authorizing the corporation to underwrite and make certain mortgage loans; specifying terms for such loans and requirements for borrowers; authorizing loans made under the program to be used for the purchase of certain manufactured homes; providing construction; amending s. 420.531, F.S.; authorizing the Florida Housing Corporation to contract with certain entities to provide technical assistance to local governments in establishing selection criteria for proposals to use certain property for affordable housing purposes; amending s. 420.6075, F.S.; making technical changes; amending s. 553.792, F.S.; requiring local governments to maintain on their websites a policy relating to the expedited processing of certain building permits and development orders; amending s. 624.509, F.S.; specifying the order of application of Live Local Program tax credits against the insurance premium tax; amending s. 624.5105, F.S.; conforming a provision to changes made by the act; creating s. 624.51058, F.S.; providing a credit against the insurance premium tax under the Live Local Program; providing a requirement for making eligible contributions; providing construction; providing applicability; authorizing the department to adopt emergency rules; providing for future expiration of such rule-making authority; providing appropriations; providing a declaration of important state interest; providing effective dates.

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

By Senator Garcia—

SB 104—A bill to be entitled An act relating to residential mortgage loans; amending s. 494.001, F.S.; revising and providing definitions; creating s. 494.00163, F.S.; requiring mortgage lenders and mortgage servicers to comply with specified federal law; requiring that periodic statements for residential mortgage loans follow specified laws; specifying that certain entities are not exempt from such laws; defining the term "small mortgage servicer"; creating s. 494.00225, F.S.; requiring mortgage servicers and mortgage lenders to assume duties and obligations relating to previously approved first lien loan modifications, foreclosure prevention alternatives, and other loan modifications under certain circumstances; creating s. 494.0027, F.S.; defining terms; prohibiting mortgage servicers and mortgage lenders from commencing certain civil actions, recording specified notices, or conducting foreclosure sales unless specified conditions are met; requiring mortgage servicers and mortgage lenders to establish single points of contact and provide to borrowers direct means of communication with the single points of contact upon request; providing requirements and duties for single points of contact and for mortgage servicers and mortgage len-

ders relating to single points of contact; requiring mortgage servicers and mortgage lenders to send written acknowledgment of application receipt to foreclosure prevention alternative applicants in specified manners within a specified timeframe; providing requirements for statements, documents, and information that mortgage servicers and mortgage lenders must send to applicants under various circumstances; providing timelines for mortgage servicers and mortgage lenders to commence civil actions against residential mortgage loan borrowers; providing that mortgage servicers and mortgage lenders are not required to evaluate foreclosure prevention alternative applications under certain circumstances; providing an exception; prohibiting mortgage servicers and mortgage lenders from charging specified fees; creating ss. 627.4055 and 635.0215, F.S.; defining terms; prohibiting insurers and insurance agents from engaging in certain acts relating to lender-placed insurance; creating s. 702.013, F.S.; defining terms; prohibiting mortgage servicers and mortgage lenders from commencing certain civil actions, recording specified notices, or conducting foreclosure sales unless specified conditions are met; providing exceptions; requiring mortgage servicers and mortgage lenders to establish single points of contact and to provide to borrowers direct means of communication with the single points of contact upon request; providing requirements and duties for single points of contact and for mortgage servicers and mortgage lenders relating to single points of contact; requiring mortgage servicers and mortgage lenders to send written acknowledgment of application receipt to foreclosure prevention alternative applicants in specified manners within a specified timeframe; providing requirements for statements, documents, and information that mortgage servicers and mortgage lenders must send to applicants under various circumstances; providing timelines for mortgage servicers and mortgage lenders to commence civil actions against residential mortgage loan borrowers; providing that mortgage servicers and mortgage lenders are not required to evaluate foreclosure prevention alternative applications under certain circumstances; providing an exception; prohibiting mortgage servicers and mortgage lenders from charging specified fees; amending ss. 494.00115 and 494.0025, F.S.; conforming cross-references; providing an effective date.

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

By Senator Brodeur—

SB 106—A bill to be entitled An act relating to the Florida Shared-Use Nonmotorized Trail Network; amending s. 260.014, F.S.; authorizing the Department of Environmental Protection to establish a program to recognize specified local communities as trail towns; amending s. 260.0142, F.S.; increasing the membership of the Florida Greenways and Trails Council; revising the duties of the council; defining the term “regionally significant trails”; amending s. 260.016, F.S.; revising the general powers of the department to include development and dissemination of criteria for prioritization of regionally significant trails within or connected to the Florida wildlife corridor; amending s. 288.1226, F.S.; revising the membership of the Florida Tourism Industry Marketing Corporation; amending s. 288.923, F.S.; specifying additional requirements for the marketing plan of the Division of Tourism Marketing; amending s. 320.072, F.S.; increasing the amount of funding the Department of Transportation is required to use for the Florida Shared-Use Nonmotorized Trail Network; amending s. 335.065, F.S.; revising the funding priorities for the Department of Transportation’s trail projects; amending s. 339.175, F.S.; revising required components of long-range transportation plans developed by metropolitan planning organizations; amending s. 339.81, F.S.; revising legislative findings and intent; clarifying the components that make up Florida Shared-Use Nonmotorized Trail Network; extending the Florida Shared-Use Nonmotorized Trail Network to lands of the Florida wildlife corridor; including certain connecting components as parts of the statewide network; increasing the amount the Department of Transportation is required to allocate for purposes of funding and maintaining projects within the Florida Shared-Use Nonmotorized Trail Network; requiring the department to give funding priority to specified trail projects; requiring the department to construct projects within the Florida wildlife corridor or on other specified lands using previously disturbed lands; requiring the department to coordinate with other state agencies to ensure recreation and public access in developing the planning and design of trails; requiring the department to program projects in the work program for development of the entire trail and to

minimize creation of gaps between trail segments; requiring the department to ensure that local support exists for projects and trail segments; requiring metropolitan planning organizations or boards of county commissioners to include trails in project priorities; requiring the department to create and erect certain signage; authorizing the department and local governments to enter into a sponsorship agreement with certain entities for commercial sponsorship displays on multiuse trails and related facilities; requiring the department or local government to administer a sponsorship agreement and ensure that a sponsorship agreement complies with specified requirements; subjecting sponsorship agreements to specified federal laws and agreements; providing that no proprietary or compensable interest in any sign, display site, or location is created; requiring the Department of Transportation, in coordination with the Department of Environmental Protection, to submit a report by a certain date, and at specified intervals thereafter, to the Governor and the Legislature summarizing the status of the Florida Shared-Use Nonmotorized Trail Network; authorizing the Department of Transportation to include in the report its recommendations for legislative revisions that would facilitate connectivity of the statewide network; requiring that specified items be included in the report; requiring the department to coordinate with certain entities regarding certain items in the report; providing an appropriation; providing for construction; authorizing the department to take certain action regarding funding for the trail network projects in response to appropriations made by the act; providing an effective date.

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

By Senator Rodriguez—

SB 108—A bill to be entitled An act relating to trees and vegetation within the rights-of-way of certain roads and rail corridors; amending s. 337.405, F.S.; providing that the prohibition against the removal, cutting, marring, defacing, or destruction of trees or other vegetation in certain rights-of-way does not apply if the Department of Transportation suspends such prohibition pursuant to a declared state of emergency; requiring the department to adopt guidelines for removal of debris from certain emergencies; providing an effective date.

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

By Senator Hooper—

SB 110—A bill to be entitled An act relating to the State Board of Administration; amending s. 215.47, F.S.; revising the types of investments in real property and related personal property which the board may make; authorizing the board and certain affiliated entities and ventures to issue securities and borrow money through specified means; authorizing the board to use the proceeds of loans or financing obligations as loans to or sources of funding for certain entities; requiring the ownership of an entity holding title to real property to be vested in the name of the System Trust Fund; revising the funds in which the state may invest no more than 80 percent of its moneys available for investments; revising the requirements of the proposed plan the board must present to the Investment Advisory Council to invest in unauthorized investments; deleting authorization for the council to obtain independent investment counsel to provide expert advice on board investment activity; requiring the board’s evaluation of an investment to be based solely on pecuniary factors; defining the term “pecuniary factor”; providing construction; revising the threshold for the amount of the fund which may be invested in alternative investments; authorizing the board and certain affiliated entities to issue securities and borrow money through specified means; reenacting ss. 112.661(5)(a), 218.409(2)(a), 420.503(3)(a), and 1002.36(4)(e), F.S., relating to authorized investments, administration of the trust fund, investments the board is permitted to make, and investments made on behalf of the Florida School for the Deaf and the Blind, respectively, to incorporate the amendments made to s. 215.47, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Banking and Insurance; and Appropriations.

By Senators Harrell and Wright—

SB 112—A bill to be entitled An act relating to step-therapy protocols; amending s. 409.901, F.S.; defining the term “serious mental illness”; amending s. 409.912, F.S.; requiring the Agency for Health Care Administration to approve drug products for Medicaid recipients for the treatment of serious mental illness without step-therapy prior authorization under certain circumstances; amending s. 409.910, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senators Book, Stewart, Hutson, Perry, and Berman—

SB 114—A bill to be entitled An act relating to a tax exemption for diapers and incontinence products; amending s. 212.08, F.S.; exempting the sale for human use of diapers, incontinence undergarments, incontinence pads, and incontinence liners from the sales and use tax; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Rodriguez—

SB 116—A bill to be entitled An act relating to taxation of investigative services; amending s. 212.08, F.S.; defining the term “small private investigative agency”; providing a sales tax exemption for the sale of investigative services by a small private investigative agency to a client; authorizing the Department of Revenue to adopt emergency rules; providing for expiration of such authority; providing effective dates.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

SR 118—Not introduced.

By Senator Avila—

SB 120—A bill to be entitled An act relating to homestead assessments; amending s. 193.155, F.S.; revising the limitation on annual increases of homestead property tax assessments; providing a contingent effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Avila—

SJR 122—A joint resolution proposing an amendment to Section 4 of Article VII and the creation of a new section in Article XII of the State Constitution to revise the limitation on annual increases of homestead property tax assessments and to provide an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Avila—

SB 124—A bill to be entitled An act relating to homestead exemptions for persons age 65 and older; amending s. 196.075, F.S.; increasing the just value limit of real estate eligible for the homestead tax exemption that may be adopted by counties or municipalities for certain persons age 65 and older; providing a contingent effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Avila—

SJR 126—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 just value limit of real estate eligible for the homestead tax exemption that may be granted by counties or municipalities to certain senior, low-income, long-term residents, and to provide an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Rodriguez—

SB 128—A bill to be entitled An act relating to contacting consumer debtors; amending s. 559.565, F.S.; specifying that persons who violate specified provisions of law are subject to sanctions in the same manner as any other consumer debt collector; creating s. 559.721, F.S.; defining the term “creditor”; prohibiting creditors from contacting debtors regarding specified types of debt under certain circumstances; providing applicability; providing construction; amending s. 559.725, F.S.; requiring the Office of Financial Regulation of the Financial Services Commission to inform and furnish relevant information to the appropriate regulatory body of the state, the Federal Government, or The Florida Bar if a person has been named in a certain consumer complaint alleging specified violations of law; amending s. 559.77, F.S.; authorizing debtors to bring civil actions against creditors who violate the act; specifying that violators are liable for specified damages, costs, and fees; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senators Berman, Book, Hutson, and Garcia—

SB 130—A bill to be entitled An act relating to domestic violence; providing a short title; amending s. 61.13, F.S.; requiring the court with jurisdiction over the proceeding to consider certain factors in deciding whether shared parental responsibility is detrimental to the child; making technical and conforming changes; providing additional conduct regarding domestic violence which the court must consider when ordering a parenting plan; amending s. 741.30, F.S.; providing an additional factor that the court must consider in determining whether a petitioner of a domestic violence injunction is in imminent danger; providing an effective date.

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

By Senators Polsky and Osgood—

SB 132—A bill to be entitled An act relating to crime victim compensation; amending s. 960.03, F.S.; revising the definition of the term “crime” to provide victim compensation for additional offenses; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

SB 134—Withdrawn prior to introduction.

By Senators Gruters and Stewart—

SB 136—A bill to be entitled An act relating to the Florida Kratom Consumer Protection Act; creating s. 501.9745, F.S.; providing a short title; defining terms; prohibiting processors from selling, preparing, distributing, or exposing for sale certain kratom products; prohibiting processors from distributing, selling, or exposing for sale a kratom product to an individual under 21 years of age; providing civil penalties; providing an exception; requiring the Department of Agriculture and Consumer Services to adopt rules; providing an effective date.

—was referred to the Committee on Commerce and Tourism; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

SR 138—Not introduced.

By Senator Rodriguez—

SB 140—A bill to be entitled An act relating to fees; amending s. 491.017, F.S.; authorizing member states of the Professional Counselors Licensure Compact to charge individuals a fee for the privilege to practice under the compact; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Harrell—

SB 142—A bill to be entitled An act relating to coverage for skin cancer screenings; creating ss. 627.64198, 627.66912, and 641.31091, F.S.; requiring individual health insurance policies; group, blanket, and franchise health insurance policies; and health maintenance contracts, respectively, to provide coverage and payment for annual skin cancer screenings performed by a licensed dermatologist without imposing any cost-sharing requirement; specifying a requirement for and a restriction on payments for such screenings; providing an effective date.

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

By Senator Berman—

SB 144—A bill to be entitled An act relating to lactation spaces; creating s. 29.24, F.S.; requiring each county courthouse to provide at least one lactation space for members of the public by a specified date; providing requirements for such lactation space; authorizing the use of state or private funds to provide lactation spaces in appellate courthouses; providing exceptions; declaring that this act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Judiciary; and Fiscal Policy.

By Senator Polsky—

SB 146—A bill to be entitled An act relating to the sale or transfer of ammunition; providing a short title; amending s. 790.065, F.S.; requiring background checks for the sale or transfer of ammunition; providing exceptions; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Polsky—

SB 148—A bill to be entitled An act relating to public records; amending s. 790.065, F.S.; providing an exemption from public records requirements for records containing certain information pertaining to a buyer or transferee who is not found to be prohibited from receipt or transfer of ammunition; providing for future legislative review and repeal of the exemption; providing for the reversion of specified statutory text unless certain conditions are met; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senators Collins, Gruters, and Martin—

SB 150—A bill to be entitled An act relating to public safety; amending s. 27.53, F.S.; conforming provisions to changes made by the act; amending s. 30.15, F.S.; requiring sheriffs to assist private schools in complying with a certain statute; authorizing a private school to request the sheriff to establish a guardian program under certain conditions; providing requirements for the guardian program; authorizing certified individuals to serve as school guardians if appointed by the applicable private school head of school; revising the training program hours required for school employees to be certified as school guardians; amending s. 768.28, F.S.; revising a definition; amending s. 790.001, F.S.; defining the term “handgun”; amending s. 790.01, F.S.; authorizing a person to carry a concealed weapon or concealed firearm if he or she is licensed to do so or meets specified requirements; creating s. 790.013, F.S.; requiring a person who is carrying a concealed weapon or concealed firearm without a license to carry valid identification and display such identification upon demand by a law enforcement officer; providing a noncriminal penalty; prohibiting a person who is carrying a concealed weapon or concealed firearm without a license from carrying such weapon or firearm in specified locations; amending s. 790.015, F.S.; authorizing a nonresident to carry a concealed weapon or concealed firearm in this state if he or she meets the same requirements as a resident; removing a requirement that limits recognition of concealed firearm licenses to those states that honor Florida concealed weapon or concealed firearm licenses; amending s. 790.052, F.S.; conforming provisions to changes made by the act; amending s. 790.053, F.S.; specifying that it is not a violation of specified provisions for persons authorized to carry a concealed weapon or concealed firearm without a license to briefly and openly display a firearm under specified circumstances; amending s. 790.06, F.S.; defining the term “concealed weapon or concealed firearm”; removing a requirement that a person who is licensed to carry a concealed weapon or concealed firearm must carry such license while he or she is in actual possession of a concealed weapon or concealed firearm; revising legislative findings; making technical changes; amending s. 790.0655, F.S.; making technical changes; amending s. 790.115, F.S.; providing that a person who is authorized to carry a concealed weapon or concealed firearm without a license is subject to specified penalties for possessing such weapon or firearm at a school-sponsored event or on school property; conforming provisions to changes made by the act; revising applicability; repealing s. 790.145, F.S., relating to the possession of firearms or destructive devices within the premises of pharmacies; amending s. 790.25, F.S.; providing that a person who is authorized to carry a concealed weapon or concealed firearm may carry such weapon or firearm on his or her person in a private conveyance under certain circumstances; conforming provisions to changes made by the act; making technical changes; amending s. 790.251, F.S.; revising the definition of the term “employee” to include any person who is authorized to carry a concealed weapon or concealed firearm; prohibiting an employer from conditioning employment upon the fact that an employee or a prospective employee is authorized to carry a concealed weapon or concealed firearm; amending s. 790.31, F.S.; removing the definition of the term “handgun”; creating s. 943.6873, F.S.; requiring each law enforcement agency in this state to create and maintain an active assailant response policy by a specified date; providing requirements for the policy; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to develop a behavioral threat management operational process by a specified date; providing requirements for the process; revising provisions requiring the office to develop a Florida-specific behavioral threat assessment instrument by a specified date; revising requirements for the instrument; requiring the office to develop, host, maintain, and administer a threat management portal by a specified date; providing requirements for the threat management portal; providing a noncriminal penalty for an individual using the threat management portal for an unauthorized purpose; deleting provisions providing for the Statewide Threat Assessment Database Workgroup; authorizing the State Board of Education to adopt emergency rules; amending s. 1002.42, F.S.; authorizing a private school to partner with a law enforcement agency or security agency for specified purposes; requiring a private school that establishes a safe-school officer to comply with specified provisions of law; providing that the private school is responsible for certain implementation costs; amending s. 1003.25, F.S.; revising information included in verified reports of serious or recurrent behavior patterns; amending s. 1006.07, F.S.; redesignating threat assessment teams as threat management teams; requiring a charter school governing board to establish a threat management team; providing requirements for a threat management team;

requiring the threat management team to prepare a specified report; authorizing the state board to adopt emergency rules; providing legislative findings; creating s. 1006.121, F.S.; requiring the Department of Education to establish the Florida Safe Schools Canine Program; requiring the Office of Safe Schools to consult with specified entities; defining the term “firearm detection canine”; providing requirements for the program; requiring the State Board of Education to adopt rules; amending s. 1006.13, F.S.; conforming provisions to changes made by the act; providing reporting requirements for certain school safety incidents; amending ss. 790.1612, 810.095, 921.0022, 921.0024, 943.051, 943.0585, 943.059, 985.11, and 1002.33 F.S.; conforming provisions to changes made by the act; providing appropriations; providing effective dates.

—was referred to the Committees on Criminal Justice; and Fiscal Policy.

By Senator Collins—

SB 152—A bill to be entitled An act relating to public records; amending s. 1002.42, F.S.; providing a public records exemption for information pertaining to a safe-school officer at a private school; 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; and Fiscal Policy.

By Senator Bradley—

SB 154—A bill to be entitled An act relating to condominium and cooperative associations; amending s. 468.4334, F.S.; revising the circumstances under which community association managers or management firms must comply with a specified provision; amending s. 553.899, F.S.; revising legislative findings; revising the definition of the terms “milestone inspection” and “substantial structural deterioration”; revising who must have milestone inspections performed for buildings; authorizing local enforcement agencies to make certain determinations relating to milestone inspections after a building reaches a specified age; revising costs that condominium and cooperative associations are responsible for; requiring certain parties to obtain milestone inspection reports; authorizing local enforcement agencies to extend deadlines for milestone inspections under certain circumstances; revising requirements relating to written notice of required inspections; requiring architects or engineers performing milestone inspections to submit a specified progress report to a local enforcement agency within a specified timeframe under certain circumstances; specifying that associations must distribute copies of certain inspection reports within a specified timeframe and in a specified manner; authorizing municipal governing bodies to adopt certain ordinances relating to association repairs; requiring the Florida Building Commission to adopt rules by a specified date; providing requirements for such rules; conforming provisions; amending s. 627.351, F.S.; revising the types of policyholders not required to purchase flood insurance as a condition for maintaining certain policies issued by the Citizens Property Insurance Corporation; amending s. 718.103, F.S.; defining the term “alternative funding method”; revising the definition of the term “structural integrity reserve study”; amending s. 718.111, F.S.; making a technical change; amending s. 718.112, F.S.; revising condominium association reserve account requirements; revising requirements relating to waiving reserve requirements or providing less reserves than required by law; revising requirements relating to using reserve funds or interest accrued on reserve funds for certain purposes; revising requirements for structural integrity reserve studies; providing applicability; conforming provisions to changes made by the act; amending s. 718.1255, F.S.; revising the definition of the term “dispute”; specifying that certain disputes are not subject to nonbinding arbitration and must be submitted to presuit mediation; amending s. 718.113, F.S.; revising requirements relating to maintenance, repair, and replacement of common elements and condominium property; amending s. 718.503, F.S.; requiring specified disclosures relating to milestone inspections and structural integrity reserve studies for certain contracts entered into after a specified date; amending s. 719.103, F.S.; revising the definition of the term “structural integrity reserve study”; amending s. 719.104, F.S.; revising rights relating to the official records of a cooperative association; providing

maintenance requirements for cooperative associations; amending s. 719.106, F.S.; revising cooperative association reserve account requirements; revising requirements relating to waiving reserve requirements or providing less reserves than required by law; revising a prohibition on using reserve funds or interest accrued on reserve funds for certain purposes; revising requirements for structural integrity reserve studies; providing applicability; conforming provisions to changes made by the act; amending s. 719.503, F.S.; requiring specified disclosures relating to milestone inspections and structural integrity reserve studies for certain contracts entered into after a specified date; amending ss. 558.002, 718.116, and 720.3085, F.S.; conforming cross-references; reenacting s. 719.1255, F.S., relating to alternative resolution of disputes, to incorporate amendments made to s. 718.1255, F.S., in a reference thereto; authorizing the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation to adopt rules; providing effective dates.

—was referred to the Committees on Regulated Industries; and Rules.

By Senator Harrell—

SB 156—A bill to be entitled An act relating to the Physical Therapy Licensure Compact; creating s. 486.112, F.S.; creating the Physical Therapy Licensure Compact; providing a purpose and objectives of the compact; defining terms; specifying requirements for state participation in the compact; authorizing member states to obtain biometric-based information from and conduct criminal background checks on licensees applying for a compact privilege; requiring member states to grant the compact privilege to licensees if they meet specified criteria; specifying criteria licensees must meet to exercise the compact privilege under the compact; providing for the expiration of the compact privilege; requiring licensees practicing in a remote state under the compact privilege to comply with the laws and rules of that state; subjecting licensees to the regulatory authority of remote states where they practice under the compact privilege; providing for disciplinary action; specifying circumstances under which licensees are ineligible for a compact privilege; specifying conditions that a licensee must meet to regain his or her compact privilege after an adverse action; specifying locations active duty military personnel and their spouses may use to designate their home state for purposes of the compact; providing that only a home state may impose adverse action against a license issued by that state; authorizing home states to take adverse action based on investigative information of a remote state, subject to certain requirements; directing member states that use alternative programs in lieu of discipline to require the licensee to agree not to practice in other member states while participating in the program, unless authorized by the member state; authorizing member states to investigate violations by licensees in other member states; authorizing member states to take adverse action against compact privileges issued in their respective states; providing for joint investigations of licensees under the compact; establishing the Physical Therapy Compact Commission; providing for the venue and jurisdiction for court proceedings by or against the commission; providing construction; providing for commission membership, voting, and meetings; authorizing the commission to convene closed, nonpublic meetings under certain circumstances; specifying duties and powers of the commission; providing for membership and duties of the executive board of the commission; providing for financing of the commission; providing for qualified immunity, defense, and indemnification of the commission; requiring the commission to develop and maintain a coordinated database and reporting system for certain information about licensees under the compact; requiring member states to submit specified information to the system; requiring that information contained in the system be available only to member states; requiring the commission to promptly notify all member states of reported adverse action taken against licensees or applicants for licensure; authorizing member states to designate reported information as exempt from public disclosure; providing for the removal of submitted information from the system under certain circumstances; providing for commission rulemaking; providing construction; providing for state enforcement of the compact; providing for the default and termination of compact membership; providing for appeals and costs; providing procedures for the resolution of certain disputes; providing for enforcement against a defaulting state; providing construction; providing for implementation and administration of the compact and associated rules; providing that compact states that join after initial

adoption of the commission's rules are subject to such rules; specifying procedures for compact states to withdraw from the compact; providing construction; providing for amendment of the compact; providing construction and severability; amending s. 456.073, F.S.; requiring the Department of Health to report certain investigative information to the data system; amending s. 456.076, F.S.; requiring monitoring contracts for certain impaired practitioners participating in treatment programs to contain specified terms; amending s. 486.023, F.S.; requiring the Board of Physical Therapy Practice to appoint an individual to serve as the state's delegate on the Physical Therapy Compact Commission; amending ss. 486.028, 486.031, 486.081, 486.102, and 486.107, F.S.; exempting physical therapists and physical therapist assistants from licensure requirements if they are practicing in this state pursuant to a compact privilege under the compact; amending s. 486.125, F.S.; authorizing the board to take adverse action against the compact privilege of physical therapists and physical therapist assistants for specified prohibited acts; amending s. 768.28, F.S.; designating the state delegate and other members or employees of the commission as state agents for the purpose of applying sovereign immunity and waivers of sovereign immunity; requiring the commission to pay certain claims or judgments; authorizing the commission to maintain insurance coverage to pay such claims or judgments; amending ss. 486.025, 486.0715, and 486.1065, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Harrell—

SB 158—A bill to be entitled An act relating to public records and meetings; creating s. 486.113, 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 Therapy Licensure Compact; authorizing disclosure of exempt information under certain circumstances; providing an exemption from public meeting requirements for certain meetings of the Physical Therapy Compact Commission and the executive board and other committees of the commission; providing an exemption from public records requirements for recordings, minutes, and records generated during the closed portion of such meetings; 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 Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senators Avila and Collins—

SM 160—A memorial to the United States Department of State, urging the United States Secretary of State to redesignate the Revolutionary Armed Forces of Colombia (FARC) as a Foreign Terrorist Organization.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Collins—

SB 162—A bill to be entitled An act relating to water and wastewater facility operators; amending s. 403.865, F.S.; revising legislative findings and intent; amending s. 403.867, F.S.; conforming a provision to changes made by the act; creating s. 403.8721, F.S.; requiring the Department of Environmental Protection to issue water treatment plant operator licenses, water distribution system operator licenses, and domestic wastewater treatment plant operator licenses by reciprocity to certain applicants; providing licensure requirements; authorizing the department to issue temporary operator licenses during a declared state of emergency; requiring the department to waive the application fee for temporary operator licenses; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Regulated Industries; and Fiscal Policy.

By Senators Polsky and Berman—

SB 164—A bill to be entitled An act relating to controlled substance testing; amending s. 893.145, F.S.; revising the definition of the term “drug paraphernalia” to exclude certain narcotic-drug-testing products; providing an effective date.

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

By Senators Berman and Osgood—

SB 166—A bill to be entitled An act relating to human trafficking; amending s. 787.06, F.S.; revising the definition of the term “coercion”; making technical changes; amending s. 796.07, F.S.; prohibiting facilitating or enabling the receiving of persons into any place, structure, building, or conveyance for the purpose of prostitution, lewdness, or assignation; prohibiting facilitating or enabling any person to remain in such place, structure, building, or conveyance for such purpose; prohibiting knowingly engaging in specified activities for the purpose of prostitution and thereby benefitting financially or receiving anything of value; providing increased criminal penalties for specified prohibited acts relating to lewdness, assignation, or prostitution; providing criminal penalties; deleting provisions relating to the reclassification of penalties if a massage establishment is used for lewdness, assignation, or prostitution; amending ss. 456.074, 480.041, and 943.0433, F.S.; conforming provisions and cross-references to changes made by the act; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Garcia—

SB 168—A bill to be entitled An act relating to motor vehicle insurance and driver licenses for foster youth; amending s. 409.1454, F.S.; deleting a requirement that a foster youth receiving postsecondary educational services and support must have also been in licensed care at the time of turning 18 years of age in order to be eligible to participate in a specified program covering certain costs for a driver license and motor vehicle insurance; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Trumbull—

SB 170—A bill to be entitled An act relating to local ordinances; amending s. 57.112, F.S.; authorizing courts to assess and award reasonable attorney fees and costs and damages in certain civil actions filed against local governments; specifying a limitation on awards and a restriction on fees and costs of certain litigation; providing construction and applicability; amending s. 125.66, F.S.; requiring a board of county commissioners to prepare or cause to be prepared a business impact estimate before the enactment of a proposed ordinance; specifying requirements for the posting and content of the estimate; providing construction and applicability; creating s. 125.675, F.S.; requiring a county to suspend enforcement of an ordinance that is the subject of a certain legal action if certain conditions are met; authorizing a prevailing county to enforce the ordinance after a specified period, except under certain circumstances; requiring courts to give priority to certain cases; providing construction relating to an attorney's or a party's signature; requiring a court to impose sanctions under certain circumstances; providing applicability; authorizing courts to award attorney fees and costs and damages if certain conditions are met; amending s. 166.041, F.S.; requiring a governing body of a municipality to prepare or cause to be prepared a business impact estimate before the enactment of a proposed ordinance; specifying requirements for the posting and content of the estimate; providing construction and applicability; creating s. 166.0411, F.S.; requiring a municipality to suspend enforcement of an ordinance that is the subject of a certain legal action if certain conditions are met; authorizing a prevailing municipality to enforce the ordinance after a specified period, except under certain circumstances;

requiring courts to give priority to certain cases; providing construction relating to an attorney's or a party's signature; requiring a court to impose sanctions under certain circumstances; providing applicability; authorizing courts to award attorney fees and costs and damages if certain conditions are met; amending ss. 163.2517, 163.3181, 163.3215, 376.80, 497.270, 562.45, and 847.0134, F.S.; conforming cross-references; providing a declaration of important state interest; providing an effective date.

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

By Senator Berman—

SB 172—A bill to be entitled An act relating to the Safe Waterways Act; providing a short title; amending s. 514.023, F.S.; requiring, rather than authorizing, the Department of Health to adopt and enforce certain rules; revising requirements for such rules; requiring, rather than authorizing, the department to issue health advisories under certain circumstances; directing the department to require closure of beach waters and public bathing places under certain circumstances; requiring such closures to remain in effect for a specified period; including public bathing places in an existing preemption of authority to the state pertaining to the issuance of such health advisories and an existing notification requirement; requiring the department to adopt by rule a certain health advisory sign; providing requirements for the sign; requiring that the sign be posted in a specified manner and maintained until subsequent testing demonstrates that the water's bacteria levels meet the standards established by the department; providing that municipalities and counties are responsible for maintaining the health advisory signs around affected beach waters and public bathing places that they own; providing that the department is responsible for maintaining the health advisory signs around affected beach waters and public bathing places owned by the state; requiring the department to coordinate with the Department of Environmental Protection and the Fish and Wildlife Conservation Commission as necessary to implement such signage requirements; requiring the department to monitor the affected beach waters and public bathing places for compliance with the signage requirements; requiring the department to establish a public statewide interagency database for a specified purpose; requiring the department, in coordination with the Department of Environmental Protection, to adopt certain rules and procedures; providing requirements for the database; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Polsky—

SB 174—A bill to be entitled An act relating to obscene or harassing telephone calls; amending s. 365.16, F.S.; revising a prohibition on telephone calls made for certain purposes; increasing the classification of certain offenses involving telephone calls; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Avila—

SM 176—A memorial to the Congress of the United States, urging members of Congress to take immediate action to address the current national debt and balance the federal budget.

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

By Senators Berman and Calatayud—

SB 178—A bill to be entitled An act relating to upgrades to education facilities as emergency shelters; amending s. 1013.372, F.S.; exempting costs not exceeding a specified sum associated with certain upgrades to education facilities from being included in certain cost per student station calculations; specifying eligible upgrades; requiring costs asso-

ciated with certain upgrades to be consistent with prevailing market costs in the area in which the education facility is located; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Gruters—

SB 180—A bill to be entitled An act relating to securities transactions; reordering and amending s. 517.021, F.S.; adding and revising definitions; requiring the Financial Services Commission to define the term "accredited investor"; amending s. 517.061, F.S.; revising conditions for securities transactions exempt from registration requirements; exempting the offer and sale of an issuer's own securities from registration requirements if certain conditions are met; requiring such issuers to file certain information with the Office of Financial Regulation within a certain timeframe; authorizing the commission to adopt rules; making technical and conforming changes; amending s. 517.0611, F.S.; revising federal standards for intrastate crowdfunding securities offerings; revising requirements for issuers and intermediaries of such securities; revising the limit on consideration received for sales of such securities; conforming cross-references and provisions to changes made by the act; creating s. 517.065, F.S.; authorizing issuers or their authorized persons to communicate with prospective investors to determine their interest in a contemplated security offering; specifying conditions and restrictions relating to such preoffering communications; providing that certain preoffering communications are not subject to certain requirements and restrictions if certain conditions are met; providing construction; amending s. 517.072, F.S.; authorizing the commission to adopt certain rules relating to viatical settlement investments; conforming a provision to changes made by the act; amending s. 517.081, F.S.; revising requirements for the registration of securities; deleting a limit on, and the commission's rulemaking authority to fix, maximum compensation in connection with the sale or offering of securities; revising application fees for certain securities registrations; requiring the office to deem an application abandoned under certain circumstances; conforming provisions to changes made by the act; amending s. 517.082, F.S.; deleting a restriction on securities registration by notification for specified securities; requiring the office to deem applications for registration by notification abandoned under certain circumstances; making technical changes; amending s. 517.111, F.S.; revising grounds on which the office may revoke, suspend, or deny the registration of securities; specifying the office's powers in investigations of issuers; revising the methods by which the office may enter an order suspending an issuer's right to sell securities; amending s. 517.12, F.S.; revising prohibited acts of dealers and associated persons without required registration; prohibiting the office from registering a person as an associated person of a dealer unless the dealer is lawfully registered; revising applicability of registration requirements; revising requirements for applying for registration as a dealer, an associated person, or an investment adviser; conforming provisions to changes made by the act; making technical changes; creating s. 517.1214, F.S.; defining terms; specifying continuing education requirements for associated persons of investment advisers and federal covered advisers; providing that certain education credits satisfy such requirements if certain conditions are met; prohibiting associated persons from carrying forward credits to subsequent reporting periods; specifying a restriction on associated persons who fail to meet such requirements; specifying requirements for certain previously registered associated persons; amending s. 517.1217, F.S.; revising the commission's rulemaking authority as to rules of conduct and prohibited business practices of dealers, associated persons, and intermediaries; specifying disclosure requirements for Tier II dealers as to prospective investors; specifying prohibited acts of Tier II dealers and associated persons; amending s. 517.161, F.S.; revising grounds on which the office may revoke, restrict, or suspend registrations of dealers, investment advisers, intermediaries, or associated persons; amending s. 517.1611, F.S.; conforming a provision to changes made by the act; repealing s. 517.181, F.S., relating to escrow agreements; amending s. 517.191, F.S.; authorizing the office to recover its investigation and enforcement costs and attorney fees in certain civil actions; requiring such moneys to be deposited into the Anti-Fraud Trust Fund; specifying the liability of certain control persons; providing construction; amending s. 517.201, F.S.; conforming a provision to changes made by the act; amending s.

921.0022, F.S.; revising applicability of a criminal penalty for certain registration violations; amending ss. 517.051 and 517.1215, F.S.; making technical changes; amending ss. 517.075, 517.131, 517.211, 517.315, 626.9911, and 744.351, F.S.; conforming cross-references and making technical changes; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 182—A bill to be entitled An act relating to taxpayer delinquencies; amending s. 213.21, F.S.; requiring the Department of Revenue, if requested by a taxpayer, to convene an informal conference to discuss a compromise of the taxpayer's liability for any tax, interest, or penalty; authorizing the department to request to review certain records; requiring the department to take no action during the course of the informal conferencing; requiring the department to compromise a taxpayer's liability for certain taxes and interest under specified conditions; creating a rebuttable presumption if a taxpayer does not provide specified records requested by the department; authorizing the department to settle or compromise certain penalties under specified circumstances; amending s. 213.67, F.S.; requiring, rather than authorizing, the department's executive director or his or her designee to give a specified notice of a delinquency to attempt to informally resolve the delinquency; specifying that the taxpayer must receive assistance from the taxpayers' rights advocate; requiring the department to issue a notice of intent to garnish under specified circumstances; specifying requirements for the notice; providing construction; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Fiscal Policy.

By Senators Polsky and Pizzo—

SB 184—A bill to be entitled An act relating to homestead exemption for first responders; amending s. 196.081, F.S.; exempting from ad valorem taxation the homestead property of the surviving spouse of a first responder who dies in the line of duty while employed by the United States Government; expanding the definition of "first responder" to include certain federal law enforcement officers; providing applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Avila—

SB 186—A bill to be entitled An act relating to construction materials mining activities; amending s. 552.30, F.S.; specifying a ground vibration limit for construction materials mining activities within 1 mile of certain areas; authorizing the State Fire Marshal to modify the standards, limits, and regulations for the use of explosives in connection with such construction materials mining activities; providing an effective date.

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

By Senator Polsky—

SB 188—A bill to be entitled An act relating to Medicaid coverage of prescribed-food programs for disease treatment and prevention; creating s. 409.90203, F.S.; defining terms; requiring the Agency for Health Care Administration, in conjunction with the Department of Health, to, by a specified date, establish the Food Is Medicine Program for a specified purpose, seek certain federal approval and waivers for implementation of the program, and adopt certain rules; providing requirements for the rules; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senators Grall and Perry—

SB 190—A bill to be entitled An act relating to interscholastic extracurricular activities; amending ss. 1002.33 and 1006.15, F.S.; authorizing a charter school student to participate in interscholastic extracurricular activities at a private school under certain circumstances; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Judiciary; and Rules.

By Senators Avila, Calatayud, and Rodriguez—

SB 192—A bill to be entitled An act relating to the Everglades Protection Area; amending s. 163.3184, F.S.; requiring comprehensive plans and plan amendments that apply to certain lands within or near the Everglades Protection Area to follow the state coordinated review process; requiring the Department of Environmental Protection, in consultation with specified entities, to make certain determinations for such plans and amendments, to provide written determinations to the local government and specified entities within a specified timeframe, and to coordinate with the local government and specified entities on certain planning strategies and mitigation measures; providing a condition for the adoption of such plans and plan amendments upon certain determinations by the department; specifying a requirement for the transmittal of certain comprehensive plan amendments to the department; revising the scope of the state land planning agency's compliance determination relating to plans and plan amendments; making technical changes; amending s. 163.3187, F.S.; authorizing site-specific text changes for small-scale future land use map amendments; prohibiting the adoption of small-scale development amendments for properties located within or near the Everglades Protection Area; requiring local governments whose boundaries include any portion of the Everglades Protection Area to transmit copies of adopted small-scale development amendments to the state land planning agency within a specified timeframe; making technical changes; amending s. 420.615, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Hooper—

SB 194—A bill to be entitled An act relating to utility system rate base values; creating s. 367.0811, F.S.; establishing an alternative procedure by which the Public Service Commission may establish a rate base value for certain acquired utility systems; requiring the approved rate base value to be reflected in the acquiring utility's next general rate case for ratemaking purposes; establishing a procedure for appraisal of the acquired utility system; providing the contents required for a petition to the commission for approval of the rate base value of the acquired utility system; providing duties of the commission regarding petitions; authorizing the commission to set rates for and classify certain acquired utility systems; providing applicability; requiring the commission to adopt rules; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senators Jones, Hutson, and Perry—

SB 196—A bill to be entitled An act relating to guidance services on academic and career planning; amending s. 1003.02, F.S.; requiring district school boards to inform students and parents of certain acceleration, academic, and career planning options; requiring certain information to be included in such notification; amending s. 1003.4156, F.S.; requiring a personalized academic and career plan to be developed in consultation with a certified school counselor for certain students;

requiring certain information to be included in such plan; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Commerce and Tourism; and Rules.

By Senator DiCeglie—

SB 198—A bill to be entitled An act relating to the Tampa Bay Area Regional Transit Authority; repealing part III of ch. 343, F.S., relating to the creation and operation of the authority; dissolving the authority and requiring the authority to discharge its liabilities, settle and close its activities and affairs, and provide for the distribution of the authority's assets; 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 Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Appropriations.

By Senator Hutson—

SB 200—A bill to be entitled An act relating to intercollegiate athlete compensation and rights; amending s. 468.453, F.S.; revising requirements for athlete agents representing intercollegiate athletes for certain purposes; conforming provisions to changes made by the act; amending s. 1006.74, F.S.; revising and deleting definitions; deleting requirements regarding the compensation that intercollegiate athletes may receive; deleting certain requirements for postsecondary educational institutions whose intercollegiate athletes seek to earn compensation or to have professional representation; requiring a postsecondary educational institution to conduct a financial literacy and life skills workshop under certain conditions; making technical changes; providing an effective date.

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

By Senators Simon and Perry—

SB 202—A bill to be entitled An act relating to K-12 education; amending s. 212.099, F.S.; conforming a cross-reference; amending s. 1002.394, F.S.; defining terms; revising student eligibility and ineligibility requirements for the Family Empowerment Scholarship Program; revising the authorized uses of scholarship funds; authorizing a student participating in the program to be enrolled in a home education program; providing that certain scholarships remain in force until certain criteria are met; requiring the closing of a scholarship account and the reversion of funds to the state under certain circumstances; authorizing reimbursements for certain expenditures until certain criteria are met; requiring the Department of Education to notify school districts of specified information; requiring scholarship funds to be deposited by fund transfers, rather than through the endorsements of warrants; providing requirements for parents of students enrolled in a home education program under the program; revising obligations of eligible nonprofit scholarship-funding organizations; revising and establishing certain limitations on the number of scholarships funded by the program; revising provisions for the calculation of an award amount for certain students; prohibiting the transfer of funds to an eligible student's account under certain conditions; providing obligations of choice navigators beginning on a specified date; conforming provisions and cross-references to changes made by the act; amending s. 1002.395, F.S.; defining the term "choice navigator"; revising student eligibility and ineligibility requirements for the Florida Tax Credit Scholarship Program; revising obligations of eligible nonprofit scholarship-funding organizations; revising and establishing certain limitations on the number of scholarships funded by the program; revising the approved uses of scholarship funds; deleting obsolete language; revising the amount of funds that must be expended through scholarships; providing requirements for parents of students participating in the program; requiring scholarship funds to be deposited by funds transfers, rather than through the endorsement of warrants; requiring choice navigators to report specified student scores to a certain state university; revising the requirements of a specified annual report; prohibiting the transfer of funds to an eligible student's account under certain conditions; pro-

viding that scholarships awarded through the program remain in force until certain criteria are met; authorizing reimbursements for certain expenditures until certain criteria are met; requiring the closing of a scholarship account and the reversion of funds to the state under certain circumstances; providing obligations of choice navigators beginning on a specified date; conforming provisions and cross-references to changes made by the act; amending s. 1002.40, F.S.; conforming cross-references; creating s. 1002.44, F.S.; authorizing public schools, including charter schools, to enroll certain students on a part-time basis; providing that such students generate full-time equivalent student membership; providing funding for such students; providing that such students are not considered to be in regular attendance at such schools; amending s. 1003.4282, F.S.; deleting the online course requirement for a standard high school diploma; requiring the State Board of Education to provide recommendations by a specified date to the Governor and the Legislature for repeals and revisions of the Florida Early Learning-20 Education Code to be considered in the 2024 legislative session; amending s. 1006.21, F.S.; deleting a requirement for the superintendent to share transportation recommendations with the State Board of Education; deleting a requirement for transportation provisions to comply with board rules; authorizing vehicles other than buses to transport students; deleting a requirement to transport students whose homes are more than a reasonable walking distance, as defined by board rules; amending s. 1006.22, F.S.; conforming a provision to changes made by the act; deleting a requirement for district school boards to use school buses for all regular transportation; deleting provisions relating to circumstances in which students may be transported in privately owned motor vehicles; amending s. 1006.25, F.S.; deleting requirements for school buses and certain leased vehicles to comply with board rules; amending s. 1006.261, F.S.; deleting types of agreements a district school board may enter into with certain governing bodies relating to transportation; amending s. 1006.27, F.S.; conforming provisions to changes made by the act; amending s. 1011.62, F.S.; providing requirements for how additional funding appropriated for the Teacher Salary Increase Allocation may be used; amending s. 1012.22, F.S.; authorizing district school boards to use advanced degrees in setting salary schedules for instructional personnel or school administrators; deleting a requirement for the annual increase of personnel salaries; amending s. 1012.56, F.S.; revising the acceptable means of demonstrating mastery of general knowledge; revising the acceptable means of demonstrating mastery of subject area knowledge; revising acceptable means of demonstrating mastery of professional preparation and education competence; revising requirements for the department to issue temporary certificates; revising how long a temporary certificate is valid; amending s. 1013.64, F.S.; providing that certain construction projects are exempt from the total cost per student station requirements; amending ss. 1002.321, 1003.5716, 1002.20, and 1003.01, 1003.499, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

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

By Senators Rouson and Garcia—

SB 204—A bill to be entitled An act relating to the Task Force on the Monitoring of Children in Out-of-Home Care; creating s. 39.4093, F.S.; creating the task force adjunct to the Department of Law Enforcement; requiring the department to provide certain services; specifying the purpose of the task force; specifying the composition of the task force; providing requirements for member appointments, election of a chair, and meetings; specifying duties of the task force; requiring the Florida Institute for Child Welfare to conduct certain focus groups and submit its findings to the task force by a specified date; requiring the Department of Children and Families to submit certain monthly reports to the task force through a specified date; requiring the task force to submit a report to the Governor and Legislature by a specified date; providing for future review and repeal; providing an effective date.

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

By Senator Rouson—

SB 206—A bill to be entitled An act relating to criminal rehabilitation; amending s. 921.002, F.S.; revising the legislative intent of the Criminal Punishment Code; specifying that one of the dual purposes of sentencing is to rehabilitate the offender to transition back to the community successfully; reducing the minimum sentence that must be served by a defendant; conforming provisions to changes made by the act; amending s. 944.275, F.S.; revising provisions concerning gain-time to provide for outstanding deed gain-time, good behavior time, and rehabilitation credits; providing requirements for such gain-time and credits; providing for amounts to be awarded; revising limits on the award of gain-time; reducing the minimum sentence that must be served by a defendant; amending ss. 316.027, 316.1935, 381.004, 775.084, 775.0845, 775.0847, 775.0861, 775.0862, 775.087, 775.0875, 777.03, 777.04, 784.07, 794.011, 794.0115, 794.023, 812.081, 817.568, 831.032, 843.22, 874.04, 944.281, 944.473, 944.70, 944.801, and 947.005, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Polsky—

SB 208—A bill to be entitled An act relating to the sale, transfer, or storage of firearms; amending s. 784.05, F.S.; revising the standard by which adults and minors may be considered criminally negligent in the storage of a firearm under specified circumstances; providing criminal penalties; redefining the term “minor”; conforming provisions to changes made by the act; amending s. 790.115, F.S.; revising an exception to the prohibition on storing or leaving a loaded firearm within the reach or easy access of a minor who obtains it and commits a specified violation; conforming a provision to changes made by the act; amending s. 790.174, F.S.; redefining the term “minor”; revising requirements for the safe storage of loaded firearms; providing criminal penalties if a person is found to have failed to properly secure or store a firearm resulting in a minor gaining access to the weapon; amending s. 790.175, F.S.; conforming provisions to changes made by the act; requiring the seller or transferor of a firearm to provide each purchaser or transferee with specified information; providing an exception; providing immunity for certain providers of information; providing criminal penalties; amending s. 921.0022, F.S.; conforming a cross-reference and a provision to changes made by the act; reenacting s. 409.175(5)(g), F.S., relating to rules of the Department of Children and Families requiring 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 Rules.

By Senator Harrell—

SB 210—A bill to be entitled An act relating to substance abuse services; amending s. 397.403, F.S.; revising application requirements for licensure as a substance abuse service provider; amending s. 397.410, F.S.; revising licensure requirements for substance abuse providers; amending s. 397.411, F.S.; requiring the Department of Children and Families to establish, by a specified date, a mechanism to impose and collect fines for certain violations of law; amending s. 397.487, F.S.; revising credentialing requirements for recovery residences; prohibiting persons discharged from a recovery residence from willfully refusing to depart after being warned by specified persons; providing criminal penalties; amending s. 397.4873, F.S.; prohibiting service providers from referring patients to, or accepting referrals from, specified recovery residences; revising requirements regarding patient referrals for substance abuse service providers and recovery residences; requiring the department to establish, by a specified date, a mechanism to impose and collect fines for certain violations of law; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senators Collins, Avila, Burgess, and Calatayud—

SB 212—A bill to be entitled An act relating to emergency response mapping data; amending s. 1013.13, F.S.; requiring the Department of Education to procure a vendor to produce emergency response mapping data for public school buildings; requiring the vendor to provide the data to certain entities; specifying requirements for the data; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Burgess—

SB 214—A bill to be entitled An act relating to sales of firearms and ammunition; amending s. 790.335, F.S.; providing legislative findings; prohibiting payment settlement entities, merchant acquiring entities, or third party settlement organizations from assigning merchant category codes or otherwise classifying merchants of firearms or ammunition separately from general merchandise or sporting goods retailers; authorizing the Department of Agriculture and Consumer Services to investigate certain alleged violations and bring administrative actions; providing an exception to complaint investigations by state attorneys; making technical changes; providing an effective date.

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

By Senator Burgess—

SB 216—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 current and former county attorneys, deputy county attorneys, assistant county attorneys, city attorneys, deputy city attorneys, and assistant city attorneys, and the names and personal identifying and location information of the spouses and children of such attorneys; providing applicability; providing for retroactive application; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

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

By Senator Harrell—

SB 218—A bill to be entitled An act relating to genetic counselors using telehealth; amending s. 456.47, F.S.; revising the definition of the term “telehealth provider” to include persons licensed as genetic counselors; providing an effective date.

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

SB 220—Withdrawn prior to introduction.

By Senators Gruters and Perry—

SB 222—A bill to be entitled An act relating to protection of medical freedom; amending s. 381.003, F.S.; prohibiting the Department of Health from requiring enrollment in the state’s immunization registry or otherwise requiring persons to submit to immunization tracking; prohibiting the department from including a person’s immunization records in any interstate or federal immunization tracking system or otherwise giving an entity access to a person’s immunization records without first obtaining written informed consent from the person or person’s parent or guardian, as applicable; amending s. 381.00316, F.S.;

prohibiting business and governmental entities from requiring individuals to provide proof of vaccination or postinfection recovery from any disease to gain access to, entry upon, or service from such entities; prohibiting educational institutions from requiring students or residents to provide proof of vaccination or postinfection recovery from any disease for attendance or enrollment or to gain access to, entry upon, or service from such entities; providing an exception; prohibiting health care providers from making the provision of any health care service contingent upon patients' vaccination or postinfection recovery from any disease; creating s. 448.077, F.S.; defining terms; prohibiting employers from refusing employment to, or discharging, disciplining, demoting, or otherwise discriminating against, an individual solely on the basis of vaccination or immunity status; creating a right of action for aggrieved individuals; providing for relief; creating ss. 626.9708, 627.6441, 627.6614, and 641.31078, F.S.; defining the term "vaccination or immunity status"; specifying prohibited discriminatory practices in the provision of life and disability insurance policies, health insurance policies, group health insurance policies, and health maintenance contracts, respectively; providing construction; amending s. 760.01, F.S.; revising the purposes of the Florida Civil Rights Act of 1992 to include discrimination protection for vaccination or immunity status; reordering and amending s. 760.02, F.S.; defining the term "vaccination or immunity status"; amending s. 760.05, F.S.; revising the functions of the Florida Commission on Human Relations to conform to changes made by the act; amending s. 760.07, F.S.; revising provisions regarding remedies for unlawful discrimination to conform to changes made by the act; amending s. 760.08, F.S.; prohibiting places of public accommodation from discriminating on the basis of vaccination or immunity status; amending s. 760.10, F.S.; prohibiting employers from engaging in specified discriminatory employment practices on the basis of a person's vaccination or immunity status; providing an exception; amending s. 760.22, F.S.; defining the term "vaccination or immunity status"; amending ss. 760.23, 760.24, 760.25, and 760.26, F.S.; prohibiting discrimination on the basis of a person's vaccination or immunity status in the sale or rental of housing, the provision of brokerage services, the financing of housing or residential real estate transactions, and land use decisions or 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 to changes made by the act; amending s. 760.60, F.S.; prohibiting certain clubs from engaging in specified discriminatory practices on the basis of a person's vaccination or immunity status; amending s. 1003.22, F.S.; prohibiting the department from requiring children to receive immunizations approved only for emergency use as a school-entry requirement; providing an effective date.

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

By Senators Hooper, Berman, Gruters, Collins, Harrell, Brodeur, Boyd, Polsky, and Osgood—

SB 224—A bill to be entitled An act relating to Special Risk Class retirement date; amending s. 121.021, F.S.; revising the definition of "normal retirement date"; decreasing the age and years of service needed to reach the normal retirement date for certain members; amending ss. 121.091 and 121.4501, F.S.; conforming provisions to changes made by this act; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

By Senator Berman—

SB 226—A bill to be entitled An act relating to support for dependent adult children; creating s. 61.1255, F.S.; defining the term "dependent adult child"; specifying that parents are responsible for supporting their dependent adult child; requiring that certain rights of the parents of a dependent adult child be established in a guardianship proceeding; specifying individuals who may file a suit to establish support for a dependent adult child; specifying a timeframe during which such suits may be filed; providing an exception; specifying procedures for establishing support; specifying who may receive such support before and after the dependent adult child reaches the age of 18; providing construction; authorizing the court to assign support to certain trusts es-

tablished for a dependent adult child; prohibiting the Department of Revenue from filing petitions to establish, modify, or enforce certain support orders; amending s. 61.13, F.S.; conforming a provision to changes made by the act; specifying that a child support order does not terminate on the child's 18th birthday in certain circumstances; specifying that a court may modify a child support order for adult children in certain circumstances; authorizing either parent to consent to mental health treatment for a child in certain circumstances unless stated otherwise in the parenting plan; amending s. 61.29, F.S.; providing that child support guidelines do not apply to certain cases; amending s. 61.30, F.S.; conforming a provision to changes made by the act; creating s. 61.31, F.S.; providing factors a court must consider when determining the amount of child support for a dependent adult child; authorizing a court to assign support to certain trusts established for a dependent adult child for a specified purpose; requiring the court to consider certain state and federal programs and benefits when making its decisions; amending s. 393.12, F.S.; providing an additional circumstance under which a guardian advocate must be represented by an attorney in guardianship proceedings; specifying that petitions to appoint a guardian advocate for a person with disabilities may include certain requests for support from the person's parents; amending ss. 742.031 and 742.06, F.S.; conforming provisions to changes made by the act; creating s. 744.1013, F.S.; assigning jurisdiction over petitions for support of dependent adult children to the guardianship court; specifying who may receive such support for dependent adult children over the age of 18; authorizing a court to assign support to certain trusts established for a dependent adult child for a specified purpose; specifying that such support orders supersede any orders entered under certain other provisions; amending s. 744.3021, F.S.; conforming provisions to changes made by the act; creating s. 744.422, F.S.; authorizing a guardian of a dependent adult child to petition the court for certain support payments from the dependent adult child's parents in certain circumstances; specifying that the amount of such support is determined pursuant to certain provisions; providing an effective date.

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

By Senator Berman—

SB 228—A bill to be entitled An act relating to fetal alcohol spectrum disorders; amending s. 393.063, F.S.; revising the definition of the term "developmental disability" to include fetal alcohol spectrum disorders; defining the term "fetal alcohol spectrum disorders"; reenacting s. 383.141(1)(b), F.S., relating to prenatally diagnosed conditions, to incorporate the amendment made to s. 393.063, F.S., in a reference thereto; amending s. 1002.394, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Harrell—

SB 230—A bill to be entitled An act relating to health care practitioner titles and abbreviations; creating s. 456.0393, F.S.; defining the terms "advertisement" and "deceptive or misleading terms or false representation"; specifying which titles and abbreviations health care practitioners may use in their advertisements, communications, and personal identification; requiring health care practitioners to disclose specified information and use only authorized titles and abbreviations in their advertisements; prohibiting health care practitioners from using deceptive or misleading terms or false representations in their advertisements; requiring health care practitioners who treat patients in person to wear a badge or clothing that clearly discloses specified information; requiring certain health care practitioners to prominently display a copy of their license in a conspicuous area of their practices; requiring that the copy of the license be a specified size; providing for denial of licensure and disciplinary action; requiring certain boards, and the Department of Health when there is no board, to adopt rules; providing an effective date.

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

By Senator Garcia—

SB 232—A bill to be entitled An act relating to the exploitation of vulnerable persons; creating s. 817.5695, F.S.; defining terms; specifying conditions under which a person commits exploitation of a person 65 years of age or older; providing criminal penalties for violations of the act; providing circumstances under which the trial for a criminal action arising from specified violations may be advanced on the docket; authorizing persons who are in imminent danger of exploitation to petition for an injunction for protection; specifying applicable penalties for violations of any such injunction; amending s. 775.15, F.S.; providing time limitations for commencing prosecution for violations of the act; providing an exception for the time limitations for commencing prosecution for certain felony violations involving elderly persons or disabled adults if certain conditions are met; amending s. 921.0022, F.S.; ranking specified offenses created by the act involving the exploitation of a person 65 years of age or older on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

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

By Senator Avila—

SB 234—A bill to be entitled An act relating to statutorily required reports; amending s. 286.001, F.S.; defining the term “state entity”; revising the procedure for filing statutorily required or authorized reports; deleting provisions requiring that abstracts be filed for statutorily required or authorized reports; requiring state entities to redact exempt or confidential and exempt information from reports before filing; providing that the Division of Library and Information Services of the Department of State or the department, or any contractor thereof, is not responsible for redaction and may not be held liable for the failure of a state entity to redact exempt or confidential and exempt information from its reports; requiring state entities to submit a specified accompanying statement identifying the applicable provisions for such redactions; requiring the state entity to retain or archive reports in accordance with certain schedules; requiring the division to compile and annually update a list of all statutorily required reports and their submission dates; requiring the division to publish such list on the department’s website; requiring the division to compile, beginning on a specified date, bibliographic information on received reports in a specified database; requiring the division to update the bibliographic information on a quarterly basis; requiring that the bibliographic information be distributed quarterly to the Governor and the Legislature; requiring the division to implement and maintain a database for such reports by a specified date; specifying requirements for the database; deleting a provision requiring state entities to create, store, manage, update, retrieve, and disseminate statutorily required or authorized reports in an electronic format; deleting a provision related to construction; providing an appropriation; providing an effective date.

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

By Senator Hutson—

SB 236—A bill to be entitled An act relating to civil remedies; amending s. 57.104, F.S.; creating a rebuttable presumption that a lodestar fee is a sufficient and reasonable attorney fee in most civil actions; providing an exception; amending s. 95.11, F.S.; reducing the statute of limitations for negligence actions; amending s. 624.155, F.S.; providing standards for bad faith actions; providing for the distribution of proceeds when two or more third-party claims arising out of a single occurrence exceed policy limits; creating s. 768.0427, F.S.; providing definitions; providing standards for the admissibility of evidence to prove the cost of damages for medical expenses in certain civil actions; requiring certain disclosures with respect to claims for medical expenses for treatment rendered under letters of protection; specifying the damages that may be recovered by a claimant for the reasonable and necessary cost of medical care; creating s. 768.0701, F.S.; requiring the trier of fact to consider the fault of certain persons who contribute to an injury; amending s. 768.79, F.S.; providing for the applicability of that section; amending s. 768.81, F.S.; providing that a party in a negligence action who is at fault by a specified amount may not recover damages under a comparative negligence action; providing applicability; repeal-

ing ss. 626.9373 and 627.428, F.S., relating to attorney fees payable to insureds filing actions against insurers; amending ss. 624.123, 624.488, 627.062, 627.401, 627.727, 627.736, 627.756, and 628.6016, F.S.; conforming provisions to changes made by the act; repealing ss. 631.70 and 631.926, F.S., relating to awards of attorney fees; amending ss. 475.01, 475.611, 517.191, 627.441, and 632.638, F.S.; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Fiscal Policy.

By Senator Burton—

SB 238—A bill to be entitled An act relating to public records; amending s. 381.00318, F.S.; providing an exemption from public records requirements for certain information held by the Department of Legal Affairs or the Department of Health; 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 a contingent effective date.

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

By Senator Hutson—

SB 240—A bill to be entitled An act relating to education; amending s. 14.36, F.S.; requiring the Office of Reimagining Education and Career Help to work with other specified entities to provide certain information relating to workforce development boards; revising the goals of workforce development boards and duties of the office; amending s. 216.135, F.S.; requiring state agencies to ensure certain work product is consistent with information produced by specified entities; amending s. 216.136, F.S.; deleting a provision relating to the Labor Market Estimating Conference; making technical changes; amending s. 445.003, F.S.; revising requirements for training providers to be included on a state or local eligible training provider list; deleting requirements and eligibility criteria for the Department of Economic Opportunity and the Department of Education regarding the establishment of minimum criteria for an eligible training provider list; amending s. 445.004, F.S.; revising the list of credentials that must be included on the Master Credentials List; requiring the director of the Office of Reimagining Education and Career Help to serve as the chair of the Credentials Review Committee; revising the criteria used to determine the value for nondegree credentials and degree programs; requiring that credentials remain on the list for a specified time; deleting the requirement that the Credentials Review Committee develop a returned-value funding formula; conforming provisions to changes made by the act; amending s. 445.006, F.S.; removing a provision relating to federal waivers; amending s. 445.007, F.S.; requiring each local workforce development board to create an education and industry consortium; requiring the consortia to provide quarterly reports to their local boards containing specified information and requiring local boards to consider the information provided for a specified purpose; providing for the appointment and terms of consortia members and the filling of vacancies; prohibiting local workforce development board members from serving as a consortium member; amending s. 445.009, F.S.; conforming a provision to changes made by the act; removing a requirement for certain training services; amending s. 445.038, F.S.; providing requirements for certain jobs to be eligible for job training; amending s. 446.071, F.S.; revising the entities that may be a local apprenticeship sponsor; amending s. 446.0915, F.S.; providing that diversified education programs as a paid work-based learning experience should be prioritized; requiring that district school boards ensure access to at least one work-based learning opportunity to certain students; amending s. 446.54, F.S.; authorizing specified employers to apply to the Department of Financial Services for reimbursement of workers’ compensation premiums paid for students participating in work-based learning opportunities; providing requirements for the application for reimbursement and verification of information provided on such applications; requiring that reimbursements be made on a first-come, first-served basis; defining the term “educational institution”; amending s. 464.0195, F.S.; revising the primary goals of the Florida Center for Nursing; requiring the center to submit a specified report to the Governor and the Legislature by a specified date each year; amending s. 1001.706, F.S.; revising requirements used by the Board of Governors to

determine criteria for designating baccalaureate degree and master's degree programs as high-demand programs of emphasis; amending s. 1002.31, F.S.; requiring that the process used by each district school board regarding controlled open enrollment include enabling a student who completed certain courses or a certain industry certification in middle school to continue a sequential program of career and technical education in the same concentration if such program is offered by a high school in the district; amending s. 1003.4156, F.S.; requiring that a student's personalized academic and career plan be updated at least annually; amending s. 1003.4203, F.S.; deleting a requirement that each district school board provide to schools certain digital tools and materials; amending s. 1003.4282, F.S.; revising the credit requirements for a high school diploma; authorizing credit to be awarded for participation in certain career and technical student organizations; requiring the State Board of Education to collaborate with certain entities to facilitate the award of such credit; requiring the department to convene a workgroup to review and identify certain education programs and pathways; amending s. 1003.4285, F.S.; renaming the "Merit" designation as the "Industry Scholar" designation; amending s. 1003.491, F.S.; revising the data used in creating the strategic 3-year plan developed by the local school district and specified entities; amending s. 1004.013, F.S.; renaming the "workforce opportunity portal" as the "consumer-first workforce system"; amending s. 1004.015, F.S.; providing additional duties for the Florida Talent Development Council; requiring the council to submit recommendations to the Governor and the Legislature by a specified date; amending s. 1008.41, F.S.; conforming a provision to changes made by the act; amending s. 1008.44, F.S.; revising which courses must be included on the CAPE Industry Certification Funding List; providing the Department of Education with authority to select certain digital tool certificates; requiring the department to annually review certain assessments; requiring that the CAPE Industry Certification Funding List include three funding tier designations; removing criteria used by the Commissioner of Education in limiting certain certifications and certificates; conforming cross-references; amending s. 1009.895, F.S.; deleting definitions; providing that the Open Door Grant Program shall be administered by specified entities; providing eligibility requirements; providing what the grant award may cover; providing requirements for the distribution of funds; deleting the requirement to distribute a specified grant in certain ratios; amending s. 1011.62, F.S.; revising the cost factor for secondary career education programs; revising the calculation for full-time equivalent student membership with respect to dual enrollment students; revising how funds are allocated for certain certifications and education programs; reenacting and amending s. 1011.80, F.S.; removing requirements relating to the award of college credit under certain conditions; authorizing certain entities to offer continuing workforce education courses and programs without prior approval by the State Board of Education; requiring certain Florida College System institutions and school districts to maintain certain adequate records and produce certain reports; deleting a requirement that a workforce education program must be reviewed by the State Board of Education subject to certain criteria for a Florida College System Institution or school district to receive certain funding; providing that new workforce education programs must be approved by the board of trustees of the institution or the district school board; requiring each district school board to be provided funds for each industry certification earned by a student in specified areas; requiring the board to adopt tiers for certain certifications; revising funding requirements for industry certification earned by workforce education students; amending s. 1011.801, F.S.; requiring the Department of Education, rather than the State Board of Education, to administer the Workforce Development Capitalization Incentive Grant Program and conforming provisions to that change; authorizing the State Board of Education to adopt rules governing program administration; amending s. 1011.802, F.S.; revising requirements for the Florida Pathways to Career Opportunities Grant Program; limiting the potential grant award for each recipient; providing duties for the Department of Education regarding the grant program; authorizing the department to grant a bonus in the award amount to certain applicants; revising the amount of funding the department may expend to administer the program; amending s. 1011.803, F.S.; revising requirements for the Money-back Guarantee Program; amending s. 1011.81, F.S.; requiring that each Florida College System institution receive funds for a specified purpose; requiring the State Board of Education to adopt tiers for specified certifications; revising how awards are funded for certain certifications; amending s. 1012.39, F.S.; revising experience requirements for nondegreed teachers; amending s. 1012.57, F.S.; revising requirements for the award of

an adjunct teaching certificate; amending s. 1012.585, F.S.; revising the process by which teachers may earn inservice points; amending s. 1014.05, F.S.; requiring each school district to adopt a policy to inform parents or guardians about certain apprenticeships, programs, and certifications; requiring the Office of Program Policy Analysis and Government Accountability to conduct a review of career statewide articulation agreements; providing requirements for the review; requiring the office to present its report to the Legislature by a specified date; providing an appropriation; providing that nondisbursed funds may be carried forward for up to 2 years; providing an appropriation; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Commerce and Tourism; and Fiscal Policy.

By Senator Garcia—

SB 242—A bill to be entitled An act relating to fiscal accountability; amending s. 215.985, F.S.; requiring state entities to include any documents submitted which indicate the use of state funds as remuneration under certain contracts, beginning on a specified date; deleting a provision requiring state entities to publish payments on a specified website; amending s. 216.1366, F.S.; requiring that contracts for services executed, amended, or extended beginning on a specified date require contractors to provide specified documentation to be included in the state contracting system and posted to the contractor's website, if applicable; defining terms; providing an effective date.

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

By Senator Calatayud—

SB 244—A bill to be entitled An act relating to K-12 teachers; amending s. 1001.20, F.S.; authorizing the Office of Inspector General within the Department of Education to investigate allegations and reports of suspected violations of certain persons' rights; amending s. 1009.26, F.S.; revising the courses eligible for a fee waiver; creating s. 1009.31, F.S.; establishing the Dual Enrollment Educator Scholarship Program; providing requirements for the department and the Board of Governors in administering the program; providing eligibility criteria for applicants; requiring scholarship recipients to agree to specified conditions; providing what the scholarship funds must cover; providing that funding for the program is contingent upon appropriation; requiring the State Board of Education to adopt rules; creating s. 1012.555, F.S.; establishing the Teacher Apprenticeship Program; providing eligibility requirements for apprentice teachers; providing requirements for mentor teachers; providing that a mentor teacher may receive a bonus under specified conditions; providing that an apprenticeship classroom may exceed class size requirements up to a specified limit; authorizing the state board to adopt rules; amending s. 1012.56, F.S.; providing an additional means of demonstrating mastery of subject area knowledge; requiring the department to issue a temporary apprenticeship certificate under certain conditions; amending s. 1012.59, F.S.; waiving specified certification requirements for retired first responders; creating s. 1012.715, F.S.; establishing the Heroes in the Classroom Bonus Program; providing that a retired military veteran or first responder who becomes a full-time classroom teacher may receive a one-time bonus, subject to legislative appropriation; defining the terms "retired first responder" and "veteran"; providing eligibility requirements for the bonus; providing responsibilities for the department; providing responsibilities for the school district; authorizing the state board to adopt rules; creating ch. 1015, F.S., to be entitled "Teachers' Bill of Rights"; creating s. 1015.01, F.S.; providing a short title; creating s. 1015.02, F.S.; providing legislative findings; creating s. 1015.03, F.S.; providing that the right of certain employees to work may not be denied or abridged by specified actions; providing civil and criminal immunity for teachers under certain circumstances; providing that teachers have access to certain liability coverage under certain circumstances; providing that teachers may receive reimbursement of certain expenses under certain circumstances; providing that certain persons have the right to be free from discrimination and may bring actions for specified relief, fees, and costs; providing that teachers must be provided multiple pathways to earn an educator certificate; creating s. 1015.04, F.S.; providing that teachers are guaranteed a coordinated system of professional development; providing that certain teachers may receive

specified tuition and fee waivers; creating s. 1015.05, F.S.; authorizing teachers to control and discipline students in their classrooms and certain other places and to take specified actions; creating a rebuttable presumption for teachers under certain circumstances; creating s. 1015.06, F.S.; providing that teachers have the right to direct their classroom instruction; authorizing teachers to bring actions against school districts and request the appointment of a special magistrate under certain circumstances; providing requirements and responsibilities for such magistrates; providing requirements for the state board; providing that teachers have the right to receive certain data in a timely manner; providing an effective date.

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

By Senator Calatayud—

SB 246—A bill to be entitled An act relating to Florida Kidcare program eligibility; amending s. 409.8132, F.S.; conforming a provision to changes made by the act; amending s. 409.814, F.S.; increasing the income eligibility threshold for coverage under the Florida Kidcare program; requiring an applicant seeking coverage under the program to provide certain documentation if eligibility cannot be verified using reliable data sources; amending s. 409.816, F.S.; requiring that premiums for certain enrollees under the program be based on a tiered system of uniform premiums; amending s. 624.91, F.S.; conforming a provision to changes made by the act; providing that certain amendments made by this act are subject to federal approval through a waiver or state plan amendment; requiring the agency to notify the Division of Law Revision within a specified timeframe after receiving federal approval through a waiver or state plan amendment; providing effective dates.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Martin—

SB 248—A bill to be entitled An act relating to public records; creating s. 252.3591, F.S.; defining the term “victim”; exempting from public records requirements the personal identifying information of certain victims held by the Division of Emergency Management for a specified timeframe; 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 Community Affairs; and Fiscal Policy.

By Senator Martin—

SB 250—A bill to be entitled An act relating to natural emergencies; creating ss. 125.023 and 166.0335, F.S.; defining the term “temporary shelter”; prohibiting counties and municipalities, respectively, from prohibiting temporary shelters on residential property for a specified timeframe under certain circumstances; amending s. 189.0695, F.S.; authorizing independent special fire control districts to file a specified report on an alternative schedule under certain circumstances; providing for retroactive application; amending s. 252.35, F.S.; requiring the Division of Emergency Management to post a model contract for debris removal on its website by a specified date; requiring the model contract to be annually updated by a specified date; requiring the division to prioritize technical assistance and training relating to natural disasters and emergencies to fiscally constrained counties; amending s. 252.363, F.S.; increasing the timeframe to exercise rights under a permit or other authorization; limiting the timeframe to exercise rights under a permit or other authorization to a certain timeframe when multiple natural emergencies occur; creating s. 252.391, F.S.; defining the term “local governmental entity”; encouraging local governmental entities to develop an emergency financial plan for major disasters; providing the contents of the emergency financial plan; recommending annual review of the emergency financial plan; amending s. 252.40, F.S.; authorizing local governments to create inspection teams for the

review and approval of certain expedited permits; encouraging local governments to establish certain interlocal agreements; encouraging local governments to develop plans related to temporary accommodations of certain individuals; amending s. 287.055, F.S.; revising the definition of the term “continuing contract”; providing for the future expiration and reversion of specified statutory text; amending s. 288.066, F.S.; creating the Local Government Emergency Revolving Bridge Loan Program within the Department of Economic Opportunity to provide certain financial assistance to local governments impacted by federally declared disasters; conforming provisions to changes made by the act; authorizing the department to provide interest-free loans to eligible local governments through specified means; requiring the department to prescribe a loan application; requiring the department to determine the loan amount based on certain factors; authorizing the department to deny a loan application and providing specified reasons for such denial; requiring the department to provide certain notice and make loan information available to eligible local governments; requiring loan repayments to be returned to the loan fund; providing that funds appropriated for the program are not subject to reversion; providing for expiration; amending s. 489.117, F.S.; authorizing a registered contractor to engage in contracting under certain circumstances; providing an expiration timeframe for such authorization; authorizing the local jurisdiction to discipline the registered contractor under certain circumstances; creating s. 553.7922, F.S.; requiring local governments impacted by natural emergencies to approve special processing procedures to expedite certain permits; amending s. 553.80, F.S.; prohibiting certain local governments from raising building inspection fees during a certain timeframe; providing for future expiration; prohibiting counties and municipalities located in areas included in certain federal disaster declarations from amending processes for proposing amendments to their comprehensive plan or land development regulations or issuing development permits or development orders for a specified period; providing for retroactive application; providing that certain comprehensive plan amendments, land development regulations, and development permits or orders may be enforced; providing for expiration; amending s. 823.11, F.S.; authorizing certain persons to engage in a process relating to the removal and destruction of derelict vessels; providing an appropriation; providing for the transfer of certain appropriated funds to the Economic Development Trust Fund of the Department of Economic Opportunity; requiring that loan repayments be repaid to the Economic Development Trust Fund; providing effective dates.

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

By Senator Burton—

SB 252—A bill to be entitled An act relating to protection from discrimination based on health care choices; repealing s. 112.0441, F.S., relating to prohibiting public employers from imposing COVID-19 vaccination mandates; amending s. 381.00316, F.S.; providing legislative intent and findings; defining terms; prohibiting business entities and governmental entities from requiring COVID-19 testing to gain access to, entry upon, or service from such entities; prohibiting such entities from requiring persons to provide certain documentation or requiring COVID-19 testing as a condition of contracting, hiring, promotion, or continued employment; prohibiting business and governmental entities from refusing to hire persons, discharging persons, depriving or attempting to deprive persons of employment opportunities, adversely affecting persons with respect to employment, or otherwise discriminating against any person based on knowledge or belief of a person’s COVID-19 vaccination or postinfection recovery status or failure to take a COVID-19 test; prohibiting such entities from requiring persons to wear face coverings in order to gain access to, entry upon, services from, or admission to such entities or from otherwise discriminating against persons based on their refusal to wear a facial covering; providing exceptions; providing administrative penalties; authorizing the Department of Legal Affairs to take specified actions for purposes of conducting investigations or proceedings; requiring collected fines to be deposited in the General Revenue Fund; providing construction; providing that certain terminated employees are eligible for reemployment assistance; repealing s. 381.00317, F.S., relating to prohibiting private employers from imposing COVID-19 vaccination mandates; amending s. 381.00319, F.S.; revising definitions; revising provisions related to the prohibition on COVID-19-related mandates by

educational institutions; prohibiting educational institutions from requiring a person to provide certain documentation or requiring a COVID-19 test to gain admission to, access to, entry upon, or service from such institutions or otherwise discriminating against any person based on such person's COVID-19 vaccination or postinfection recovery status or failure to take a COVID-19 test; prohibiting educational institutions from requiring persons to wear face coverings; from denying a person access to, entry upon, services from, or admission to such institutions; or from otherwise discriminating against persons based on their refusal to wear a facial covering; providing exceptions; providing administrative penalties; authorizing the Department of Health to take specified actions for purposes of conducting investigations or proceedings; requiring collected fines to be deposited in the General Revenue Fund; providing construction; creating s. 395.1057, F.S.; prohibiting hospitals from interfering with patients' right to choose COVID-19 treatment alternatives if certain conditions are met; providing for disciplinary action; creating s. 408.833, F.S.; defining terms; requiring the Agency for Health Care Administration and the Department of Health to jointly develop standards for the appropriate use of facial coverings in health care settings by a specified date; requiring that such standards be posted on the agency's and department's respective websites in a specified manner; requiring their websites to include a link for reporting related complaints; requiring the agency and department to adopt rules; providing for emergency rulemaking; requiring health care providers and certain health care practitioners to establish facial covering policies and procedures by a specified date; providing requirements for such policies and procedures; requiring health care providers and health care practitioners to submit their facial covering policies to the agency or department, as applicable, for approval; requiring health care providers and health care practitioners to make such policies and procedures available to the agency or department, as applicable, upon request and easily accessible on their respective websites; creating s. 456.62, F.S.; requiring health care practitioners treating patients diagnosed with COVID-19 to obtain patients' informed consent before prescribing any medications for treatment of COVID-19; providing a requirement for obtaining such informed consent; requiring health care practitioners to include certain information and use their best clinical judgment when making certain determinations related to alternative medications for treatment of COVID-19; requiring health care practitioners to indicate certain information in their patients' medical records; providing construction; amending s. 465.0266, F.S.; exempting certain pharmacists from disciplinary action under certain circumstances; amending s. 1002.20, F.S.; conforming provisions to changes made by the act; revising the date of the future repeal of certain provisions; providing an effective date.

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

By Senators Yarborough and Perry—

SB 254—A bill to be entitled An act relating to treatments for sex reassignment; amending s. 61.517, F.S.; granting courts of this state temporary emergency jurisdiction over children present in this state if they are at risk of or are being subjected to the provision of sex-reassignment prescriptions or procedures; amending s. 61.520, F.S.; requiring the court to consider certain information when determining whether the court of another jurisdiction is the more appropriate or convenient forum for child custody determination proceedings; amending s. 61.521, F.S.; requiring courts to consider specified conduct as unjustifiable for purposes of determining jurisdiction in certain proceedings; prohibiting the court from treating a parent's removal of a child from another parent or from another state as unjustifiable conduct under certain circumstances; amending s. 61.534, F.S.; defining the term "serious physical harm" for purposes of warrants to take physical custody of a child in certain child custody enforcement proceedings; amending s. 61.536, F.S.; providing that the courts of this state have jurisdiction to vacate, stay, or modify child custody determinations made by a court of another state under certain circumstances; requiring that a court do so to the extent necessary to protect the child from certain conduct; creating s. 381.0027, F.S.; prohibiting certain public entities from expending funds for the provision of sex-reassignment prescriptions or procedures; amending s. 395.003, F.S.; requiring certain licensed facilities, by a specified date and as a condition of licensure thereafter, to provide a signed attestation of specified information to the Agency for Health Care Administration; requiring the agency to revoke a facility's license for failure to provide such attestation, subject to the

due process procedures of ch. 120, F.S.; amending s. 456.001, F.S.; defining the terms "sex" and "sex-reassignment prescriptions or procedures"; creating s. 456.52, F.S.; prohibiting sex-reassignment prescriptions and procedures for patients younger than 18 years of age; providing an exception; requiring the Board of Medicine and the Board of Osteopathic Medicine to adopt certain emergency rules; requiring that such prescriptions and procedures for patients older than 18 years of age be prescribed, administered, or performed only with the voluntary and informed consent of the patient; providing criteria for what constitutes voluntary and informed consent; providing that only a physician may prescribe, administer, or perform such prescriptions and procedures; defining the term "physician"; providing applicability; providing for disciplinary action; providing criminal penalties; requiring the Department of Health to adopt certain emergency rules; providing that such emergency rules remain in effect until they are replaced by nonemergency rules; amending s. 456.074, F.S.; requiring the department to immediately suspend the license of a health care practitioner who is arrested for committing or attempting, soliciting, or conspiring to commit specified violations related to sex-reassignment prescriptions or procedures for a patient younger than 18 years of age; amending ss. 458.328 and 459.0138, F.S.; requiring registered physicians' offices to provide a signed attestation of specified information to the department by a specified date; beginning on a specified date, requiring physicians' offices seeking such registration to provide the signed attestation as a condition of registration; providing grounds for disciplinary action; providing severability; providing a directive to the Division of Law Revision; providing an effective date.

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

By Senator Ingoglia—

SB 256—A bill to be entitled An act relating to employee organizations representing public employees; amending s. 447.301, F.S.; requiring a public employee who desires to be a member of an employee organization to sign a membership authorization form beginning on a specified date; requiring that such form include a specified statement; authorizing a public employee to revoke membership in an employee organization at any time of the year; requiring an employee organization to revoke a public employee's membership upon receipt of his or her written request for revocation; prohibiting an employee organization from limiting an employee's right to revoke membership to certain dates; prohibiting a revocation form from requiring a reason for the public employee's decision to revoke his or her membership; requiring employee organizations to retain such authorization forms and requests for revocation for inspection by the Public Employees Relations Commission; providing applicability with respect to certain employee organizations; authorizing the commission to adopt rules; amending s. 447.303, F.S.; prohibiting certain employee organizations from having dues and uniform assessments deducted and collected by the employer from certain salaries; authorizing public employees to pay dues and uniform assessments directly to the employee organization; authorizing certain employee organizations to have dues and uniform assessments deducted and collected by the employer from certain salaries; amending s. 447.305, F.S.; revising requirements for applications for initial registrations and renewals of registration of employee organizations; providing procedures for incomplete applications; requiring certain employee organizations to petition the commission for recertification as bargaining agents; authorizing a public employer or bargaining unit employee to challenge an employee organization's application for renewal of registration; requiring the commission or one of its designated agents to review the application; requiring the commission to revoke the registration and certification of the employee organization in certain circumstances; authorizing the commission to conduct investigations for specified purposes; authorizing the commission to revoke or deny an employee organization's registration or certification under certain circumstances; specifying that certain decisions issued by the commission are reviewable final agency actions; providing applicability with respect to certain employee organizations; requiring certain employee organizations to provide its members with an annual audited financial report; requiring employee organizations to notify its members annually of all costs of membership; amending s. 447.509, F.S.; revising prohibitions for employee organizations and certain persons and entities relating to employee organizations; amending s. 1012.2315, F.S.; removing duplicative provisions; reenacting ss. 110.114(3) and 447.507(6)(a), F.S., relating to employee wage deductions and violation of strike prohibition

and penalties, respectively, to incorporate the amendment made to s. 447.303, F.S., in references thereto; providing effective dates.

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

By Senator Burgess—

SB 258—A bill to be entitled An act relating to prohibited applications on government-issued devices; creating s. 112.22, F.S.; defining terms; requiring the Department of Management Services to compile and maintain a specified list and publish such list on its website; requiring governmental entities and public educational institutions to take certain actions relating to prohibited applications; prohibiting employees of governmental entities and public educational institutions from downloading or accessing prohibited applications on government-issued devices; providing exceptions; providing a date by which specified employees must remove, delete, or uninstall a prohibited application; requiring the department to adopt specified rules; providing an effective date.

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

SB 260—Not used.

By Senator Bradley—

SB 262—A bill to be entitled An act relating to technology transparency; creating s. 112.23, F.S.; defining terms; prohibiting officers or salaried employees of governmental entities from using their positions or state resources to make certain requests of social media platforms; prohibiting governmental entities from initiating or maintaining agreements or working relationships with social media platforms under a specified circumstance; providing exceptions; creating s. 501.173, F.S.; providing applicability; defining terms; prohibiting a controller from collecting certain consumer information without the consumer's authorization; requiring controllers that collect a consumer's personal information to disclose certain information regarding data collection and selling practices to the consumer at or before the point of collection; specifying that such information may be provided through a general privacy policy or through a notice informing the consumer that additional specific information will be provided upon a certain request; prohibiting controllers from collecting additional categories of personal information or using personal information for additional purposes without notifying the consumer; requiring controllers that collect personal information to implement reasonable security procedures and practices to protect such information; authorizing consumers to request controllers to disclose the specific personal information the controller has collected about the consumer; requiring controllers to make available two or more methods for consumers to request their personal information; requiring controllers to provide such information free of charge within a certain timeframe and in a certain format upon receiving a verifiable consumer request; specifying requirements for third parties with respect to consumer information acquired or used; providing construction; authorizing consumers to request controllers to delete or correct personal information collected by the controllers; providing exceptions; specifying requirements for controllers to comply with deletion or correction requests; authorizing consumers to opt out of third-party disclosure of personal information collected by a controller; prohibiting controllers from selling or disclosing the personal information of consumers younger than a certain age, except under certain circumstances; prohibiting controllers from selling or sharing a consumer's information if the consumer has opted out of such disclosure; prohibiting controllers from taking certain actions to retaliate against consumers who exercise certain rights; providing applicability; providing that a contract or agreement that waives or limits certain consumer rights is void and unenforceable; authorizing the Department of Legal Affairs to bring an action under the Florida Deceptive and Unfair Trade Practices Act and to adopt rules; requiring the department to submit an annual report to the Legislature; providing report requirements; providing that controllers must have a specified timeframe to cure any violations; providing jurisdiction; declaring that the act is a matter of statewide concern; preempting the collection, processing, sharing, and sale of consumer personal information to the state; amending s.

501.171, F.S.; revising the definition of "personal information"; amending s. 16.53, F.S.; requiring that certain attorney fees, costs, and penalties recovered by the Attorney General be deposited in the Legal Affairs Revolving Trust Fund; providing an effective date.

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

By Senator Collins—

SB 264—A bill to be entitled An act relating to interests of foreign countries; creating s. 287.138, F.S.; defining terms; prohibiting governmental entities from knowingly entering into certain contracts; prohibiting governmental entities from taking specified actions after a specified date relating to contracts that give certain access to personal identifying information; providing an exception; authorizing the Attorney General to bring a civil action; providing penalties; requiring penalties to be deposited into the General Revenue Fund; requiring the Department of Management Services to adopt rules; creating s. 288.007, F.S.; defining terms; prohibiting governmental entities from knowingly entering into certain contracts; requiring government entities to require an affidavit from applicants before providing any economic incentive; requiring the Department of Economic Opportunity to adopt rules; providing a directive to the Division of Law Revision to create part III of ch. 692, F.S., to be entitled "Conveyances to Foreign Entities"; creating s. 692.201, F.S.; defining terms; creating ss. 692.202 and 692.203, F.S.; prohibiting foreign principals from purchasing agricultural land, or interest in such land, and certain real property in the state, respectively; authorizing foreign principals to continue to own or hold such land or property under certain circumstances; requiring certain foreign principals that own or acquire such land or real property to register with a specified department; requiring the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to establish a form for such registration; providing civil penalties; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity to place a lien against unregistered agricultural land or real property, respectively; requiring certain foreign principals to sell, transfer, or otherwise divest themselves of certain agricultural land or real property within a specified timeframe; requiring buyers of such land or property to provide a signed affidavit; specifying that the failure to maintain or obtain the affidavit does not affect the title or insurability of the title for the agricultural land or real property, respectively; authorizing the Florida Real Estate Commission to adopt rules; authorizing certain agricultural land or real property to be forfeited to the state; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity to initiate civil actions for forfeiture of the interest in agricultural land or real property, respectively; requiring such actions to be filed in a certain circuit court; requiring clerks to record a lis pendens; requiring courts to advance the cause on the calendar; authorizing defendants to petition to modify or discharge the lis pendens; requiring the court to enter a specified final judgment under certain circumstances; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to sell the agricultural land or real property; providing requirements for the proceeds from such sale; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to seek a specified ex parte order; providing criminal penalties; requiring the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to adopt rules; creating s. 692.204, F.S.; prohibiting the People's Republic of China, the Chinese Communist Party, any other political party or member of a political party in the People's Republic of China, and certain persons and entities from purchasing or acquiring real property in the state; providing an exception; authorizing such persons and entities to continue to own or hold such real property under certain circumstances; requiring certain persons or entities that own or acquire real property in the state to register with the Department of Economic Opportunity by a specified date; requiring the Department of Economic Opportunity to establish a form for such registration; providing civil penalties; authorizing the Department of Economic Opportunity to place a lien against unregistered real property; requiring certain persons and entities to sell, transfer, or otherwise divest themselves of certain real property within a specified timeframe; requiring buyers of real property to provide a signed affidavit; specifying that the failure to maintain or obtain the affidavit does not affect the

title or insurability of the title for the real property; authorizing the commission to adopt rules; authorizing certain real property to be forfeited to the state; authorizing the Department of Economic Opportunity to initiate civil actions for forfeiture of the interest in real property; requiring such actions to be filed in a certain circuit court; requiring clerks to record a lis pendens; requiring courts to advance the cause on the calendar; authorizing defendants to petition to modify or discharge the lis pendens; requiring the court to enter a specified final judgment under certain circumstances; authorizing the Department of Economic Opportunity to sell the real property; providing requirements for the proceeds from such sale; authorizing the Department of Economic Opportunity to seek a specified ex parte order; providing criminal penalties; requiring the Department of Economic Opportunity to adopt rules; amending s. 408.051, F.S.; defining the terms “cloud computing” and “health care provider”; requiring that certain information held by health care providers that utilize certified electronic health record technology be maintained in the continental United States; providing applicability; amending s. 408.810, F.S.; requiring a licensee to sign a specified affidavit upon initial application for a license and any renewal applications; authorizing disciplinary action by the Agency for Health Care Administration; prohibiting a person or entity that possesses a controlling interest from holding an interest in certain entities; providing definitions; amending s. 836.05, F.S.; providing enhanced criminal penalties for threatening a person while acting as a foreign agent with the intent of benefiting a foreign country of concern; providing an effective date.

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

By Senator Grall—

SB 266—A bill to be entitled An act relating to higher education; amending s. 1001.706, F.S.; revising the mission of each state university; revising requirements for the Board of Governors’ strategic plan relating to the goals and objectives of the State University System; requiring each state university to submit documentation of its efforts to promote specified educational topics and information relating to the removal of certain courses; requiring the Board of Governors to annually require each state university to include certain information in its economic security report; authorizing a post-tenure review of state university faculty at any time, with cause; amending s. 1001.7065, F.S.; requiring each state university to annually report certain research expenditures of a specified amount; creating s. 1001.725, F.S.; providing that each state university board of trustees is responsible for hiring faculty; authorizing the board to delegate hiring authority to the president; prohibiting a university from using specified methods in its hiring process; authorizing each state university board of trustees to review any faculty member’s tenure status; requiring each state university board of trustees to confirm specified employee reappointments and contracts; requiring each state university president to annually present specified performance evaluations and salaries to the board of trustees; amending s. 1004.06, F.S.; prohibiting specified educational institutions from expending funds to promote specified concepts; providing construction; amending s. 1004.6496, F.S.; authorizing the Board of Trustees of the University of Florida to use funds to establish and fund the Hamilton College for Classical and Civic Education; revising the goals of the college; providing powers of the college; amending s. 1004.6499, F.S.; renaming the Florida Institute of Politics at the Florida State University as the Florida Institute for Governance and Civics; providing the goals of the institute; amending s. 1004.64991, F.S.; authorizing the Adam Smith Center for the Study of Economic Freedom to perform certain tasks in order to carry out its established purpose; amending s. 1007.25, F.S.; revising how general education core courses are established; requiring the Commissioner of Education and Chancellor of the State University System to consider approval of certain courses; requiring faculty committees to submit recommendations to the Articulation Coordinating Committee and the commissioner relating to certain courses by a specified date and every three years thereafter; prohibiting general education core courses from teaching certain topics or presenting information in specified ways; providing requirements for general education core courses; requiring specified educational institutions to offer certain courses; creating s. 1007.55, F.S.; providing legislative findings; requiring the Articulation Coordinating Committee to submit an annual report to specified entities relating to courses that have been approved as meeting specified requirements to be used by public postsecondary educational institutions; providing requirements

for general education courses; requiring public postsecondary educational institution boards of trustees and presidents to annually review and approve general education requirements; providing a penalty for failing to meet such review and approval requirements; requiring public postsecondary educational institutions to report certain courses to the department; amending s. 1008.47, F.S.; removing a prohibition against a public postsecondary institution from being accredited by the same accrediting body for multiple consecutive accreditation cycles; providing an effective date.

—was referred to the Committee on Education Postsecondary; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Brodeur—

SB 268—A bill to be entitled An act relating to health care expenses; amending s. 95.11, F.S.; establishing a 3-year statute of limitations for an action to collect medical debt for services rendered by a health care provider or facility; creating s. 222.26, F.S.; providing additional personal property exemptions from legal process for medical debts resulting from services provided in certain licensed facilities; amending s. 395.301, F.S.; requiring a licensed facility to post on its website a consumer-friendly list of standard charges for a minimum number of shoppable health care services; defining the terms “shoppable health care service” and “standard charge”; requiring a licensed facility to provide an estimate to a patient or prospective patient and the patient’s health insurer within specified timeframes; requiring a licensed facility to establish an internal grievance process for patients to dispute charges; requiring a facility to make available information necessary for initiating a grievance; requiring a facility to respond to a patient grievance within a specified timeframe; creating s. 395.3011, F.S.; defining the term “extraordinary collection action”; prohibiting certain collection activities by a licensed facility; creating s. 627.445, F.S.; defining the term “health insurer”; requiring each health insurer to provide an insured with an advance explanation of benefits after receiving a patient estimate from a facility for scheduled services; providing requirements for the advance explanation of benefits; amending ss. 627.6387, 627.6648, and 641.31076, F.S.; providing that a shared savings incentive offered by a health insurer or health maintenance organization constitutes a medical expense for rate development and rate filing purposes; amending ss. 475.01, 475.611, 517.191, and 768.28, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senators Berman and Polsky—

SCR 270—A concurrent resolution ratifying the proposed amendment to the United States Constitution relating to equal rights for men and women.

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

By Senator Garcia—

SB 272—A bill to be entitled An act relating to children and young adults in out-of-home care; creating s. 39.4084, F.S.; providing legislative findings and intent; requiring the Department of Children and Families to establish the Office of the Children’s Ombudsman to serve a specified purpose; requiring the department to ensure that the office has sufficient staff; specifying dates by which the office must be established and certain information and training and processes provided; specifying the duties of the office; authorizing the office to access certain records; authorizing the office to work in conjunction with individuals and agencies to resolve complaints with the child’s or young adult’s permission; requiring the department to work with all stakeholders to educate children and young adults in out-of-home care regarding their rights and protections and the benefits available to them; requiring specified staff to provide certain materials to children and young adults in out-of-home care and explain certain rights and protections; requiring such staff to provide children and young adults in out-of-home care

with information and instructions regarding the Office of the Children's Ombudsman and to engage in a specified discussion; requiring such staff to document the information given and explained to children or young adults in out-of-home care; requiring such staff to review certain information with children and young adults in out-of-home care at specified intervals and upon every placement change; requiring such staff to provide caregivers with a written copy of the child's or young adult's rights and protections upon placement change; requiring specified facilities to post certain materials; requiring the office to submit an annual report to the Legislature by a specified date; providing requirements for such report; requiring the office to post the report on its website; requiring the department to adopt rules; providing construction; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senators Avila, Burgess, Osgood, and Perry—

SB 274—A bill to be entitled An act relating to nursing education pathway for military combat medics; providing a short title; amending s. 464.0195, F.S.; revising a primary goal of the Florida Center for Nursing to provide that development of a statewide plan for nursing manpower must include the encouragement and coordination of the development of partnerships with hospitals which provide opportunities for nursing students to obtain clinical experience; amending s. 1004.096, F.S.; defining the term “accredited program”; requiring that the Articulation Coordinating Committee convene a workgroup to establish a process for determining postsecondary course equivalencies and the minimum postsecondary credit or career education clock hours that must be awarded in accredited nursing education programs for military training and education required for service in specified positions; providing for the composition of and the provision of administrative support to the workgroup; requiring that the workgroup ensure that the award of credit for military training and education does not impair a nursing education program's ability to comply with requirements relating to the approval of nursing education programs; requiring the workgroup to provide, by a specified date, recommendations regarding the determination process to the Board of Governors and State Board of Education for approval; requiring that, upon approval of the recommendations, the Articulation Coordinating Committee facilitate the review of military training and education received by individuals who served in specified positions and the determination of minimum postsecondary credit or career education clock hours awarded for specified military training and education; requiring that the Articulation Coordinating Committee, within a specified timeframe and annually thereafter, approve a prioritized list of postsecondary course equivalencies and the minimum postsecondary credit or career education clock hours that must be awarded for such training and education; requiring the Board of Governors and State Board of Education to adopt the prioritized list; requiring that the minimum postsecondary credit or career education clock hours be delineated in a required statewide articulation agreement; requiring state universities, Florida College System institutions, and career centers to award postsecondary credit or career education clock hours in nursing education programs based on the prioritized list; authorizing the award of additional postsecondary credit or career education clock hours; providing that such postsecondary credit or career education clock hours are transferable; providing an effective date.

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

By Senators Berman and Polsky—

SB 276—A bill to be entitled An act relating to crimes evidencing prejudice; amending s. 775.085, F.S.; expanding grounds for the reclassification of crimes to include acts of prejudice based on the gender or gender identity of any person; specifying that the reclassification must occur if the crime was based in whole or in part on the race, color, ancestry, ethnicity, religion, sexual orientation, national origin, homeless status, advanced age, gender, or gender identity of any person; revising the definitions of the terms “advanced age” and “homeless status”; defining the term “gender identity”; amending s. 775.0863, F.S.; replacing the term “mental or physical disability” with the term “dis-

ability”; defining the term “disability”; specifying that the reclassification of a certain crime must occur if the crime was based in whole or in part on a disability of any person; amending s. 877.19, F.S.; expanding the data the Governor is required to collect and disseminate to include incidents of criminal acts that evidence prejudice based on gender, gender identity, or disability; providing an effective date.

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

By Senator Rodriguez—

SB 278—A bill to be entitled An act relating to the state estate tax; amending s. 198.41, F.S.; providing applicability of ch. 198, F.S., with respect to certain estates; providing a directive to the Division of Law Revision; providing an effective date.

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

By Senator Brodeur—

SB 280—A bill to be entitled An act relating to controlled substances; amending s. 782.04, F.S.; revising the elements that constitute the capital offense of murder in the first degree; revising the elements that constitute the offense of murder in the third degree and constitute a felony of the second degree; defining the term “substantial factor”; creating s. 893.131, F.S.; defining terms; providing criminal penalties for adults who unlawfully distribute, deliver, sell, or dispense specified substances or mixtures and an injury or overdose of the user results; providing enhanced criminal penalties for repeat offenders; providing construction; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senators Osgood and Davis—

SB 282—A bill to be entitled An act relating to liability for renting to persons with criminal records; creating s. 83.555, F.S.; specifying that a cause of action does not arise against a landlord, or a manager or an agent of a landlord, solely for renting to a tenant with a criminal record; providing exceptions; providing construction; providing an effective date.

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

By Senator Brodeur—

SB 284—A bill to be entitled An act relating to energy; amending s. 286.29, F.S.; revising the selection criteria for purchasing or leasing vehicles for state agencies, state universities, community colleges, and local governments under a state purchasing plan; deleting a provision requiring the use and procurement of ethanol and biodiesel blended fuels; requiring the Department of Management Services, before a specified date, to make recommendations to state agencies, state universities, community colleges, and local governments relating to the procurement and integration of electric and natural gas fuel vehicles; amending s. 553.791, F.S.; revising the definition of the term “single-trade inspection”; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Powell—

SB 286—A bill to be entitled An act relating to legal instruments; amending s. 117.201, F.S.; defining the term “witness”; amending s. 697.07, F.S.; defining the terms “mortgagee” and “mortgagor”; requiring

that a lien created by an assignment of rents be perfected against a mortgagor in addition to third parties under certain conditions; making technical changes; revising the types of expenses that may be paid by collected rents in foreclosure actions under certain circumstances; providing applicability; amending s. 702.036, F.S.; defining the term “property”; expanding the scope of a final judgment of foreclosure to include other liens; requiring the award of attorney fees in certain circumstances; providing applicability; amending s. 702.10, F.S.; revising the class of persons authorized to move for expedited foreclosure; making conforming changes; defining the term “mortgagor”; providing for retroactive applicability of a specified provision; providing an effective date.

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

By Senators DiCeglie, Rodriguez, and Stewart—

SB 288—A bill to be entitled An act relating to the Florida Main Street Program and historic preservation tax credits; creating s. 220.197, F.S.; providing a short title; defining terms; providing a credit against the state corporate income tax and the insurance premium tax for qualified expenses in rehabilitating certain historic structures; specifying eligibility requirements for the tax credit; specifying requirements for taxpayers claiming or transferring tax credits; specifying requirements for the Division of Historical Resources of the Department of State for evaluating and certifying applications for tax credits; specifying limits on the amount of tax credits; providing construction; authorizing the carryforward, sale, and transfer of tax credits subject to certain requirements and limitations; providing the Department of Revenue and the division audit and examination powers for specified purposes; requiring the return of forfeited tax credits under certain circumstances; providing penalties; requiring the Department of Revenue to provide specified annual reports to the Legislature; providing duties of the Department of Revenue; authorizing the Department of Revenue and the division to adopt rules; amending s. 213.053, F.S.; authorizing the Department of Revenue to make certain information available to the division and the Federal Government for a specified purpose; amending s. 220.02, F.S.; specifying the order in which the credit is applied against the corporate income tax or franchise tax; amending s. 220.13, F.S.; requiring the addition of amounts taken for the credit to taxable income; amending s. 624.509, F.S.; specifying the order in which the credit is applied against the insurance premium tax; authorizing the Department of Revenue to adopt emergency rules; providing for expiration of that authority; providing applicability; providing effective dates.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Jones—

SB 290—A bill to be entitled An act relating to public school student progression for students with disabilities; amending s. 1008.25, F.S.; requiring comprehensive plans for student progression to provide for specified students with disabilities to be retained in prekindergarten at the discretion of a student’s parent; requiring such students to receive intensive reading interventions; revising the requirements for certain students with disabilities to receive a good cause exemption from mandatory retention in grade 3; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Jones—

SB 292—A bill to be entitled An act relating to the Healthy Food Financing Initiative program; providing a directive to the Division of Law Revision; transferring, renumbering, and amending s. 500.81, F.S.; redefining the term “underserved community”; revising requirements for the administration of and participation in the Healthy Food Financing Initiative program; providing program eligibility requirements for nonprofit organizations and revising eligibility requirements for community development financial institutions; revising requirements

for program applicants and projects; revising the purposes for which project funding may be used; requiring the Office of Program Policy Analysis and Government Accountability to review the program and collected data after a specified timeframe and provide the Legislature with a specified report; specifying that program funding is subject to and provided from certain appropriations; deleting a prohibition relating to funding distribution; amending ss. 595.401, 595.402, 595.404, 595.408, and 595.501, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Agriculture; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senators Rodriguez, Stewart, Calatayud, Osgood, Garcia, Gruters, Berman, Pizzo, Thompson, Jones, and Perry—

SB 294—A bill to be entitled An act relating to required instruction in the history of Asian Americans and Pacific Islanders; amending s. 1003.42, F.S.; requiring that the history of Asian Americans and Pacific Islanders be taught in the public schools; requiring that instructional materials used in teaching this subject area include specified information; amending ss. 1006.148 and 1014.05, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Rules.

By Senator DiCeglie—

SB 296—A bill to be entitled An act relating to a lawful breath test for alcohol; amending s. 316.1932, F.S.; requiring that a person arrested for driving under the influence who refuses to submit to a lawful test of his or her breath be told that he or she is subject to mandatory placement, for a specified period of time and at his or her expense, of an ignition interlock device on vehicles he or she leases or owns and routinely operates; amending s. 316.1939, F.S.; requiring that a person arrested for driving under the influence who refuses to submit to a lawful test of his or her breath install an ignition interlock device, at his or her expense, for a specified period of time; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Boyd—

SB 298—A bill to be entitled An act relating to telehealth practice standards; amending s. 456.47, F.S.; revising the definition of the term “telehealth”; providing an effective date.

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

SB 300—Not introduced.

By Senator Grall—

SB 302—A bill to be entitled An act relating to government and corporate activism; amending s. 17.57, F.S.; defining the term “pecuniary factor”; requiring that the Chief Financial Officer, or a party authorized to invest on his or her behalf, make investment decisions based solely on pecuniary factors; amending s. 20.058, F.S.; requiring a specified attestation, under penalty of perjury, from certain organizations; defining the term “pecuniary factor”; requiring citizen support organizations and direct-support organizations to make investment decisions based solely on pecuniary factors; amending s. 112.656, F.S.; requiring that investment decisions comply with a specified requirement related to the consideration of pecuniary factors; amending s. 112.661, F.S.; conforming a provision to changes made by the act; creating s. 112.662, F.S.; defining the term “pecuniary factor”; providing that only pecuniary factors may be considered in investment decisions for retirement systems or plans; providing that the interests of parti-

participants and beneficiaries of such systems or plans may not be subordinated to other objectives; requiring shareholder rights to be exercised considering only pecuniary factors; requiring specified reports; providing requirements for such reports; requiring the Department of Management Services to report certain noncompliance to the Attorney General; authorizing certain proceedings to be brought by the Attorney General who, if successful in those proceedings, is entitled to reasonable attorney fees and costs; requiring the department to adopt rules; amending ss. 175.071 and 185.06, F.S.; specifying that certain public boards of trustees are subject to the requirement that only pecuniary interests be considered in investment decisions; amending s. 215.47, F.S.; defining the term “pecuniary factor”; requiring the State Board of Administration to make investment decisions based solely on pecuniary factors; providing an exception to current investment and fiduciary standards in the event of a conflict; amending s. 215.475, F.S.; requiring the Florida Retirement System Defined Benefit Plan Investment Policy Statement to comply with the requirement that only pecuniary interests be considered in investment decisions; amending s. 215.4755, F.S.; requiring certain investment advisors or managers to certify in writing that investment decisions are based solely on pecuniary factors; providing applicability; providing that failure to file a required certification is grounds for termination of certain contracts; providing that a submission of a materially false certification is deemed a willful refusal to comply with a certain fiduciary standard; requiring that certain non-compliance be reported to the Attorney General, who is authorized to bring certain civil or administrative actions; providing that if the Attorney General is successful in those proceedings, he or she is entitled to reasonable attorney fees and costs; creating s. 215.681, F.S.; defining terms; prohibiting bond issuers from issuing environmental, social, and governance bonds and taking other related actions; authorizing certain financial institutions to purchase and underwrite specified bonds; providing applicability; creating s. 215.855, F.S.; defining terms; requiring that contracts between governmental entities and investment managers contain certain provisions and a specified disclaimer; providing applicability; amending s. 218.415, F.S.; defining the term “pecuniary factor”; requiring units of local government to make investment decisions based solely on pecuniary factors; amending s. 280.02, F.S.; revising the definition of the term “qualified public depository”; creating s. 280.025, F.S.; requiring a specified attestation, under penalty of perjury, from certain entities; amending s. 280.05, F.S.; requiring the Chief Financial Officer to verify such attestations; requiring the Chief Financial Officer to report materially false attestations to the Attorney General, who is authorized to bring certain civil and administrative actions; providing that if the Attorney General is successful in those proceedings, he or she is entitled to reasonable attorney fees and costs; providing construction; authorizing the Chief Financial Officer to suspend or disqualify a qualified public depository that no longer meets the definition of that term; amending s. 280.051, F.S.; adding grounds for suspension or disqualification of a qualified public depository; amending s. 280.054, F.S.; providing that failure to timely file a required attestation is deemed a knowing and willful violation; amending s. 280.055, F.S.; adding a circumstance under which the Chief Financial Officer may issue certain orders against a qualified public depository; creating s. 287.05701, F.S.; defining the term “awarding body”; prohibiting an awarding body from requesting certain documentation or giving preference to vendors based on their social, political, or ideological interests; requiring that solicitations for the procurement of commodities or contractual services by an awarding body contain a specified notification, beginning on a specified date; creating s. 516.037, F.S.; requiring licensees to make certain determinations based on an analysis of certain risk factors; prohibiting such licensees from engaging in unsafe and unsound practices; providing construction; providing that certain actions on the part of licensees are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from applicants and licensees beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; creating s. 560.1115, F.S.; requiring licensees to make determinations about the provision or denial of services based on an analysis of certain risk factors; prohibiting the licensees from engaging in unsafe and unsound practices; providing construction; providing that certain actions are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from applicants and licensees

beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; amending s. 560.114, F.S.; revising the actions that constitute grounds for specified disciplinary action of a money services business, an authorized vendor, or an affiliated party; amending s. 655.005, F.S.; revising a definition; creating s. 655.0323, F.S.; requiring financial institutions to make determinations about the provision or denial of services based on an analysis of specified risk factors; prohibiting financial institutions from engaging in unsafe and unsound practices; providing construction; providing that certain actions are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from financial institutions annually, beginning on a specified date; providing that engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; prohibiting certain entities from exercising specified authority; amending s. 1010.04, F.S.; prohibiting school districts, Florida College System Institutions, and state universities from requesting certain documentation from vendors and giving preference to vendors based on their social, political, or ideological interests; requiring that solicitations for purchases or leases include a specified notice; reenacting s. 17.61(1), F.S., relating to powers and duties of the Chief Financial Officer in the investment of certain funds, to incorporate the amendment made to s. 17.57, F.S., in references thereto; reenacting s. 215.44(3), F.S., relating to the powers and duties of the Board of Administration in the investment of trust funds, to incorporate the amendment made to s. 215.47, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Fiscal Policy.

By Senators Boyd and Rodriguez—

SB 304—A bill to be entitled An act relating to United States-produced iron and steel in public works projects; creating s. 255.0993, F.S.; defining terms; requiring governmental entities to include a requirement in certain contracts that certain iron or steel products be produced in the United States; providing exceptions; authorizing the use of foreign steel and iron materials in certain circumstances; exempting specified products from the requirement; providing construction; requiring the Department of Management Services and the Department of Transportation to adopt rules for specified purposes; providing a declaration of important state interest; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senators Boyd and Hooper—

SB 306—A bill to be entitled An act relating to catalytic converters; creating s. 860.142, F.S.; providing a short title; providing definitions; requiring certain records regarding a transaction involving a detached catalytic converter to be maintained for a specified period; authorizing inspection of such records by a law enforcement officer or agency representative; requiring a person who sells or installs a detached catalytic converter to disclose that the catalytic converter has been detached; requiring certain information regarding a transaction to be provided to certain persons upon request; providing application of specified statutory provisions; providing for an inference that a catalytic converter may have been stolen; providing prohibitions regarding the possession, purchase, sale, or installation of a stolen, detached, or altered catalytic converter; providing prohibitions regarding the importing, manufacturing, purchase, sale, or installation or reinstallation of a counterfeit, fake, or junk-filled catalytic converter; providing criminal penalties; providing criminal penalties for failure to maintain certain records,

prepare certain documents, provide certain records upon request, or make certain disclosures; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senators Collins, Grall, and Perry—

SB 308—A bill to be entitled An act relating to interscholastic and intrascholastic activities; amending s. 1006.20, F.S.; providing for the approval of athletic associations that meet certain requirements; providing a definition; requiring certain athletic associations to operate under a contract with the State Board of Education; requiring the State Board of Education to annually review specified information relating to such athletic associations; providing that private schools and traditional public schools are considered high schools for specified purposes; prohibiting public schools from maintaining memberships in or paying dues or fees to certain athletic associations; providing that approved athletic associations are subject to certain requirements; requiring approved athletic associations to adopt certain bylaws; requiring approved athletic associations to establish a certain appeals process; authorizing certain sports medicine advisory committees to establish specified definitions related to concussions; requiring certain approved athletic associations to establish sports medicine advisory committees that meet certain membership requirements; amending s. 1006.15, F.S.; authorizing home education students, Florida Virtual School students, and private school students to participate in interscholastic and intrascholastic activities at certain schools; revising the requirements for such students to participate in such activities; providing for the continued participation in such activities by certain students who transfer from a public school; conforming cross-references and provisions to changes made by the act; creating s. 1006.185, F.S.; requiring certain athletic associations to adopt bylaws, policies, or procedures allowing opening remarks at specified events; providing requirements for such remarks; requiring certain announcements before such remarks; providing that opening remarks at specified events are at the discretion of each school; amending ss. 768.135, 1002.20, 1002.42, 1006.165, 1006.18, 1006.195, 1012.468, 1012.795, and 1012.796, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Judiciary; and Rules.

By Senator Collins—

SB 310—A bill to be entitled An act relating to federal law enforcement agency records; amending s. 119.01, F.S.; revising the general state policy on public records to include certain federal law enforcement agency records; amending s. 119.011, F.S.; revising definitions; creating s. 119.013, F.S.; requiring certain federal law enforcement agencies to comply with the public records requirements of this state; providing an effective date.

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

By Senator Collins—

SB 312—A bill to be entitled An act relating to insurance; amending s. 627.4301, F.S.; revising restrictions on the use of genetic information for insurance purposes by life insurers and long-term care insurers; specifying a restriction on and an authorized use of genetic information for insurance purposes by disability income insurers; deleting a provision construing certain actions by life insurers and long-term care insurers; amending s. 626.9541, F.S.; providing that certain restrictions against unfair discrimination or unlawful rebates do not include value-added products or services offered or provided by insurers or their agents if certain conditions are met; providing requirements for and restrictions on insurers or agents offering or providing such products or services; authorizing insurers or agents to provide such products or services as part of a pilot or testing program under certain circumstances; specifying authorized value-added products and services; au-

thorizing the Financial Services Commission to adopt rules; providing an effective date.

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

By Senator Rodriguez—

SB 314—A bill to be entitled An act relating to licensed counseling for first responders; amending s. 112.1815, F.S.; requiring an employing agency of a first responder to pay for certain licensed counseling for first responders; requiring such counseling to be completed within a specified timeframe; prohibiting the employing agency from requiring the first responder to use specified leave for such counseling under certain circumstances; authorizing a first responder to select a licensed mental health professional and providing requirements for the employing agency related thereto; providing that payment by the employing agency for such counseling does not create a presumption of a compensable occupational disease; defining terms; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Fiscal Policy.

By Senator Osgood—

SB 316—A bill to be entitled An act relating to electronic voting in community associations; amending ss. 718.128 and 720.317, F.S.; specifying that unit owners in condominium associations and members of homeowners' associations, respectively, may consent electronically to online voting; providing an effective date.

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

By Senator Polsky—

SB 318—A bill to be entitled An act relating to conditions of pretrial release; amending s. 903.047, F.S.; prohibiting a defendant from having in his or her care, custody, possession, or control a firearm or any ammunition if a court so orders as a condition of pretrial release; providing criminal penalties; providing an effective date.

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

By Senator Harrell—

SB 320—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; providing an annual appropriation for certain projects related to the Indian River Lagoon Comprehensive Conservation and Management Plan; authorizing the Department of Environmental Protection to make grants for such projects; requiring the department to coordinate such grants with certain water management districts; requiring the department to submit an annual report to the Governor and the Legislature by a specified date; removing an obsolete provision; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Appropriations.

By Senator Gruters—

SB 322—A bill to be entitled An act relating to natural gas fuel taxes; amending s. 206.9955, F.S.; delaying the effective date of taxes on natural gas fuel; amending ss. 206.9952 and 206.996, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Transportation; Finance and Tax; and Appropriations.

By Senator Polsky—

SB 324—A bill to be entitled An act relating to education; amending ss. 1001.03 and 1001.706, F.S.; deleting definitions; repealing a requirement that the State Board of Education and the Board of Governors, respectively, require each Florida College System (FCS) institution and state university to conduct an annual assessment of intellectual freedom and viewpoint diversity; repealing a prohibition against the state board and Board of Governors shielding students, faculty, or staff at FCS institutions and state universities from free speech; amending s. 1004.097, F.S.; deleting the definition of the term “shield”; repealing a prohibition on FCS institutions and state universities shielding students, faculty, or staff from expressive activities; repealing provisions authorizing a student to record certain video or audio; repealing authorization for a person injured by certain violations to bring an action against a person who has published certain video or audio; providing an effective date.

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

By Senators Osgood, Stewart, Book, Thompson, and Powell—

SB 326—A bill to be entitled An act relating to human trafficking; amending s. 787.06, F.S.; revising legislative intent and findings; revising definitions and defining terms; revising criminal penalties to include fines of certain amounts for violations of specified offenses; requiring the prosecution of specified offenses under the Florida RICO (Racketeer Influenced and Corrupt Organization) Act; requiring the Department of Education and Department of Health, in conjunction with the Statewide Council on Human Trafficking, to establish an awareness training program and community partnership on human trafficking, sex trafficking, labor trafficking, and child trafficking; requiring each state attorney to ensure prosecutors receive certain mandatory semiannual educational training; requiring each state attorney’s office to document and maintain attendance and completion records on such training for a certain period of time; requiring each state attorney to adopt a pro-prosecution policy for human trafficking offenses; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Book—

SB 328—A bill to be entitled An act relating to gay and transgender panic legal defenses; creating s. 900.06, F.S.; providing a short title; providing legislative findings; defining terms; prohibiting individuals from using a nonviolent sexual advance or specified perceptions or beliefs about another individual as a defense to a criminal offense, to excuse or justify the conduct of an individual who commits a criminal offense, or to mitigate the severity of a criminal offense; providing an effective date.

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

By Senator Osgood—

SB 330—A bill to be entitled An act relating to crimes evidencing prejudice; reordering and amending s. 775.085, F.S.; expanding grounds for the reclassification of crimes to include acts of prejudice based on the gender, gender identity or expression, or physical or mental disability of a victim; specifying that the reclassification occurs if the crime was based in whole or in part on the actual or perceived race, color, ancestry, ethnicity, religion, gender, sexual orientation, gender identity or expression, national origin, homeless status, physical or mental disability, or advanced age of the victim; defining terms; making technical changes; reordering and amending s. 775.0863, F.S.; providing for the reclassification of crimes if the crime was based in whole or in part on the actual or perceived mental or physical disability of the victim; defining the term “victim”; making technical changes; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Osgood—

SB 332—A bill to be entitled An act relating to public records; amending s. 877.19, F.S.; requiring the Attorney General, rather than the Governor, through the Department of Law Enforcement, to collect and disseminate specified information; expanding a public records exemption to include the collection and dissemination of data on incidents of criminal acts that evidence prejudice pursuant to ss. 775.085 and 775.0863, F.S.; providing for future review and repeal of the expanded exemption; requiring the Attorney General to publish an annual report, rather than an annual summary; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senators Book, Polsky, and Berman—

SB 334—A bill to be entitled An act relating to menstrual hygiene products in public schools; providing a short title; creating s. 1006.064, F.S.; defining the term “menstrual hygiene products”; requiring school districts to make menstrual hygiene products available, at no charge, in certain schools within the district and in certain locations within such schools; requiring schools to notify students of the availability and locations of such products; encouraging school districts to partner with specified organizations to meet certain requirements; providing applicability; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 336—A bill to be entitled An act relating to the regulation of single-use plastic products; amending s. 403.7033, F.S.; requiring the Department of Environmental Protection to submit updated retail bag reports with conclusions and recommendations to the Legislature by specified dates; creating s. 403.7034, F.S.; defining the term “coastal community”; authorizing coastal communities to establish pilot programs to regulate single-use plastic products; providing requirements for establishing such pilot programs; providing an effective date.

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

By Senators Osgood, Stewart, Book, Davis, and Powell—

SB 338—A bill to be entitled An act relating to trust funds; creating s. 787.062, F.S.; creating the Trust Fund for Victims of Human Trafficking within the Department of Legal Affairs; providing for the funding sources and purposes of the trust fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

By Senators Osgood, Stewart, Book, Davis, Thompson, and Powell—

SB 340—A bill to be entitled An act relating to the Trust Fund for Victims of Human Trafficking; creating s. 787.063, F.S.; specifying the authorized uses of funds from the Trust Fund for Victims of Human Trafficking; providing a contingent effective date.

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

By Senator Berman—

SB 342—A bill to be entitled An act relating to minimum base salary for full-time classroom teachers; providing a short title; amending s. 1011.62, F.S.; increasing the minimum base salary for full-time classroom teachers; amending s. 1012.22, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Brodeur—

SB 344—A bill to be entitled An act relating to physician certifications for the medical use of marijuana; amending s. 381.986, F.S.; authorizing qualified physicians to perform patient examinations and evaluations through telehealth for renewals of physician certifications for the medical use of marijuana; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator DiCeglie—

SB 346—A bill to be entitled An act relating to public construction; amending s. 166.033, F.S.; providing that applications for approval of a development permit or development order which are under review by a municipality are deemed approved after a specified timeframe; amending s. 218.735, F.S.; requiring a certain list to include a dollar valuation using reasonable market rates of the estimated cost to complete items on the list; deleting a provision authorizing an extension by contract for construction projects of less than \$10 million; requiring a local governmental entity to pay a contractor the remaining contract balance within a specified timeframe; revising the conditions that would require a local governmental entity to pay unpaid contract sums to a contractor if a specified list is not developed; requiring a local governmental entity to pay the remaining contract balance if the local governmental entity provided a certain written notice to the contractor; revising the conditions that require a local governmental entity to pay or release amounts subject to certain disputes or claims; amending s. 218.76, F.S.; revising the timeframe within which proceedings must commence to resolve disputes between vendors and local governmental entities; revising the timeframe for such proceedings to conclude; amending s. 255.073, F.S.; requiring undisputed portions of payment requests to be paid within a specified timeframe; amending s. 255.074, F.S.; revising the timeframe for a public entity to submit a payment request to the Chief Financial Officer; amending s. 255.077, F.S.; requiring a certain list to include a dollar valuation using reasonable market rates of the estimated costs to complete the items on the list; requiring the public entity to pay the contractor the remaining contract balance within a specified timeframe; requiring a public entity to pay all remaining retainage if the public entity has not developed a specified list; amending s. 255.078, F.S.; revising the conditions that require a public entity to pay or release amounts subject to certain disputes or claims; amending s. 255.0992, F.S.; revising the definition of the term “public works project”; providing an effective date.

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

By Senators Hooper, Rodriguez, Collins, Pizzo, and Wright—

SB 348—A bill to be entitled An act relating to 9/11 Heroes Day; creating s. 683.335, F.S.; requiring the Governor to proclaim September 11 of each year as “9/11 Heroes Day”; requiring that the day be observed in public schools and by public exercise; requiring certain middle and high school students to receive specified instruction; requiring the State

Board of Education to adopt certain revised social studies standards; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Education Pre-K -12; and Rules.

By Senator Brodeur—

SB 350—A bill to be entitled An act relating to alternative mobility funding systems; amending s. 163.3164, F.S.; defining the terms “mobility fee” and “mobility plan”; amending s. 163.3180, F.S.; revising requirements regarding agreements to pay for or construct certain improvements; authorizing certain local governments to adopt an alternative mobility planning and fee system or, in certain circumstances, an alternative system; specifying requirements for the application of an adopted alternative system; prohibiting an alternative system from imposing responsibility for funding an existing transportation deficiency on a new development; amending s. 163.31801, F.S.; revising requirements for the calculation of impact fees by certain local governments and special districts; deleting local governments’, school districts’, or special districts’ ability to increase impact fees in certain instances; creating s. 163.31803, F.S.; providing authorizations for mobility fee-based funding systems and requirements for mobility plans; prohibiting certain transportation impact fees and fees that are not mobility-based fees within specified areas; prohibiting mobility fees, fee updates, or fee increases from relying solely on motor vehicle capacity; requiring certain mobility fees to be updated within a specified timeframe; providing that mobility fees that are not updated are void; providing that certain adjustments and phased-in fees do not qualify as updates; providing that mobility fees may not be based on recurring transportation costs and must fully mitigate the development’s full transportation impacts; specifying requirements for a local government adopting a mobility plan and mobility-fee-based funding system for transportation mitigation; specifying criteria to be used by a local government in calculating a mobility plan and mobility fee for transportation mitigation improvements; requiring mobility fees to be expended or committed within a specified time period; providing criteria for use by local governments issuing building permits related to mobility fees; encouraging local governments to coordinate certain activities included in mobility plans with other affected local governments for certain purposes; specifying that local governments have the burden of proving that the imposition or amount of a fee or an exaction meets certain requirements; prohibiting courts from using a deferential standard for a specified purpose; providing that mobility fee credits must comply with the Florida Impact Fee Act in any mode that creates equivalent capacity that is designated in a local government capital improvements list; providing that the holder of transportation or road impact fee credits is entitled to specified benefits; providing for full mitigation of a development’s transportation impacts in certain instances; amending s. 212.055, F.S.; conforming a cross-reference; providing an effective date.

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

By Senators Burgess and Harrell—

SB 352—A bill to be entitled An act relating to workers’ compensation benefits for posttraumatic stress disorder; creating s. 112.18156, F.S.; defining terms; providing that posttraumatic stress disorder suffered by a 911 public safety telecommunicator or crime scene investigator is a compensable occupational disease under certain circumstances; specifying the evidentiary standard for demonstrating such disorder; specifying that benefits do not require a physical injury and are not subject to certain apportionment or limitations; specifying when a claim for posttraumatic stress disorder must be noticed; requiring certain employing agencies to provide specified mental health training; requiring the Department of Financial Services to adopt rules; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Burgess—

SB 354—A bill to be entitled An act relating to trafficking in fentanyl; amending s. 893.135, F.S.; increasing criminal penalties for trafficking in fentanyl; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Boyd—

SB 356—A bill to be entitled An act relating to the practice of dentistry; amending s. 466.003, F.S.; defining the term “digital scanning”; amending s. 466.016, F.S.; requiring dentists to provide each patient with specified information; requiring individuals and entities that provide dental services through telehealth to provide each patient with specified information regarding the dentists treating such patient; amending s. 466.018, F.S.; requiring that there be a dentist of record for each patient treated through telehealth; subjecting such dentists to certain requirements; requiring individuals and entities that provide dental services through telehealth to make specified information available to each patient before rendering such services and at any time upon patient request; providing construction; amending s. 466.019, F.S.; defining the term “advertisement”; requiring that advertisements of specified dental services provided through telehealth contain a specified disclaimer; amending s. 466.024, F.S.; specifying that only certain dental practitioners may perform specified functions of dentistry; amending s. 466.028, F.S.; providing additional grounds for disciplinary action against dental practitioners; amending s. 409.906, F.S.; conforming a cross-reference; providing an effective date.

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

By Senators Burgess and Calatayud—

SB 358—A bill to be entitled An act relating to residential graywater system tax credits; creating s. 220.199, F.S.; defining terms; providing a tax credit to developers and homebuilders for certain graywater systems purchased during the taxable year; providing a cap on the amount of the tax credit per system; specifying information the developer or homebuilder must provide to the Department of Revenue; authorizing tax credits to be carried forward for up to a specified number of years; authorizing the department to adopt rules; amending s. 220.02, F.S.; revising the order in which credits may be taken to include credits created by the act; amending s. 220.13, F.S.; revising the definition of the term “adjusted federal income” to include credits created by the act; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Hutson—

SB 360—A bill to be entitled An act relating to causes of action based on improvements to real property; amending s. 95.11, F.S.; revising the time in which an action founded on the design, planning, or construction of an improvement to real property must be commenced; revising the date on which the statute of limitations period begins; providing for the calculation of the statute of limitations period for multi-dwelling buildings; amending s. 553.84, F.S.; defining the term “material violation”; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Harrell—

SB 362—A bill to be entitled An act relating to the issuance and renewal of permanent disabled parking permits; amending s. 320.0848, F.S.; requiring the Department of Highway Safety and Motor Vehicles to issue a permanent disabled parking permit to a person who has a long-term mobility impairment; removing provisions that require such a

person to renew a disabled parking permit and that require such permit to bear a validation sticker; revising provisions relating to the appearance of disabled parking permits; conforming provisions to changes made by the act; amending ss. 320.08035, 320.084, 320.0842, and 320.0843, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Avila—

SB 364—A bill to be entitled An act relating to bereavement benefits for law enforcement officers; providing a short title; creating s. 110.1205, F.S.; authorizing the head of a law enforcement agency to grant administrative leave to law enforcement officers under certain circumstances; creating s. 112.0615, F.S.; authorizing the head of a law enforcement agency to designate specified travel as official state business; providing for the reimbursement of such travel; amending s. 112.19, F.S.; revising the sum paid on the behalf of specified law enforcement officers killed in the line of duty for funeral and burial expenses; amending s. 287.17, F.S.; authorizing the use of a state vehicle by specified law enforcement officers if certain conditions exist; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Criminal Justice; and Fiscal Policy.

By Senators Burgess and Perry—

SB 366—A bill to be entitled An act relating to dental services for veterans; creating s. 295.157, F.S.; providing legislative findings and intent; defining terms; establishing the Veterans Dental Care Grant Program in the Department of Veterans Affairs; specifying the purpose of the program; requiring the department to contract with a direct-service organization to administer the program; requiring the department to adopt rules; providing that program funding is subject to legislative appropriation; providing an effective date.

—was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security; the Appropriations Committee on Health and Human Services; and the Committee on Appropriations.

By Senator Osgood—

SB 368—A bill to be entitled An act relating to machine guns; amending s. 790.001, F.S.; revising the definition of the term “machine gun”; reenacting s. 921.0024(1)(b), F.S., relating to the worksheet key for worksheet computations of the Criminal Punishment Code, to incorporate the amendment made to s. 790.001, F.S., in a reference thereto; providing an effective date.

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

By Senator Brodeur—

SB 370—A bill to be entitled An act relating to electronic motor vehicle registration certificates; amending s. 320.0605, F.S.; authorizing a uniform paper or electronic format of the registration certificate for a motor vehicle; prohibiting an officer or agent from accessing certain information upon presentation of an electronic registration certificate on an electronic device; making technical changes; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Ingoglia—

SB 372—A bill to be entitled An act relating to federal taxation; creating s. 17.45, F.S.; defining terms; requiring the Chief Financial Officer to reimburse an owner of a small business for attorney fees and costs with funds from the Internal Revenue Service Civil Liability Trust Fund under certain conditions; requiring the Department of Financial Services to certify certain information before such reimbursement; specifying that the identity of a small business is not affected by certain changes; requiring the department to adopt rules; creating s. 72.042, F.S.; authorizing taxpayers to bring actions in circuit court for an award of attorney fees and costs, actual damages, and punitive damages if the Internal Revenue Service is found to have committed certain violations; requiring such actions to be filed within a specified timeframe; amending s. 212.134, F.S.; defining terms; specifying that payment settlement entities are required to issue returns only to certain participating payees; requiring certain payment settlement entities to create and maintain specified records; amending s. 655.045, F.S.; requiring that reports submitted by financial institutions to the Financial Services Commission include certain information received from the Internal Revenue Service; requiring the Office of Financial Regulation to submit an annual report to the commission and the Legislature by a specified date; providing a contingent effective date.

—was referred to the Committee on Judiciary; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Ingoglia—

SB 374—A bill to be entitled An act relating to the Internal Revenue Service Civil Liability Trust Fund; creating s. 17.44, F.S.; creating the trust fund within the Department of Financial Services; providing sources of funds; specifying the purpose of the trust fund; requiring that any balance in the trust fund at the end of the fiscal year remain in the trust fund; exempting the trust fund from termination; providing a contingent effective date.

—was referred to the Committee on Judiciary; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senators Burgess and Perry—

SB 376—A bill to be entitled An act relating to automatic sealing of criminal history records; amending s. 943.0595, F.S.; requiring a court to automatically seal certain criminal history records that meet specified criteria; requiring the clerk of the court to seal certain criminal history records; 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 Garcia—

SB 378—A bill to be entitled An act relating to the practice of chiropractic medicine; amending s. 400.9905, F.S.; revising the definition of the term “clinic” as it relates to the regulation of health care clinics; amending s. 460.402, F.S.; revising applicability of ch. 460, F.S.; amending s. 460.403, F.S.; revising definitions; amending s. 460.406, F.S.; revising licensure requirements for chiropractic physicians; amending s. 460.4061, F.S.; revising requirements for restricted licenses for chiropractic physicians; amending s. 460.4062, F.S.; revising requirements for chiropractic medicine faculty certificates; amending s. 460.4165, F.S.; revising certification requirements for certified chiropractic assistants; amending s. 460.4167, F.S.; revising criteria for clinical facilities that may employ or engage chiropractic physicians to provide chiropractic services; providing an effective date.

—was referred to the Committees on Health Policy; Education Post-secondary; and Rules.

By Senators Garcia, Rouson, and Osgood—

SB 380—A bill to be entitled An act relating to protection from surgical smoke; creating s. 395.1013, F.S.; defining the terms “smoke evacuation system” and “surgical smoke”; requiring hospitals and ambulatory surgical centers to, by a specified date, adopt and implement policies requiring the use of smoke evacuation systems during certain surgical procedures; providing an effective date.

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

By Senator Bradley—

SB 382—A bill to be entitled An act relating to compensation for wrongfully incarcerated persons; amending s. 961.03, F.S.; revising requirements for when a petition seeking compensation for a wrongful incarceration must be filed; providing that a deceased person’s heirs, successors, or assigns do not have standing to file such a petition; amending s. 961.04, F.S.; revising compensation eligibility requirements for a wrongful incarceration; amending s. 961.06, F.S.; revising requirements for awarding compensation for a wrongful incarceration; specifying circumstances under which certain paid sums must be deducted from the total monetary compensation a claimant for wrongful incarceration is entitled to or under which the claimant must reimburse the state; providing requirements for the claimant and the Department of Legal Affairs due to reimbursements; providing requirements upon the Chief Financial Officer; amending s. 961.07, F.S.; revising requirements for continuing appropriations; specifying that certain payments are subject to specific appropriation; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Bradley—

SB 384—A bill to be entitled An act relating to violent offenses committed against criminal defense attorneys; amending s. 775.0823, F.S.; providing for the reclassification of specified offenses committed against criminal defense attorneys; providing an effective date.

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

By Senator Bradley—

SB 386—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a United Service Organizations license plate; providing for distribution of fees collected from the sale of the plate; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Bradley—

SB 388—A bill to be entitled An act relating to resale of tickets; amending s. 817.36, F.S.; providing a definition; providing requirements for websites of ticket resellers; providing for the donation, transfer, and resale of certain tickets; authorizing the original seller to request certain information from subsequent ticket holders; prohibiting the original ticket seller from taking certain actions against a person who purchases or resells a ticket; preempting regulation of the sale or resale of tickets to the state; providing an effective date.

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

By Senator Garcia—

SB 390—A bill to be entitled An act relating to the Domestic Violence Task Force; creating s. 39.909, F.S.; creating the Domestic Violence Task Force adjunct to the Department of Children and Families; requiring the department to provide certain services to the task force; specifying the task force's purpose; specifying the composition of the task force; specifying a timeframe for the appointment of task force members; specifying requirements for meetings; specifying duties of the task force; authorizing the department to request assistance from state departments and agencies and requiring state departments and agencies to provide requested assistance to the task force; requiring the task force to submit reports to the Governor and the Legislature by certain dates; providing for dissolution of the task force; providing for future repeal; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

SR 392—Not introduced.

By Senator Polsky—

SB 394—A bill to be entitled An act relating to newborn hearing screenings; amending s. 383.145, F.S.; defining the term “congenital cytomegalovirus test”; revising newborn hearing screening requirements to require that all newborns, rather than only those who fail the initial newborn hearing screening, be tested for congenital cytomegalovirus; providing an effective date.

—was referred to the Committees on Health Policy; Banking and Insurance; and Fiscal Policy.

By Senator Rodriguez—

SB 396—A bill to be entitled An act relating to the sales tax on motor vehicle leases and rentals; amending s. 212.05, F.S.; providing that sales tax does not apply to certain leases or rentals of motor vehicles used primarily in the trade or established business of the lessee or rentee; making a technical change; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Rodriguez—

SB 398—A bill to be entitled An act relating to limitation of actions involving real estate appraisers and appraisal management companies; creating s. 95.371, F.S.; defining terms; specifying statutes of limitations periods for certain actions involving real estate appraisers and appraisal management companies; providing construction; providing applicability; providing an effective date.

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

By Senator Rouson—

SB 400—A bill to be entitled An act relating to art therapy; providing a short title; providing legislative findings and intent; amending s. 491.003, F.S.; defining the term “professional art therapist”; exempting the first art therapist appointed to the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling from paying fees; amending s. 491.004, F.S.; requiring the appointment of a licensed practicing professional art therapist to the board; creating s. 491.019, F.S.; defining terms; requiring the Department of Health to license professional art therapists and register art therapist interns if they meet specified requirements; requiring an art therapist intern to practice under supervision until he or she is licensed as a professional art therapist; providing for licensure by endorsement; requiring the department to waive licensure requirements for certain applicants; requiring the board and department to adopt rules establishing require-

ments for the annual renewal of professional art therapist licenses and art therapist intern registrations; providing continuing education requirements; providing for inactive licenses and license reactivation; providing for license denial and disciplinary action; prohibiting the practice of professional art therapy for compensation and the use of certain titles, letters, abbreviations, and insignia without a valid, active license or registration; providing criminal penalties; providing construction; exempting certain persons from licensure and registration requirements; requiring the board and the department to adopt rules; providing an effective date.

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

By Senator Rouson—

SB 402—A bill to be entitled An act relating to fees; amending s. 491.019, F.S.; requiring an applicant for a professional art therapist license or an art therapist intern registration to pay a nonrefundable application fee set by rule of the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling; providing for fees for annual license and registration renewal, inactive licenses, and license reactivation; providing a contingent effective date.

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

By Senator Perry—

SB 404—A bill to be entitled An act relating to public records; providing a short title; amending s. 406.135, F.S.; revising the definition of the term “medical examiner”; defining the term “minor”; creating an exemption from public records requirements for autopsy reports of minors whose deaths were related to acts of domestic violence; providing exceptions; requiring that any viewing, copying, or other handling of such autopsy reports be under the direct supervision of the custodian of the record or his or her designee; requiring that certain surviving parents of a minor whose death was related to an act of domestic violence be given notice of petitions to view or copy the minor's autopsy report and the opportunity to be present and heard at related hearings under certain circumstances; providing penalties; providing construction; 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 referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

By Senator Hooper—

SB 406—A bill to be entitled An act relating to yacht and ship brokers; amending s. 20.165, F.S.; renaming the Division of Florida Condominiums, Timeshares, and Mobile Homes within the Department of Business and Professional Regulation as the Division of Florida Condominiums, Timeshares, Yacht Brokers, and Mobile Homes; amending s. 326.002, F.S.; revising and defining terms; amending s. 326.004, F.S.; exempting a visiting broker from licensure for specified transactions; requiring, rather than authorizing, the division to deny licenses for applicants who fail to meet certain requirements; revising requirements for licensure as a broker; removing a provision requiring the division to adopt rules relating to temporary licenses; amending ss. 192.037, 213.053, 326.006, 455.116, 475.455, 509.512, 559.935, 718.103, 718.105, 718.1255, 718.501, 718.5011, 718.502, 718.503, 718.504, 718.508, 718.509, 718.608, 719.103, 719.1255, 719.501, 719.502, 719.504, 719.508, 719.608, 720.301, 721.05, 721.07, 721.08, 721.26, 721.28, 721.301, 723.003, 723.006, 723.009, and 723.0611, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Perry—

SB 408—A bill to be entitled An act relating to fire sprinkler system project permitting; creating s. 553.7953, F.S.; defining terms; requiring replacement fire sprinkler system components to meet certain criteria; authorizing local enforcement agencies to require contractors to submit certain documentation and payment for obtaining a permit for a fire sprinkler system project; prohibiting local enforcement agencies from requiring contractors to submit certain documentation and payment for obtaining a permit for a fire sprinkler system project; requiring local enforcement agencies to issue certain permits in person or electronically; requiring local enforcement agencies to perform at least one inspection for a fire sprinkler system project; requiring contractors to keep certain documentation available at a worksite for a fire sprinkler system project and make such documentation available for inspection; requiring contractors to retain instructions for components; providing an effective date.

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

By Senator Garcia—

SB 410—A bill to be entitled An act relating to collateral protection insurance; creating part XXII of ch. 627, F.S., entitled “Collateral Protection Insurance”; creating s. 627.9901, F.S.; providing legislative purpose; creating s. 627.9902, F.S.; providing applicability; creating s. 627.9903, F.S.; defining terms; creating s. 627.9904, F.S.; specifying requirements for collateral protection insurance policy terms; providing a restriction on insurance charges made to mortgagors; creating s. 627.9905, F.S.; providing for the calculation of collateral protection insurance coverages and premiums; requiring certain excess replacement cost coverage to be paid to the mortgagor; prohibiting insurers from writing collateral protection insurance having certain premium rates; creating s. 627.9906, F.S.; specifying prohibited practices by insurers and insurance agents relating to collateral protection insurance; creating s. 627.9907, F.S.; providing construction relating to non-circumvention; creating s. 627.9908, F.S.; providing requirements for the delivery and contents of policies or certificates of collateral protection insurance; creating s. 627.9909, F.S.; specifying requirements for the filing of policy forms and rates; requiring certain insurers to file specified annual reports with the Office of Insurance Regulation; providing construction; creating s. 627.9911, F.S.; specifying the office’s authority to enforce the provisions of the part; specifying applicable provisions for proceedings and for assessing penalties; creating s. 627.9912, F.S.; authorizing the Financial Services Commission to adopt rules; creating s. 627.9913, F.S.; providing severability; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Garcia—

SB 412—A bill to be entitled An act relating to gluteal fat grafting procedures; amending ss. 458.328 and 459.0138, F.S.; requiring physicians performing gluteal fat grafting procedures in an office surgery setting to adhere to specified standards of practice; authorizing the Board of Medicine and the Board of Osteopathic Medicine, respectively, to adopt certain rules; providing an effective date.

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

By Senator Bradley—

SB 414—A bill to be entitled An act relating to criminal conflict and civil regional counsel membership in the Senior Management Service Class; amending s. 121.055, F.S.; providing that participation in the Senior Management Service Class of the Florida Retirement System is compulsory for each district’s assistant regional counsel supervisors, beginning on a specified date; providing an appropriation; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Appropriations.

By Senator Osgood—

SB 416—A bill to be entitled An act relating to antiretroviral drugs; creating s. 465.1861, F.S.; defining terms; authorizing pharmacists to order and dispense HIV preexposure and postexposure prophylaxis drugs without a prescription under certain circumstances; requiring pharmacists to complete specified training before ordering or dispensing such drugs without a prescription; authorizing pharmacists to order and dispense a specified supply of preexposure prophylaxis or a full course of postexposure prophylaxis, as applicable, to patients without a prescription if certain conditions are met; authorizing the Board of Pharmacy, in consultation with the Board of Medicine, the Department of Health, and other relevant stakeholders, to adopt rules; creating s. 627.4291, F.S.; defining terms; prohibiting certain health insurers from requiring prior authorization or step-therapy protocols for certain antiretroviral drugs; providing an exception; prohibiting health insurers from refusing to cover, or allowing pharmacy benefit managers to refuse to cover, preexposure or postexposure prophylaxis drugs for a specified reason; providing an effective date.

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

By Senator Perry—

SB 418—A bill to be entitled An act relating to insurance; amending s. 627.062, F.S.; authorizing residential property insurance rate filings to use a specified modeling indication; amending s. 627.0628, F.S.; authorizing a designee of the Director of the Division of Emergency Management to be a member of the Florida Commission on Hurricane Loss Projection Methodology; providing a requirement for such designee; amending s. 627.0629, F.S.; authorizing insurers to file with the Office of Insurance Regulation personal lines residential property insurance rating plans providing rate differentials based on certain windstorm mitigation construction standards; providing requirements for such plans; amending s. 627.0665, F.S.; revising the timeframe for notices from insurers to insureds of automatic bank withdrawal increases; specifying the increase threshold for such notices; amending s. 627.7276, F.S.; revising the requirements for the notice of limited coverage under certain automobile policies; providing an effective date.

—was referred to the Committees on Banking and Insurance; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Wright—

SB 420—A bill to be entitled An act relating to pharmacy benefit managers; amending s. 624.3161, F.S.; requiring the Office of Insurance Regulation to conduct market conduct examinations of pharmacy benefit managers as often as the office deems necessary; amending s. 624.490, F.S.; defining the terms “affiliate” and “spread pricing”; authorizing the office to take certain disciplinary actions against a pharmacy benefit manager for specified acts; providing an effective date.

—was referred to the Committees on Health Policy; Banking and Insurance; and Fiscal Policy.

By Senator Bradley—

SB 422—A bill to be entitled An act relating to the fair repair of agricultural equipment; providing a short title; creating s. 686.35, F.S.; defining terms; requiring original equipment manufacturers of agricultural equipment to make certain manufacturing, diagnostic, and repair information available to independent repair providers and owners; prohibiting the original equipment manufacturers from excluding certain information concerning security-related functions; providing construction and applicability; providing civil liability; providing an effective date.

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

By Senator Davis—

SB 424—A bill to be entitled An act relating to time limitations for prosecution of certain sexual offenses; amending s. 775.15, F.S.; revising the time periods for prosecution of specified sexual offenses committed on certain victims in certain circumstances; providing applicability; providing an effective date.

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

By Senator Davis—

SB 426—A bill to be entitled An act relating to instructional hours for the Voluntary Prekindergarten Education Program; amending ss. 1002.55, 1002.61, 1002.63, and 1002.71, F.S.; revising the instructional hours required in the Voluntary Prekindergarten Education Program to provide for an 8-hour program day in the summer and school-year programs; providing an effective date.

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

By Senator Rouson—

SB 428—A bill to be entitled An act relating to the Community Violence Intervention and Prevention Grant Program; creating s. 402.88, F.S.; creating the Community Violence Intervention and Prevention Grant Program within the Department of Children and Families; authorizing the department to award grants, subject to legislative appropriation, to certain organizations and entities; requiring grants to be used for specified purposes; authorizing applicants to apply independently or jointly; specifying application requirements; requiring the department to prioritize certain applicants; prohibiting the department from requiring grant recipients to participate in certain activities as a condition of receiving a grant; requiring that funds awarded be commensurate with the scope of the applicant's proposal and demonstrated need; requiring grant funds to be used only for the applicant's specified purpose; prohibiting grant funds from reverting to the general budget of specified entities; requiring grants to be awarded for a specified duration; requiring grant recipients to submit specified reports to the department at prescribed intervals; authorizing the department to use up to a specified percentage of the appropriated funds for implementing and administering the grant program; requiring program costs to include a specified evaluation and analysis; requiring that such evaluation and analysis be made available to the public; requiring the department to hold an annual public hearing for specified purposes; requiring the department to annually submit a report to the Governor and Legislature by a specified date; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Health and Human Services; and the Committee on Appropriations.

By Senator Powell—

SB 430—A bill to be entitled An act relating to abandoned and historic cemeteries; creating s. 267.21, F.S.; creating the Historic Cemeteries Program within the Division of Historical Resources of the Department of State; designating the State Historic Preservation Officer as the program's director and requiring him or her to hire employees, subject to legislative appropriation; providing the duties and responsibilities of the program; requiring the program to provide grants, subject to legislative appropriation, to certain entities for certain purposes; authorizing the division to adopt rules; creating s. 267.22, F.S.; creating the Historic Cemeteries Program Advisory Council within the division; providing for membership, terms, and duties of the council; providing that members shall serve without compensation but may be reimbursed for per diem and travel expenses; amending s. 497.005, F.S.; revising

the definition of the term "legally authorized person" to include a member of a representative community organization; amending s. 704.06, F.S.; revising the definition of the term "conservation easement" to include a right or interest in real property which is appropriate to retaining the structural integrity or physical appearance of certain cemeteries; authorizing certain entities to acquire conservation easements to preserve certain cemeteries; amending s. 704.08, F.S.; providing an easement to the state for certain purposes; providing for an appropriation; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Appropriations.

By Senator Wright—

SB 432—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; prohibiting a trial court from accepting specified pleas when a person is charged with the offense of driving under the influence unless specified conditions are met; amending s. 316.1932, F.S.; requiring a person to be told that his or her first failure to submit to a lawful test of breath or urine is a second degree misdemeanor and his or her second or subsequent refusal is a first degree misdemeanor; making technical changes; amending s. 316.1939, F.S.; reclassifying a person's first failure to submit to a lawful test of breath or urine as a second degree misdemeanor; clarifying provisions related to a person's second or subsequent failure to submit to a lawful test of breath, urine, or blood; making technical changes; creating s. 316.19395, F.S.; authorizing judicial circuits to create a Driving Under the Influence Diversion Program; requiring the policies and procedures of the program to be published on the website of a participating state attorney's office; requiring each judicial circuit operating such a program to submit participant information for persons who successfully complete the program to the Department of Highway Safety and Motor Vehicles; requiring the department to notate the driver record of such participants indicating successful completion; requiring that a person's new driving-under-the-influence offense after successful program completion be charged as though the person had a prior driving-under-the-influence conviction; amending s. 316.656, F.S.; prohibiting a court from suspending, deferring, or withholding adjudication of guilt or imposition of sentence for a specified violation; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Wright—

SB 434—A bill to be entitled An act relating to commercial vehicle insurance; amending s. 507.04, F.S.; revising liability insurance requirements for movers' commercial motor vehicles; amending s. 627.7415, F.S.; revising additional liability insurance requirements for commercial motor vehicles; providing an exception and a requirement for wreckers; providing an effective date.

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

By Senators Rodriguez, Calatayud, Pizzo, Polsky, and Book—

SB 436—A bill to be entitled An act relating to 911 public safety telecommunicators; amending s. 112.1815, F.S.; revising the definition of the term "first responder" to include 911 public safety telecommunicators, for purposes of applying special provisions relating to employment-related accidents and injuries to 911 public safety telecommunicators; amending s. 401.465, F.S.; revising the definition of the term "public safety telecommunication training program," to increase the number of hours of required training and specify the nature of the additional training; amending s. 440.091, F.S.; specifying circumstances under which 911 public safety telecommunicators are considered to be acting within the scope of their employment so as to qualify for workers' compensation benefits; amending s. 111.09, F.S.; conforming a provision to changes made by the act; reenacting s. 627.659, F.S., relating to

blanket health insurance and eligible groups, to incorporate the amendment made to s. 112.1815, F.S., in a reference thereto; reenacting s. 1003.4933, F.S., relating to 911 public safety telecommunication training programs, to incorporate the amendment made to s. 401.465, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 438—A bill to be entitled An act relating to towing vehicles; amending s. 323.001, F.S.; providing construction; prohibiting investigating agencies from releasing motor vehicles towed to an agency’s storage facility until certain proof of payment is presented to the agency; specifying that investigating agencies that do not obtain proof of payment must pay certain charges within a specified timeframe; requiring investigating agencies to pay wrecker operators’ charges relating to towing and storage within a specified timeframe if certain judicial findings are made; amending s. 713.78, F.S.; revising the timeframe required for sending notices of lien; revising fees relating to obtaining the release of a vehicle or vessel with a claimed lien; deleting the definition of the term “administrative fee”; revising the definition of the term “third-party service”; specifying that proof of mailing by a third-party service is proof that a towing-storage operator made a good faith effort to comply with specified notice requirements; preempting to the state the regulation of claiming a lien for the recovery, removal, towing, or storage of a vehicle or vessel; providing an effective date.

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

By Senator Rouson—

SB 440—A bill to be entitled An act relating to sentencing of prison releasee reoffenders; amending s. 775.082, F.S.; revising the required sentencing structure for prison releasee reoffenders; providing legislative intent; applying the revised sentencing structure to certain persons under certain circumstances; providing resentencing requirements; deleting a provision that requires a state attorney to explain a sentencing deviation in writing in certain circumstances; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Gruters—

SB 442—A bill to be entitled An act relating to secondhand dealers; amending s. 538.03, F.S.; revising the definition of “secondhand goods” to exclude certain items; providing an effective date.

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

By Senator Ingoglia—

SB 444—A bill to be entitled An act relating to district school board elections; amending s. 1001.361, F.S.; providing that an elected candidate for district school board must reside in the district school board member residence area by the date she or he assumes office instead of upon qualifying for office; making technical changes; providing an effective date.

—was referred to the Committees on Ethics and Elections; Education Pre-K -12; and Rules.

By Senator Rodriguez—

SB 446—A bill to be entitled An act relating to offenses committed upon assistant state attorneys; amending s. 784.07, F.S.; providing for the enhancement of criminal penalties for certain assault or battery offenses committed upon assistant state attorneys; providing an effective date.

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

By Senator Berman—

SB 448—A bill to be entitled An act relating to operating vehicles and vessels under the influence; amending ss. 316.193 and 327.35, F.S.; revising conditions under which a person commits the offense of driving under the influence or boating under the influence, respectively; providing an affirmative defense; revising a condition that must be met before a person arrested for driving under the influence or boating under the influence, respectively, may be released from custody; defining the term “impairing substance”; providing construction; amending s. 933.02, F.S.; adding specified grounds for issuance of a search warrant; amending ss. 316.1932 and 316.1933, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Transportation; Criminal Justice; and Fiscal Policy.

By Senators Ingoglia and Martin—

SB 450—A bill to be entitled An act relating to jury recommendations in death penalty cases; amending ss. 921.141 and 921.142, F.S.; providing for jury recommendations concerning death sentences, rather than jury determinations of sentences; specifying that a jury recommends a death sentence if at least eight jurors recommend a death sentence; specifying that a jury recommends a sentence of life imprisonment without the possibility of parole if fewer than eight jurors recommend a death sentence; requiring the sentencing court to set forth in writing specified findings if it imposes a death sentence; providing an effective date.

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

By Senator Harrell—

SB 452—A bill to be entitled An act relating to home health aides for medically fragile children; amending s. 400.462, F.S.; defining terms; amending s. 400.464, F.S.; requiring home health agencies to ensure that any tasks delegated to home health aides for medically fragile children meet specified requirements; amending s. 400.476, F.S.; requiring home health agencies to ensure that home health aides for medically fragile children employed by or under contract with them are adequately trained to perform the tasks they will be delegated; providing certain individuals an exemption from costs associated with specified training; creating s. 400.4765, F.S.; establishing the home health aides for medically fragile children program for specified purposes; requiring the Agency for Health Care Administration, in consultation with the Board of Nursing, to approve training programs for home health aides for medically fragile children; specifying minimum requirements for the training programs; authorizing home health agencies to employ certain persons as home health aides for medically fragile children if they meet specified criteria; requiring home health aides for medically fragile children to complete an approved training program again under certain circumstances; requiring home health aides for medically fragile children to complete additional training in HIV/AIDS and maintain a certificate in cardiopulmonary resuscitation; requiring home health agencies to ensure that home health aides for medically fragile children whom they employ complete certain inservice training during each 12-month period; requiring home health agencies to maintain documentation demonstrating compliance with such training requirements; exempting home health agencies from civil liability for terminating or denying employment to a home health aide for medically fragile children under certain circumstances; extending the exemption to certain agents of the home health agencies; prohibiting

home health agencies and their agents from using certain criminal records or juvenile records other than for a specified purpose; requiring the agency to maintain confidentiality of certain confidential and exempt records; authorizing the agency, in consultation with the board, to adopt rules; amending s. 400.489, F.S.; authorizing home health aides for medically fragile children to administer certain medications under certain circumstances; requiring such home health aides for medically fragile children to complete additional inservice training annually to continue administering such medications; requiring the agency, in consultation with the board, to establish certain standards and procedures by rule for home health aides for medically fragile children who administer medications to patients; amending s. 400.490, F.S.; authorizing home health aides for medically fragile children to perform certain tasks delegated by a registered nurse; creating s. 400.54, F.S.; requiring the agency to conduct an annual assessment related to the home health aides for medically fragile children program; specifying requirements for the assessment; requiring the agency to submit a report to the Governor and the Legislature by a specified date each year, beginning on a specified date; directing the agency to modify any state Medicaid plans and implement any federal waivers necessary to implement the act; directing the agency to establish a certain Medicaid fee schedule at a specified rate and subject to a specified utilization cap; amending ss. 768.38 and 768.381, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Avila—

SB 454—A bill to be entitled An act relating to physician assistant licensure; amending ss. 458.347 and 459.022, F.S.; revising requirements for an applicant for licensure as a physician assistant; providing an effective date.

—was referred to the Committees on Health Policy; Education Post-secondary; and Rules.

By Senators Berman and Polsky—

SB 456—A bill to be entitled An act relating to the possession or use of a firearm in a sensitive location; creating s. 790.075, F.S.; defining the term “sensitive location”; prohibiting the possession or use of a firearm in a sensitive location; providing criminal penalties; providing exceptions; providing an effective date.

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

By Senator Rodriguez—

SB 458—A bill to be entitled An act relating to the wastewater grant program; amending s. 403.0673, F.S.; authorizing the Department of Environmental Protection to provide wastewater grant program grants to projects directed at or focused on a water body included on a specified list of impaired waters; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Berman—

SB 460—A bill to be entitled An act relating to coverage for diagnostic and supplemental breast examinations; amending s. 110.123, F.S.; prohibiting the state group insurance program from imposing any enrollee cost-sharing liability with respect to coverage for diagnostic breast examinations and supplemental breast examinations; defining the terms “diagnostic breast examination” and “supplemental breast examination”; creating ss. 627.64181, 627.66131, and 641.31093, F.S.; defining terms; prohibiting the imposition of cost-sharing requirements for diagnostic and supplemental breast examinations by individual accident and health insurance policies; group, blanket, and franchise ac-

cident or health insurance policies; and health maintenance contracts, respectively, which provide such coverage; authorizing the Financial Services Commission to adopt rules; providing an effective date.

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

By Senators Berman and Polsky—

SB 462—A bill to be entitled An act relating to assault weapons and large-capacity magazines; creating s. 790.301, F.S.; defining terms; prohibiting the sale or transfer of an assault weapon or a large-capacity magazine; providing exceptions; providing criminal penalties; prohibiting possession of an assault weapon or a large-capacity magazine; providing exceptions; providing criminal penalties; requiring certificates of possession for assault weapons or large-capacity magazines lawfully possessed before a specified date; providing requirements for the certificates; requiring the Department of Law Enforcement to adopt rules by a specified date; specifying the form of the certificates; limiting sales or transfers of assault weapons or large-capacity magazines documented by such certificates; providing conditions for continued possession of such weapons or large-capacity magazines; providing requirements for an applicant who fails to qualify for such a certificate; requiring certificates of transfer for transfers of certain assault weapons or large-capacity magazines; providing requirements for certificates of transfer; requiring the department to maintain a file of such certificates; providing for relinquishment of assault weapons or large-capacity magazines; providing requirements for transportation of assault weapons or large-capacity magazines under certain circumstances; 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 certain provisions; amending s. 775.087, F.S.; providing enhanced criminal penalties for certain offenses when committed with an assault weapon or a large-capacity magazine; providing for severability; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Perry—

SB 464—A bill to be entitled An act relating to driving in the furthestmost left-hand lane of a roadway; amending s. 316.081, F.S.; prohibiting a driver from continuously operating a motor vehicle in the furthestmost left-hand lane of certain roadways, except under certain circumstances; providing applicability; providing a penalty; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Garcia—

SB 466—A bill to be entitled An act relating to the care of students with epilepsy or seizure disorders; amending s. 1006.0626, F.S.; requiring school employees and certain individuals to receive certain training at a specified interval; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Health Policy; and Rules.

Senate Bills 468-470—Withdrawn prior to introduction.

By Senator Garcia—

SB 472—A bill to be entitled An act relating to protection of exploited persons; amending s. 450.045, F.S.; providing criminal penalties for the failure to verify and maintain specified documentation of an adult theater employee or contractor; amending s. 796.07, F.S.; requiring a

mandatory minimum term of incarceration for a person convicted of solicitation of prostitution, lewdness, or assignation; authorizing a judicial circuit to offer an educational program to such a person; providing topics for the educational program; providing legislative intent; creating s. 847.126, F.S.; providing definitions; requiring a commercial entity that publishes or distributes material harmful to minors on the Internet from a website that contains a substantial portion of such material to perform reasonable age verification; providing for damages for minors who access such sites; prohibiting such sites from retaining identifying information; providing for damages for violations; providing exceptions; providing construction; amending s. 943.0433, F.S.; conforming cross-references; providing effective dates.

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

By Senator Garcia—

SB 474—A bill to be entitled An act relating to property tax administration; amending s. 193.122, F.S.; revising the timeframe under which certain appeals of value adjustment board decisions must be filed by a property appraiser under certain circumstances; amending s. 193.155, F.S.; specifying when erroneous assessments of homestead property must be corrected; deleting a calculation of back taxes; specifying that certain erroneous property assessments may, rather than must, be corrected in a specified manner; amending ss. 193.1554 and 193.1555, F.S.; adding circumstances under which there is no change of ownership for purposes of an assessment limitation on nonhomestead residential property or certain nonresidential real property, respectively; specifying when erroneous property assessments must be corrected; deleting a calculation of back taxes; providing that a taxpayer receiving an erroneously granted property assessment limitation need not pay the unpaid taxes, penalties, or interest; providing construction and retroactive applicability; amending s. 194.011, F.S.; authorizing a taxpayer to appeal the amount of a homestead assessment limitation difference with the value adjustment board; specifying requirements for the petition for appeal; amending s. 194.032, F.S.; adding appeals for which a value adjustment board must meet to hear; amending s. 194.036, F.S.; revising, for counties above a specified population threshold, a condition under which a property appraiser may appeal a decision of the value adjustment board; amending s. 196.011, F.S.; providing that a taxpayer need not pay unpaid taxes, penalties, or interest for erroneously granted exemptions for which annual application or statement requirements are waived; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senators Gruters, Hooper, Stewart, Harrell, and Wright—

SB 476—A bill to be entitled An act relating to the Florida First Production Partnership Pilot Program; creating the program within the Department of Economic Opportunity; providing a purpose for the program; defining terms; requiring that film, television, and digital media projects being produced in this state meet specified criteria to be eligible for rebates; authorizing applicants to receive rebates up to a specified amount; requiring a certified project to make a good faith effort to use existing providers of infrastructure or equipment in this state and to employ Florida residents; requiring the Commissioner of Film and Entertainment to set application windows; providing requirements for the department relating to earmarking and setting aside rebate funds; requiring applicants to either accept a partial rebate or reject the partial rebate and drop out of the program under certain circumstances; providing procedures and requirements for applicants; requiring the commissioner to take specified actions within a reasonable period of time; requiring the Florida Film and Entertainment Advisory Council to determine a score for each qualified project using specified criteria; requiring the commissioner to determine the priority order and scoring system of the specified criteria with assistance from the council and certain other persons; requiring the council to use specified criteria; requiring the commissioner to take specified actions in a timely manner relating to the certification or rejection of qualified projects; requiring the department to set aside the amount necessary to fund the rebates, if funds are available; requiring the commissioner to develop a process to verify the actual qualified expenditures and bonus eligibility of a certified project after the project's work in this state is complete; providing

requirements for the verification process; requiring that the rebate be issued within a reasonable period of time upon approval of the final rebate amount; requiring that certain marketing be included with a project; requiring certified projects to allow certain persons to visit the production site upon request of the commissioner and after providing the commissioner with reasonable notice; specifying that the commissioner or his or her affiliate is not required to visit the production site; requiring the department to disqualify a project under certain circumstances; providing for liability and imposing civil penalties for an applicant that submits fraudulent information; requiring the department to adopt rules; requiring the commissioner to provide an annual report to the Governor and the Legislature on a specified date; providing appropriations; providing that certain appropriated funds are not subject to reversion; providing for the expiration of the program; providing an effective date.

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

By Senator Perry—

SB 478—A bill to be entitled An act relating to the Early Childhood Music Education Incentive Program; amending s. 1003.481, F.S.; renaming the Early Childhood Music Education Incentive Pilot Program as the Early Childhood Music Education Incentive Program; transferring certain duties regarding the program's administration from the Commissioner of Education to the Department of Education; revising criteria for a school district's eligibility to participate in the program; deleting an obsolete provision requiring the University of Florida's College of Education to conduct a specified evaluation; abrogating the scheduled expiration of provisions governing the program; providing an effective date.

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

By Senator Powell—

SB 480—A bill to be entitled An act relating to the first-time offender plea deal pilot program; creating a first-time offender plea deal pilot program; providing eligibility requirements for the program; allowing eligible offenders to be resentenced in accordance with a previously declined plea agreement; specifying duties of the Department of Corrections; providing for expiration of the program; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Powell—

SB 482—A bill to be entitled An act relating to pretrial detention; amending s. 907.041, F.S.; revising the definition of the term "dangerous crime" to include extortion and written threats to kill; providing an effective date.

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

By Senator Bradley—

SB 484—A bill to be entitled An act relating to flood disclosures for real property sales; creating s. 689.302, F.S.; requiring a seller of real property to disclose in writing certain flood information to a prospective purchaser before executing a contract for the sale of the property; defining the term "flooding"; providing an effective date.

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

By Senator Bradley—

SB 486—A bill to be entitled An act relating to solicitation of minors to commit lewd or lascivious acts; amending s. 800.04, F.S.; prohibiting a person 24 years of age or older from soliciting a person 16 or 17 years of age in writing to commit a lewd or lascivious act; providing criminal penalties; amending s. 921.0022, F.S.; ranking an offense on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Bradley—

SB 488—A bill to be entitled An act relating to appointment of attorneys for dependent children with certain special needs; amending s. 39.01305, F.S.; revising the circumstances under which the court must appoint an attorney for a dependent child; increasing the maximum attorney fees that may be charged per child per year by attorneys appointed to represent dependent children; requiring the Department of Children and Families to enter into an agreement with the Justice Administrative Commission to obtain specified federal funds; specifying how such funds must be used by the department and the commission, respectively; providing an effective date.

—was referred to the Committee on Judiciary; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Jones—

SB 490—A bill to be entitled An act relating to family and household members of homicide victims and deceased minors; providing a short title; creating s. 448.046, F.S.; defining terms; requiring employers to authorize employees to request and take up to a specified number of days of leave from work under certain circumstances; providing requirements and purposes for such leave; providing applicability; requiring employers to make a reasonable effort to provide employers with advance notice of such leave; requiring employees to provide employers with specified documentation upon request; requiring employees to exhaust other leave options before taking specified leave; providing an exception; requiring private employers to keep information relating to such leave confidential; prohibiting employers from engaging in specified actions under certain circumstances; providing construction; amending s. 960.001, F.S.; requiring law enforcement agencies to provide certain information during the investigation of the death of a minor; providing an exception; providing construction; providing an effective date.

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

By Senator Jones—

SB 492—A bill to be entitled An act relating to public records; amending s. 448.046, F.S.; providing a public records exemption for certain personal identifying information, records, and time sheets submitted to an agency by an employee requesting specified leave relating to a homicide; 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 Commerce and Tourism; Criminal Justice; and Appropriations.

By Senator DiCeglie—

SB 494—A bill to be entitled An act relating to fees in lieu of security deposits; creating s. 83.491, F.S.; authorizing a landlord to offer a tenant the option to pay a fee in lieu of a security deposit; requiring the landlord to notify the tenant of certain unpaid fees and costs within a specified time after the conclusion of the tenancy; prohibiting the

landlord from filing an insurance claim within a specified period of time; providing requirements for the landlord and insurer if an insurance claim to recover certain losses is filed; prohibiting the landlord from accepting certain payments; requiring the landlord to provide certain written notice to the tenant; requiring a written agreement signed by the landlord, or the landlord's agent, and the tenant if the tenant decides to pay a fee in lieu of the security deposit; prohibiting the written agreement from contradicting specified laws; requiring that the written agreement contain certain information; requiring a specified disclosure in the written agreement; providing options for paying the fee; specifying that certain fees, insurance products, and surety bonds are not security deposits; specifying that landlords have exclusive discretion as to whether to offer tenants the option to pay a fee in lieu of a security deposit; prohibiting a landlord from approving or denying an application for occupancy based on a prospective tenant's choice to pay a fee in lieu of a security deposit; requiring that landlords that offer a tenant the fee option offer it to all new tenants renting a dwelling unit on the same premises; providing an exception; providing construction; providing applicability; providing an effective date.

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

By Senator Burgess—

SB 496—A bill to be entitled An act relating to electronic monitoring of persons charged with or convicted of offenses involving schools or students; creating s. 903.0472, F.S.; authorizing electronic monitoring and location restrictions as conditions of pretrial release of persons charged with certain offenses against schools or students; creating s. 948.301, F.S.; authorizing courts to order electronic monitoring and location restrictions for offenders who commit certain offenses against schools or students; providing an effective date.

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

By Senator Stewart—

SB 498—A bill to be entitled An act relating to the preemption of recyclable and polystyrene materials; amending s. 403.7033, F.S.; removing the preemption of local laws regarding the regulation of auxiliary containers, wrappings, or disposable plastic bags; amending s. 500.90, F.S.; removing the preemption of local laws regarding the use or sale of polystyrene products to the Department of Agriculture and Consumer Services; providing an effective date.

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

By Senator Rouson—

SB 500—A bill to be entitled An act relating to public records; amending s. 394.47892, F.S.; providing an exemption from public records requirements for certain information of persons participating in, or considered for participation in, mental health court programs; authorizing the disclosure of confidential and exempt information under certain circumstances; providing for retroactive application; providing for 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 Rouson—

SB 502—A bill to be entitled An act relating to public records; amending s. 394.47891, F.S.; providing an exemption from public records requirements for certain information of persons participating in, or considered for participation in, veterans treatment court programs; authorizing the disclosure of confidential and exempt information under certain circumstances; providing for retroactive application; providing for 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 Rodriguez—

SB 504—A bill to be entitled An act relating to expunction of criminal history records; reenacting and amending s. 943.0585, F.S.; revising an eligibility criterion under which a person is eligible to petition a court to expunge a criminal history record if an indictment, information, or other charging document was dismissed by a court; expanding an exception to an eligibility requirement for expunction of a criminal history record to allow a prior expunction of a criminal history record granted for an offense committed when the person was a minor; providing applicability; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Stewart—

SB 506—A bill to be entitled An act relating to a comprehensive waste reduction and recycling plan; amending s. 403.7032, F.S.; requiring the Department of Environmental Protection to develop a comprehensive waste reduction and recycling plan for this state by a specified date, based on certain department recommendations; requiring the department to convene a technical assistance group for a specified purpose; providing minimum requirements for the comprehensive plan; requiring the department to submit a report to the Legislature upon completion of the comprehensive plan; providing requirements for the report; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Rouson—

SB 508—A bill to be entitled An act relating to problem-solving courts; amending s. 397.334, F.S.; revising the responsibilities of coordinators of treatment-based drug court programs; requiring such programs to collect specified data and information for certain purposes; requiring such programs to annually report certain information and data to the Office of the State Courts Administrator; conforming provisions to changes made by the act; amending s. 948.08, F.S.; authorizing courts to determine how long a person may be admitted into certain programs; revising admission requirements for certain programs; conforming provisions to changes made by the act; amending s. 948.16, F.S.; revising eligibility requirements for voluntary admission into certain substance abuse programs; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Judiciary; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Burgess—

SB 510—A bill to be entitled An act relating to a duty of candor to alleged victims; creating s. 960.0023, F.S.; requiring certain persons to disclose their identity and, if representing or working on behalf of another, the identity of that other person and his or her relation to that person when contacting an alleged victim of a crime or a delinquent act to obtain information relating to the alleged victim or the crime or delinquent act; providing criminal penalties; providing an effective date.

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

By Senator Hooper—

SB 512—A bill to be entitled An act relating to building construction; amending s. 489.105, F.S.; revising the definition of the term “class A

air-conditioning contractor”; amending s. 553.79, F.S.; requiring local building code administrators or inspectors to provide certain information to the local enforcing agency; prohibiting local enforcing agencies from making or requiring substantive changes to plans or specifications after a permit has been issued; providing exceptions; requiring local enforcing agencies that make or require substantive changes to plans or specifications after a permit has been issued to provide certain information to the permitholder; providing that a building code administrator, inspector, or plans reviewer is subject to disciplinary action under certain circumstances; amending s. 633.208, F.S.; requiring local fire officials to provide certain information to a permit applicant if building plans do not comply with the Florida Fire Prevention Code or Life Safety Code; prohibiting a municipality, county, or special district from making or requiring substantive changes to building plans after a permit has been issued; providing exceptions; requiring a local fire official to provide certain information to the permitholder if a municipality, county, or special district makes or requires substantive changes to building plans after a permit is issued; providing that a local fire official who is a certified firesafety inspector is subject to disciplinary action under certain circumstances; providing an effective date.

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

By Senator Hooper—

SB 514—A bill to be entitled An act relating to private instructional personnel; amending s. 1003.572, F.S.; revising the definition of the term “private instructional personnel” to include registered behavioral technicians employed by certain providers; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Health Policy; and Rules.

By Senator DiCeglie—

SB 516—A bill to be entitled An act relating to motor vehicle liability policies; amending s. 324.021, F.S.; revising the definition of the term “motor vehicle liability policy” to include certain policies issued by risk retention groups; defining the term “risk retention group”; providing an effective date.

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

By Senator DiCeglie—

SB 518—A bill to be entitled An act relating to public records; amending s. 823.15, F.S.; providing an exemption from public records requirements for records containing certain information pertaining to persons with legal custody of an animal from an animal shelter or animal control agency operated by a local government; 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 Agriculture; Community Affairs; and Rules.

By Senator Ingoglia—

SB 520—A bill to be entitled An act relating to sentencing for capital felonies; amending ss. 921.141 and 921.142, F.S.; authorizing, rather than requiring, a court to impose the jury’s recommended sentence of life imprisonment without the possibility of parole for certain capital felonies; requiring the court to enter a written order addressing the sentence of life imprisonment without the possibility of parole and include in its required written order the reasons for not accepting a jury’s recommended sentence, if applicable; providing an effective date.

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

By Senator Grall—

SB 522—A bill to be entitled An act relating to removal of unknown parties in possession; amending s. 48.184, F.S.; revising requirements for service on unknown parties in possession; providing an effective date.

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

By Senator Rodriguez—

SB 524—A bill to be entitled An act relating to native language assessments in public schools; amending s. 1003.435, F.S.; requiring that a high school equivalency examination administered in any language other than English be given the same weight as a high school equivalency examination administered in English; amending s. 1008.22, F.S.; revising requirements of the statewide, standardized assessment program to include native language versions of related assessments; requiring school districts to administer native language versions of such assessments to certain English language learners and other students for whom it is appropriate; providing for the determination of when it is appropriate to administer native language versions of such assessments; requiring the Department of Education to create a timetable and action plan for the development and adoption of native language versions of the assessments; requiring the state to accept results on the high school equivalency examination from any language version of the examination; providing for the administration of standardized assessments; requiring the department to develop or identify content assessments in target languages; providing for the administration of content assessments in target languages in certain education programs; requiring the department to create a timetable and an action plan for the development and adoption of native language examinations; requiring the Commissioner of Education to identify alternative assessments and passing scores for a specified purpose; requiring the State Board of Education to approve by rule passing scores on alternative assessments; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senators Osgood and Davis—

SB 526—A bill to be entitled An act relating to the determination of residential status for tuition purposes; amending s. 1009.21, F.S.; revising the definition of the term “legal resident” or “resident”; revising requirements for a person to be considered a resident for tuition purposes to include time spent in certain correctional institutions; revising the types of documentation authorized to determine residency in the state for specified purposes; providing an effective date.

—was referred to the Committee on Education Postsecondary; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Davis—

SB 528—A bill to be entitled An act relating to gain-time for attempted sexual offenses; amending s. 944.275, F.S.; eliminating the possibility of gain-time for persons convicted of attempting specified offenses; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Polsky—

SB 530—A bill to be entitled An act relating to preemption of the regulation of tobacco and nicotine products; repealing ss. 569.0025 and 569.315, F.S., relating to preemption of the regulation of tobacco and nicotine products, respectively; providing an effective date.

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

By Senator Burton—

SB 532—A bill to be entitled An act relating to money services businesses; amending s. 560.103, F.S.; revising the definition of the term “control person” for purposes of ch. 560, F.S.; defining the term “governing documents”; providing an effective date.

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

By Senator Trumbull—

SB 534—A bill to be entitled An act relating to individual wine containers; repealing s. 564.05, F.S., relating to the limitation of size of individual wine containers; providing an effective date.

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

By Senator Garcia—

SB 536—A bill to be entitled An act relating to child support; amending s. 61.046, F.S.; conforming a cross-reference; revising the definition of the term “depository”; amending s. 61.13016, F.S.; revising requirements for the deferment of payment agreements for child support; amending s. 61.181, F.S.; revising the procedures for collection and distribution of court depository fees; amending s. 61.1811, F.S.; conforming a cross-reference; amending s. 61.30, F.S.; removing exceptions to the prohibition on treating incarceration as voluntary employment; amending s. 409.256, F.S.; revising requirements for the Department of Revenue to commence proceedings regarding paternity and child support; amending s. 409.2563, F.S.; requiring and specifying procedures for the clerk of the court to credit depository accounts for collections received by another state; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Trumbull—

SB 538—A bill to be entitled An act relating to provisional child care licensing; amending s. 402.309, F.S.; requiring a local licensing agency or the Department of Children and Families to issue a provisional license or registration for a family day care home under certain circumstances; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator DiCeglie—

SB 540—A bill to be entitled An act relating to local government comprehensive plans; amending s. 163.3177, F.S.; authorizing certain administrative modifications to capital improvement schedules; amending s. 163.3184, F.S.; providing that the prevailing party in a challenge to a plan or plan amendment is entitled to recover attorney fees and costs; amending s. 163.3187, F.S.; awarding attorney fees and costs, including reasonable appellate attorney fees and costs, to the prevailing party in a challenge to the compliance of a small scale development amendment; amending s. 163.3215, F.S.; making technical changes; providing an effective date.

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

By Senators Boyd and Brodeur—

SB 542—A bill to be entitled An act relating to emergency opioid antagonists; creating s. 1004.0971, F.S.; providing definitions; requiring each Florida College System institution and state university to have a supply of emergency opioid antagonists in certain residence halls or dormitory residences for use by campus law enforcement; providing requirements for the placement and accessibility of emergency opioid antagonists; encouraging public and private partnerships to cover the costs of such emergency opioid antagonists; providing specified campus law enforcement and Florida College System institutions and state universities immunity from liability for the administration or attempted administration of emergency opioid antagonists under certain circumstances; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively, in cooperation with the Department of Health; providing an effective date.

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

By Senators Pizzo and Book—

SB 544—A bill to be entitled An act relating to aggressive careless driving; amending s. 316.1923, F.S.; providing a short title; revising the definition of the term “aggressive careless driving”; providing a civil penalty for aggressive careless driving and aggressive careless driving resulting in damage to the property or person of another or serious bodily injury to another person; requiring certain persons to attend a specified driver improvement course to maintain their driver license; defining the term “serious bodily injury”; providing a criminal penalty for aggressive careless driving resulting in the death of another person; requiring persons convicted of such offense to attend a specified driver improvement course to maintain their driver license; authorizing a court to order such persons to pay restitution; amending s. 318.19, F.S.; requiring persons cited for aggressive careless driving resulting in serious bodily injury to another person to appear at a hearing; providing an effective date.

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

By Senator Avila—

SB 546—A bill to be entitled An act relating to the restoration of Osborne Reef; providing legislative findings and intent; requiring the Department of Environmental Protection to submit a status report on the Osborne Reef cleanup and tire removal project to the Legislature by a specified date; requiring the department to develop a restoration plan for the reef by a specified date; providing requirements for the restoration plan; requiring the department to submit a report to the Legislature upon completion of the plan; providing requirements for the report; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Appropriations.

By Senator Davis—

SB 548—A bill to be entitled An act relating to applicants for licensure as a medical marijuana treatment center; amending s. 381.986, F.S.; authorizing a joint venture partner of specified applicants to be licensed as a medical marijuana treatment center and receive maximum consideration for its diversity plan under certain circumstances; requiring the Department of Health to license certain applicants that are recognized class members of specified class actions; providing that the rights of such recognized class members inure to their successors or assignees; authorizing an applicant for licensure as a medical marijuana treatment center to demonstrate that such applicant has maintained a bona fide business in the agriculture industry in the state for a specified time period to satisfy certain application criteria; specifying the consideration that certain applicants will receive in meeting diversity plan requirements; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Burgess—

SB 550—A bill to be entitled An act relating to education of dependents of deceased or disabled servicemembers, prisoners of war, and persons missing in action; amending s. 295.01, F.S.; defining the term “servicemember”; revising eligibility requirements for educational benefits provided by the state to a spouse or dependent child of a deceased or disabled servicemember; amending s. 295.015, F.S.; revising eligibility requirements for educational benefits provided by the state to a dependent child of a prisoner of war or a person missing in action; amending ss. 295.016, 295.017, 295.0185, and 295.0195, F.S.; revising eligibility requirements for educational benefits provided by the state to a dependent child of a deceased or disabled servicemember who participated in certain military operations; amending s. 295.02, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Hooper—

SB 552—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain information relating to communications services locations, project proposals, and challenges submitted to the Department of Economic Opportunity under the Broadband Opportunity Program; 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 Commerce and Tourism; Governmental Oversight and Accountability; and Rules.

By Senator Gruters—

SB 554—A bill to be entitled An act relating to the medical treatment of animals; providing a short title; amending s. 474.202, F.S.; redefining the term “patient”; defining the term “veterinary telemedicine”; creating s. 474.2021, F.S.; authorizing licensed veterinarians to practice veterinary telemedicine; authorizing a veterinarian practicing telemedicine to order, prescribe, or make available specified medicinal drugs and controlled substances; providing requirements for use of veterinary telemedicine in veterinarian referrals; providing jurisdiction of the Board of Veterinary Medicine with regard to practicing veterinary telemedicine; amending s. 474.203, F.S.; conforming provisions to changes made by the act; amending s. 474.214, F.S.; revising grounds for disciplinary action against a veterinarian; amending s. 828.30, F.S.; authorizing certain employees, agents, or contractors to administer rabies vaccinations under certain circumstances; providing that a supervising veterinarian assumes responsibility for any person working under the veterinarian’s supervision or at his or her direction; defining the term “indirect supervision”; authorizing a veterinarian who indirectly supervises the administration of the rabies vaccination to affix his or her signature stamp in lieu of an actual signature on the rabies vaccination certificate; reenacting s. 465.0276(5), F.S., relating to a veterinarian’s ability to administer drugs to a patient, to incorporate the amendment made to s. 474.202, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Agriculture; Regulated Industries; and Rules.

By Senator Hooper—

SB 556—A bill to be entitled An act relating to hurricane protection for condominium associations; amending s. 718.103, F.S.; defining the term “hurricane protection”; amending s. 718.104, F.S.; requiring declarations to specify the entity responsible for the installation, maintenance, repair, or replacement of hurricane protection; amending s.

718.113, F.S.; providing applicability; authorizing, rather than requiring, certain hurricane protection specifications; specifying that certain actions are not material alterations or substantial additions; authorizing the boards of residential and mixed-use condominiums to install or require the unit owners to install hurricane protection; requiring a vote of the unit owners for the installation of hurricane protection; requiring that such vote be attested to in a certificate and recorded in certain public records; providing requirements for such certificate; providing that the validity or enforceability of a vote of the unit owners is not affected if the board fails to record a certificate or send a copy of the recorded certificate to the unit owners; providing that a vote of the unit owners is not required under certain circumstances; prohibiting installation of the same type of hurricane protection previously installed; providing exceptions; prohibiting the boards of residential and mixed-use condominiums from refusing to approve certain hurricane protections; authorizing the board to require owners to adhere to certain guidelines regarding the external appearance of a condominium; revising responsibility for the removal or reinstallation of hurricane protection; authorizing the association to charge certain expenses to unit owners; specifying that such charges are enforceable as assessments under certain circumstances; amending s. 718.115, F.S.; specifying when the cost of installation of hurricane protection is not a common expense; authorizing certain expenses to be enforceable as assessments; requiring certain unit owners to be excused from certain assessments or to receive a credit for hurricane protection that has been installed; providing credit applicability under certain circumstances; providing for the amount of credit that a unit owner must receive; specifying that certain expenses are common expenses; providing an effective date.

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

By Senator Burton—

SB 558—A bill to be entitled An act relating to certified nursing assistants; amending s. 400.211, F.S.; authorizing nursing home facilities to allow their registered nurses to delegate certain tasks to certified nursing assistants who meet specified criteria; providing for the designation of such certified nursing assistants as qualified medication aides; requiring qualified medication aides to complete annual validation and inservice training requirements; providing that qualified medication aides may administer medication to residents only under the direct supervision of a licensed nurse; requiring the Board of Nursing, in consultation with the Agency for Health Care Administration, to adopt rules; amending s. 400.23, F.S.; providing that the time spent by certified nursing assistants performing the duties of a qualified medication aide may not be included in the computing of certain minimum staffing ratio requirements for direct care provided to residents; amending s. 464.0156, F.S.; authorizing registered nurses to delegate to certified nursing assistants the administration of medication to residents in nursing home facilities if the certified nursing assistants meet specified criteria; amending s. 464.2035, F.S.; authorizing certified nursing assistants to administer certain medications to residents of nursing home facilities if they have been delegated such task by a registered nurse and they meet specified criteria; requiring the board, in consultation with the agency, to establish standards and procedures that a certified nursing assistant must follow when administering medication to a resident of a nursing home facility; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senators Trumbull and Burgess—

SB 560—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining the terms “identification and location information” and “servicemember”; providing an exemption from public records requirements for identification and location information of servicemembers and the spouses and dependents of servicemembers; 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 referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Governmental Oversight and Accountability; and Rules.

By Senator Gruters—

SB 562—A bill to be entitled An act relating to notices of commencement; amending s. 713.13, F.S.; requiring the Department of Business and Professional Regulation to furnish for distribution a uniform notice of commencement; requiring owners and authorized agents of owners to use such uniform notice; providing an effective date.

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

By Senator Hutson—

SB 564—A bill to be entitled An act relating to interchange fees on taxes; creating s. 655.969, F.S.; defining terms; requiring that certain taxes listed on evidences of sales must be excluded from the amount on which an interchange fee is charged for that electronic payment transaction; specifying requirements for payment card networks in deducting taxes or rebating amounts; specifying requirements for payment card networks if a merchant or seller is unable to capture and transmit tax amounts relevant to the sale at the time of sale; providing a penalty; providing an effective date.

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

By Senator Wright—

SB 566—A bill to be entitled An act relating to an ad valorem tax exemption for nonprofit homes for the aged; amending s. 196.1975, F.S.; revising an eligibility requirement for Florida limited partnerships applying for the exemption; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senators Rodriguez and Hooper—

SB 568—A bill to be entitled An act relating to assault or battery on hospital personnel; amending s. 784.07, F.S.; defining the term “hospital personnel”; providing enhanced criminal penalties for persons who knowingly commit assault or battery upon hospital personnel; providing an effective date.

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

By Senator Powell—

SB 570—A bill to be entitled An act relating to building permits; amending s. 553.79, F.S.; exempting certain local governments from provisions relating to prohibiting or restricting private property owners from obtaining certain building permits; providing an effective date.

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

By Senator Powell—

SB 572—A bill to be entitled An act relating to the treatment of inmates; creating s. 944.092, F.S.; specifying certain rights of inmates in the correctional system; requiring that a written copy of the rights be provided to each inmate; authorizing inmates to file grievances with the Department of Corrections if certain rights are denied them; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Burgess—

SB 574—A bill to be entitled An act relating to the termination of agreements by a servicemember; amending ss. 83.682 and 689.27, F.S.; defining the term “government quarters” for purposes of the termination of a servicemember’s rental agreement or agreement to purchase real property, respectively; making technical changes; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Judiciary; and Rules.

By Senator Book—

SB 576—A bill to be entitled An act relating to employment protections; amending s. 110.221, F.S.; authorizing parental leave for state employees in the Career Service System who have a stillborn child; creating s. 112.0445, F.S.; defining terms; prohibiting a public employer or an employment agency from engaging in certain activities relating to wages and salary; providing applicability; authorizing a public employer or an employment agency to confirm a prospective employee’s wage or salary history under certain conditions; creating s. 448.112, F.S.; prohibiting an employer from engaging in certain activities relating to wages and salary; providing applicability; authorizing an employer to confirm a prospective employee’s wage or salary history under certain conditions; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Grall—

SB 578—A bill to be entitled An act relating to side-by-side vehicles; amending s. 316.1995, F.S.; conforming a cross-reference; amending s. 316.212, F.S.; authorizing the operation of side-by-side vehicles under certain circumstances; requiring side-by-side vehicles to have certain equipment; prohibiting persons under a certain age from operating a side-by-side vehicle on a public road or street; authorizing local governmental entities to enact certain ordinances pertaining to side-by-side vehicles; amending s. 316.2125, F.S.; authorizing the operation of side-by-side vehicles in a retirement community under certain circumstances; authorizing local governmental entities to enact certain ordinances pertaining to side-by-side vehicles; conforming cross-references; amending s. 316.2126, F.S.; authorizing the operation of side-by-side vehicles under certain circumstances; conforming cross-references; making technical changes; amending s. 316.21265, F.S.; authorizing law enforcement agencies to operate side-by-side vehicles under certain circumstances; making technical changes; amending s. 316.2128, F.S.; conforming a cross-reference; amending s. 320.01, F.S.; defining the terms “side-by-side vehicle” and “UTV”; amending s. 322.04, F.S.; exempting a person from obtaining a driver’s license when operating a side-by-side vehicle under certain circumstances; conforming a cross-reference; making a technical change; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Fiscal Policy.

By Senator Gruters—

SB 580—A bill to be entitled An act relating to consumer finance loans; reordering and amending s. 516.01, F.S.; defining the term “branch”; amending s. 516.02, F.S.; prohibiting a person from operating a branch of a business making consumer finance loans before obtaining a license from the Office of Financial Regulation; amending s. 516.03, F.S.; specifying application fees for branch licenses; revising the applicability of investigation fees; making a technical change; amending s. 516.031, F.S.; revising the maximum interest rate and the calculation of interest rates on consumer finance loans; revising the minimum amount

of time before which a delinquency charge for each payment in default may be imposed; amending s. 516.15, F.S.; requiring licensees offering an assistance program to borrowers after a federally declared major disaster to send a specified notice to the office within a certain timeframe; creating s. 516.38, F.S.; requiring licensees to file annual reports with the office; providing for rulemaking by the Financial Services Commission; specifying requirements for the reports; providing requirements for a licensee claiming that submitted information contains a trade secret; authorizing the office to publish a report in a certain manner; creating s. 516.39, F.S.; requiring certain licensees to suspend specified actions for a certain timeframe after a federally declared disaster; reenacting s. 516.19, F.S., relating to penalties, to incorporate the amendments made to ss. 516.02 and 516.031, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Grall—

SB 582—A bill to be entitled An act relating to withholding funds from the return of cash bonds; amending s. 903.286, F.S.; requiring a clerk of the court to withhold from the return of a cash bond posted by a criminal defendant or his or her spouse, rather than to withhold from the return of a cash bond posted on behalf of the criminal defendant by a person other than a bail bond agent, funds for specified purposes; requiring all cash bond forms to display a specified notice; providing an effective date.

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

By Senator Book—

SB 584—A bill to be entitled An act relating to the rights of children; creating part IV of ch. 391, F.S., entitled “Children’s Bill of Rights Act”; creating s. 391.311, F.S.; defining terms; creating s. 391.312, F.S.; providing for specified rights of children; authorizing and encouraging district school boards to establish certain educational programs; authorizing district school boards to provide such programs in conjunction with certain other education programs and instruction; creating s. 391.313, F.S.; prohibiting the state and certain governmental agencies from deliberately infringing on the rights of children; providing duties for the state and such agencies to ensure such rights are protected; requiring the state to take certain appropriate measures to protect children from specified harms; amending s. 402.56, F.S.; revising a short title; renaming the “Children and Youth Cabinet” as the “Commission on the Status of Children and Youth”; revising a legislative finding; removing the commission from the Executive Office of the Governor; revising requirements for commission meetings, membership, and duties; providing requirements for votes of the commission; providing membership requirements for the advisory board appointed by the Governor; providing for the appointment of an executive director of the commission; requiring the Department of Management Services to provide support staff for the commission and the executive director; authorizing the commission to request information and presentations from certain governmental agencies; authorizing the commission to adopt rules; amending s. 402.57, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Grall—

SB 586—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 comprise the Florida Motor Vehicle No-Fault Law; repealing s. 627.7407, F.S., relating to application of the Florida Motor Vehicle No-Fault Law; amending s. 316.2122, F.S.; conforming a provision to changes made by the act; amending s. 316.646, F.S.; revising a requirement for proof of security on a motor vehicle and the applicability of the requirement; amending s. 318.18, F.S.; conforming a provision to

changes made by the act; 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; conforming a provision to changes made by the act; revising construction; amending s. 320.0609, F.S.; conforming a provision to changes made by the act; amending s. 320.27, F.S.; defining the term “garage liability insurance”; revising garage liability insurance requirements for motor vehicle dealer license applicants; conforming a provision to changes made by the act; amending s. 320.771, F.S.; revising garage liability insurance requirements for recreational vehicle dealer license applicants; amending ss. 322.251 and 322.34, F.S.; conforming provisions to changes made by the act; amending s. 324.011, F.S.; revising legislative intent; amending s. 324.021, F.S.; revising and providing definitions; revising minimum coverage requirements for proof of financial responsibility for specified motor vehicles; conforming provisions to changes made by the act; amending s. 324.022, F.S.; revising minimum liability coverage requirements for motor vehicle owners or operators; revising authorized methods for meeting such requirements; deleting a provision relating to an insurer’s duty to defend certain claims; revising the vehicles that are excluded from the definition of the term “motor vehicle”; providing security requirements for certain excluded vehicles; conforming provisions to changes made by the act; amending s. 324.0221, F.S.; revising coverages that subject a policy to certain insurer reporting and notice requirements; conforming provisions to changes made by the act; creating s. 324.0222, F.S.; providing that driver license or motor vehicle registration suspensions for failure to maintain required security which are in effect before a specified date remain in full force and effect; providing that such suspended licenses or registrations may be reinstated as provided in a specified section; amending s. 324.023, F.S.; conforming cross-references; amending s. 324.031, F.S.; specifying a method of proving financial responsibility by owners or operators of motor vehicles other than for-hire passenger transportation vehicles; revising the amount of a certificate of deposit required to elect a certain method of proof of financial responsibility; revising liability coverage requirements for a person electing to use such method; amending s. 324.032, F.S.; revising financial responsibility requirements for owners or lessees of for-hire passenger transportation vehicles; amending s. 324.051, F.S.; making technical changes; specifying that motor vehicles include motorcycles for purposes of the section; amending ss. 324.071 and 324.091, F.S.; making technical changes; amending s. 324.151, F.S.; revising requirements for motor vehicle liability insurance policies relating to coverage, and exclusion from coverage, for certain drivers and vehicles; conforming provisions to changes made by the act; making technical changes; 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 proving financial responsibility; amending s. 324.171, F.S.; revising the minimum net worth requirements to qualify certain persons as self-insurers; conforming provisions to changes made by the act; amending s. 324.251, F.S.; revising a short title and an effective date; amending s. 400.9905, F.S.; revising the definition of the term “clinic”; amending ss. 400.991 and 400.9935, F.S.; conforming provisions to changes made by the act; 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. 456.057, F.S.; conforming a provision to changes made by the act; amending s. 456.072, F.S.; revising specified grounds for discipline for certain health professions; defining the term “upcode”; amending s. 624.155, F.S.; providing an exception to the circumstances under which a person who is damaged may bring a civil action against an insurer; adding a cause of action against insurers in certain circumstances; providing that a person is not entitled to judgments under multiple bad faith remedies; creating s. 624.156, F.S.; providing that the section applies to bad faith failure to settle third-party claim actions against any insurer for a loss arising out of the ownership, maintenance, or use of a motor vehicle under specified circumstances; providing construction; providing that insurers have a duty of good faith; providing construction; defining the term “bad faith failure to settle”; requiring insurers to meet best practices standards; providing circumstances under which a notice is not effective; providing that the burden is on the party bringing the bad faith claim; specifying best practices standards for insurers upon receiving actual notice of certain incidents or losses; specifying certain requirements for insurer communications to an insured; requiring an insurer to initiate settlement negotiations under certain circumstances; specifying requirements for the insurer when multiple claims arise out of a single occurrence under certain conditions; providing construction; requiring an insurer to attempt to settle a claim on behalf of certain insureds under

certain circumstances; providing for a defense to bad faith actions; providing that insureds have a duty to cooperate; requiring an insured to take certain reasonable actions necessary to settle covered claims; providing requirements for disclosures by insureds; requiring insurers to provide certain notice to insureds within a specified timeframe; providing that insurers may terminate certain defenses under certain circumstances; providing that a trier of fact may not attribute an insurer’s failure to settle certain claims to specified causes under certain circumstances; specifying conditions precedent for claimants filing bad faith failure to settle third-party claim actions; providing that an insurer is entitled to a reasonable opportunity to investigate and evaluate claims under certain circumstances; providing that insurers may not be held liable for the failure to accept a settlement offer within a certain timeframe if certain conditions are met; providing that an insurer is not required to automatically tender policy limits within a certain timeframe in every case; requiring the party bringing a bad faith failure to settle action to prove every element by the greater weight of the evidence; specifying burdens of proof for insurers relying on specified defenses; limiting damages under certain circumstances; providing construction; amending s. 626.9541, F.S.; conforming a provision to changes made by the act; revising certain prohibited acts related to specified insurance coverage payment requirements; amending s. 626.989, F.S.; revising the definition of the term “fraudulent insurance act”; amending s. 627.06501, F.S.; revising coverages that may provide for a reduction in motor vehicle insurance policy premium charges under certain circumstances; amending s. 627.0651, F.S.; specifying requirements for rate filings for motor vehicle liability policies that implement requirements in effect on a specified date; requiring such filings to be approved through a certain process; amending s. 627.0652, F.S.; revising coverages that must provide a premium charge reduction under certain circumstances; amending s. 627.0653, F.S.; revising coverages that are subject to premium discounts for specified motor vehicle equipment; amending s. 627.4132, F.S.; revising coverages that are subject to a stacking prohibition; amending s. 627.4137, F.S.; requiring that insurers disclose certain information at the request of a claimant’s attorney; authorizing a claimant to file an action under certain circumstances; providing for the award of reasonable attorney fees and costs under certain circumstances; amending s. 627.7263, F.S.; revising coverages that are deemed primary, except under certain circumstances, for the lessor of a motor vehicle for lease or rent; revising a notice that is required if the lessee’s coverage is to be primary; creating s. 627.7265, F.S.; specifying persons whom medical payments coverage must protect; specifying the minimum medical expense limits; specifying coverage options that an insurer is required and authorized to offer; providing construction relating to limits on certain other coverages; requiring insurers, upon receiving certain notice of an accident, to hold a specified reserve for certain purposes for a certain timeframe; providing that the reserve requirement does not require insurers to establish a claim reserve for accounting purposes; prohibiting an insurer providing medical payments coverage benefits from seeking a lien on a certain recovery and bringing a certain cause of action; authorizing insurers to include policy provisions allowing for subrogation, under certain circumstances, for medical payments benefits paid; providing construction; specifying a requirement for an insured for repayment of medical payments benefits under certain circumstances; prohibiting insurers from including policy provisions allowing for subrogation for death benefits paid; amending s. 627.727, F.S.; conforming provisions to changes made by the act; revising the legal liability of an uninsured motorist coverage insurer; amending s. 627.7275, F.S.; revising required coverages for a motor vehicle insurance policy; conforming provisions to changes made by the act; creating s. 627.72761, F.S.; requiring motor vehicle insurance policies to provide death benefits; specifying requirements for such benefits; specifying persons to whom such benefits may and may not be paid; creating s. 627.7278, F.S.; defining the term “minimum security requirements”; providing a prohibition, requirements, applicability, and construction relating to motor vehicle insurance policies as of a certain date; requiring insurers to allow certain insureds to make certain coverage changes, subject to certain conditions; requiring an insurer to provide, by a specified date, a specified notice to policyholders relating to requirements under the act; amending s. 627.728, F.S.; conforming a provision 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; conforming provisions to changes made by the act; amending s. 627.7415, F.S.; revising additional liability insurance requirements for commercial motor vehicles; amending s. 627.747, F.S.; conforming

provisions to changes made by the act; amending s. 627.748, F.S.; revising insurance requirements for transportation network company drivers; conforming provisions to changes made by the act; conforming cross-references; amending s. 627.7483, F.S.; conforming provisions to changes made by the act; amending s. 627.749, F.S.; conforming a provision to changes made by the act; amending s. 627.8405, F.S.; revising coverages in a policy sold in combination with an accidental death and dismemberment policy which a premium finance company may not finance; revising rulemaking authority of the Financial Services Commission; amending ss. 627.915, 628.909, 705.184, and 713.78, F.S.; conforming provisions to changes made by the act; amending s. 817.234, F.S.; revising coverages that are the basis of specified prohibited false and fraudulent insurance claims; conforming provisions to changes made by the act; deleting provisions relating to prohibited changes in certain mental or physical reports; providing an appropriation; providing effective dates.

—was referred to the Committees on Banking and Insurance; Judiciary; and Fiscal Policy.

By Senator Rodriguez—

SB 588—A bill to be entitled An act relating to enforcement of school zone speed limits; amending s. 316.003, F.S.; defining the term “speed detection system”; amending s. 316.008, F.S.; authorizing counties and municipalities to install, or contract with a vendor to install, speed detection systems in school zones; authorizing counties and municipalities to enforce speed limits in school zones on certain roads and at specified periods through the use of speed detection systems; providing a rebuttable presumption; amending s. 316.0776, F.S.; specifying conditions for the placement or installation of speed detection systems; requiring the Department of Transportation to establish certain specifications by a specified date; requiring counties and municipalities that install speed detection systems in school zones to provide certain notice to the public; specifying signage requirements; requiring counties and municipalities that have never conducted a speed detection system program to conduct a public awareness campaign before commencing enforcement using such system; limiting penalties in effect during the public awareness campaign; creating s. 316.1894, F.S.; requiring local governments to use a portion of funds generated from a certain program for school crossing guard recruitment and retention; providing that the administering law enforcement agency has certain discretion within its local jurisdiction; creating s. 316.1896, F.S.; authorizing counties and municipalities to authorize traffic infraction enforcement officers to issue traffic citations for certain violations; requiring notification or traffic citations issued through the use of a speed detection system to contain certain items; providing construction; specifying notification requirements and procedures; authorizing a person who receives a notification of violation to request a hearing within a specified timeframe; defining the term “person”; providing for waiver of challenge or dispute as to the delivery of the notification of violation; requiring counties and municipalities to pay certain funds to the Department of Revenue; providing for the distribution of funds; specifying requirements for issuance of a traffic citation; providing for waiver of challenge or dispute as to the delivery of the traffic citation; specifying notification requirements and procedures; specifying that the registered owner of a motor vehicle is responsible and liable for paying a traffic citation; providing exceptions; requiring an owner of a motor vehicle to furnish an affidavit under certain circumstances; specifying requirements for such affidavit; requiring that the citation be dismissed if an affidavit and certain documentation are received by a governmental entity; providing that the affidavit is admissible in a proceeding for the purpose of proving who was operating the motor vehicle at the time of the violation; providing that the owner of a leased vehicle is not responsible for paying a traffic citation or submitting an affidavit; specifying a timeframe for a county or a municipality to issue a notification under certain circumstances; providing a criminal penalty for submitting a false affidavit; providing that certain images or video and evidence of speed are admissible in certain proceedings; providing a rebuttable presumption; providing construction; specifying requirements and procedures for hearings; providing procedures for appeal; amending s. 316.1906, F.S.; revising the definition of the term “officer”; exempting a speed detection system from the design requirements for radar units; specifying requirements for speed detection systems; requiring a law enforcement agency and its agents operating a speed detection system to maintain a log of results of the system’s self-tests; requiring a law enforcement

agency and its agents to perform independent calibration tests of such systems; providing for the admissibility of certain evidence in certain proceedings; amending s. 318.18, F.S.; providing a civil penalty for a certain speed limit violation; amending s. 322.27, F.S.; prohibiting points from being imposed against a driver license for certain infractions enforced by a traffic infraction enforcement officer; prohibiting such infractions from being used to set motor vehicle insurance rates; amending ss. 316.306, 316.640, 316.650, 318.14, 318.21, and 655.960, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Powell—

SB 590—A bill to be entitled An act relating to prohibited discrimination based on hairstyle; providing a short title; amending s. 1000.05, F.S.; defining the term “protected hairstyle”; prohibiting discrimination based on protected hairstyle in the K-20 public education system; amending s. 1002.20, F.S.; defining the terms “race” and “protective hairstyles” for purposes of public K-12 nondiscrimination requirements; amending s. 1002.421, F.S.; defining the terms “race” and “protective hairstyles” for purposes of antidiscrimination requirements for private schools participating in the state school choice scholarship program; providing an effective date.

—was referred to the Committees on Judiciary; Education Pre-K -12; and Rules.

By Senator Powell—

SB 592—A bill to be entitled An act relating to notice of contaminated water systems; amending s. 381.0062, F.S.; requiring the Department of Health and its agents to require suppliers of water to give public notice of water problems and corrective measures through text messages to owners or occupants of affected residences; requiring specified information to be included in the notice by text message; providing an effective date.

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

By Senator Martin—

SB 594—A bill to be entitled An act relating to residential property insurance rates; amending s. 627.0629, F.S.; adding wind uplift prevention to a list of fixtures or construction techniques for which a residential property insurance rate filing must include actuarially reasonable rate differentials or appropriate deductible reductions; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; and Fiscal Policy.

By Senator Martin—

SB 596—A bill to be entitled An act relating to the Board of Governors of the State University System; amending s. 20.155, F.S.; granting the Office of the Inspector General of the Board of Governors additional authority to take certain actions in carrying out its duties; providing an effective date.

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

By Senator Martin—

SB 598—A bill to be entitled An act relating to higher educational facilities financing; amending s. 243.51, F.S.; modifying legislative findings and declarations regarding the Higher Education Facilities Financing Act; amending s. 243.52, F.S.; revising the definition of the

term “institution of higher education”; amending s. 243.53, F.S.; specifying when the term for a new appointee to the Higher Educational Facilities Financing Authority begins; defining the term “communications media technology”; revising a requirement for when action may be taken by the authority; authorizing the authority to conduct meetings and workshops by means of communications media technology; providing notice requirements for meetings and workshops; amending s. 243.54, F.S.; authorizing the authority to contract with an entity to assist with administrative matters; amending s. 243.58, F.S.; prohibiting the authority from entering into a financing agreement with a participating institution for a project if at the time the agreement is executed certain conditions exist; amending s. 243.73, F.S.; revising the timeframe within which the authority is required to submit a report to the Governor and the Legislature; providing an effective date.

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

By Senator Martin—

SB 600—A bill to be entitled An act relating to an assignment for the benefit of creditors; amending s. 727.101, F.S.; revising legislative intent; amending s. 727.104, F.S.; revising requirements for the commencement of proceedings for general assignments; providing for the filing or publishing of an assignment to give notice to interested parties under certain circumstances; authorizing courts to determine compliance with a specified rule; amending s. 727.105, F.S.; authorizing assignees to rely on certain orders, judgments, decrees, rules, and documents; specifying that the assignee is not personally liable for certain good faith compliance, acts, or omissions; limiting the assets a creditor or other party in interest may pursue in an action against an assignee; providing requirements for a creditor or other party in interest in certain actions against an assignee; providing requirements for claims against an assignee or any agent or professional of the assignee; providing construction; amending s. 727.106, F.S.; excluding certain creditors from being required to turn over assets of the estate upon notice of an assignment proceeding; amending s. 727.110, F.S.; requiring assignees to serve a copy of a notice of rejection by negative notice; authorizing the court to specify an effective date of rejection in its order of rejection; providing an effective date.

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

By Senator Burton—

SB 602—A bill to be entitled An act relating to the Land Acquisition Trust Fund; providing legislative findings; amending s. 375.041, F.S.; providing an annual appropriation to the Department of Environmental Protection to implement the Heartland Headwaters Protection and Sustainability Act; requiring the funds to be used and distributed for specified purposes; removing an obsolete provision; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Appropriations.

By Senator Gruters—

SB 604—A bill to be entitled An act relating to sovereign immunity; amending s. 768.28, F.S.; increasing the statutory limits on liability for tort claims against the state and its agencies and subdivisions; prohibiting an insurance policy from conditioning payment of benefits on the enactment of a claim bill; specifying that the limitations in effect on the date a final judgment is entered apply to that claim; requiring the Department of Financial Services to adjust the limitations on tort liability every year after a specified date; revising exceptions relating to instituting actions on claims against the state or one of its agencies and to the statute of limitations for such claims; reenacting ss. 45.061, 110.504, 111.071, 163.01, 190.043, 213.015, 252.51, 252.89, 252.944, 260.0125, 284.31, 284.38, 322.13, 337.19, 341.302, 373.1395, 375.251, 381.0056, 393.075, 395.1055, 403.706, 409.993, 455.221, 455.32, 456.009, 456.076, 471.038, 472.006, 497.167, 513.118, 548.046, 556.106, 589.19, 627.7491, 723.0611, 760.11, 766.1115, 766.112, 768.1355, 768.295, 944.713,

946.5026, 946.514, 961.06, 1002.33, 1002.333, 1002.34, 1002.55, 1002.83, 1002.88, 1006.24, and 1006.261, F.S., to incorporate the amendments made to s. 768.28, F.S., in references thereto; providing applicability; providing an effective date.

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

By Senator Yarborough—

SB 606—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of certain transportation facilities in a specified county; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Yarborough—

SB 608—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; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Yarborough—

SB 610—A bill to be entitled An act relating to the registration of residential child-caring agencies and family foster homes; amending s. 409.176, F.S.; removing obsolete language; making technical changes; providing an effective date.

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

By Senator Yarborough—

SB 612—A bill to be entitled An act relating to the prevention of blood clots; providing a short title; requiring the Agency for Health Care Administration, in conjunction with the Department of Health, to establish a blood clot and pulmonary embolism prevention policy workgroup; providing for membership, meetings, and duties of the workgroup; requiring the agency to submit a certain report to the Governor and the Legislature by a specified date; requiring the agency to submit a final report on the workgroup’s findings and recommendations by a specified date; providing for expiration of the workgroup; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Harrell—

SB 614—A bill to be entitled An act relating to mammography reports; amending s. 381.933, F.S.; abrogating the repeal of provisions requiring facilities that perform mammography to send patients a certain summary of their mammography report under certain circumstances; providing an effective date.

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

By Senator Yarborough—

SB 616—A bill to be entitled An act relating to Medicaid coverage of rapid whole genome sequencing; creating s. 409.9063, F.S.; defining the term “rapid whole genome sequencing”; requiring the Agency for Health Care Administration, subject to federal approval, to include coverage of

rapid whole genome sequencing as a separately payable service for certain Medicaid recipients; requiring that genetic data generated as a result of the rapid whole genome sequencing be used only for specified purposes; providing for the use of such data in scientific research if the patient or his or her legal guardian provides express consent for that use; providing for the rescission of such consent; requiring the entities conducting the scientific research, upon receipt of a written revocation of consent, to cease use of the patient's data and expunge it from any data repositories where it is held; requiring the agency to seek federal approval to amend current waivers, request a new waiver, and amend contracts as necessary for a specified purpose; requiring the agency to adopt rules; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Yarborough—

SB 618—A bill to be entitled An act relating to rights of law enforcement officers and correctional officers; amending s. 112.531, F.S.; defining terms; amending s. 112.532, F.S.; providing rights of law enforcement officers and correctional officers relating to Brady Giglio lists; prohibiting a law enforcement officer or correctional officer from being discharged, suspended, demoted, or otherwise disciplined for certain reasons; providing construction; requiring the employing agency of a law enforcement officer or correctional officer to conform to certain rules and procedures; creating s. 112.536, F.S.; requiring a prosecuting agency to adopt written policies for the maintenance of a Brady Giglio list; providing minimum requirements for such policies; requiring a prosecuting agency to consult with certain agencies when creating the written policies; requiring the written policies to be reviewed at a specified interval; requiring a prosecuting agency to provide certain notices to the current or last known employing agency of certain law enforcement officers or correctional officers; requiring employing agencies to provide such notices to law enforcement officers or correctional officers; providing requirements for such notices; requiring a prosecuting agency to remove or retain the name and information of a law enforcement officer or correctional officer on a Brady Giglio list under certain circumstances; providing specified rights to certain law enforcement officers and correctional officers; authorizing a law enforcement officer or correctional officer to petition for a writ of mandamus under certain circumstances; providing construction; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senators DiCeglie and Yarborough—

SB 620—A bill to be entitled An act relating to conflicting employment or contractual relationships for public officers or employees; amending s. 112.313, F.S.; deleting an exception authorizing certain public officers or employees to be employed by, or to enter into a contractual relationship with, specified agencies; providing an effective date.

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

By Senator Yarborough—

SB 622—A bill to be entitled An act relating to continuing care contracts; amending s. 651.011, F.S.; defining the terms “designated resident representative” and “residents’ council”; amending s. 651.0246, F.S.; revising requirements for feasibility studies submitted by providers applying for expansions of certificated continuing care facilities; revising a condition for the release of certain escrowed funds to a provider; revising the timeframe in which the Office of Insurance Regulation must complete its review of an application for expansion; amending s. 651.026, F.S.; revising information required to be contained in certain providers’ financial reports in their annual reports; amending s. 651.033, F.S.; revising a requirement for national banks in which escrow accounts are established; revising a condition under which a

provider may hold and not deposit a resident's check for a specified period; amending s. 651.034, F.S.; revising the timeframe during which the office may exempt certain providers from certain regulatory actions; authorizing the office, upon a provider's written request, to temporarily suspend financial and operating requirements under ch. 651, F.S., for specified reasons; specifying conditions and requirements for such temporary suspensions; amending s. 651.035, F.S.; providing that certain documents relating to a provider's debt service reserve must require certain notice to the office before the withdrawal of debt service reserve funds; specifying requirements for the notice and for certain plans to replenish withdrawn funds; revising the calculation of minimum liquid reserve requirements for certain facilities; revising requirements for letters of credit which satisfy minimum liquid reserve requirements; revising circumstances under which a provider may withdraw funds held in escrow without the office's approval; making a technical change; amending s. 651.055, F.S.; specifying that a forfeiture penalty may be deducted from certain resident refunds except under certain circumstances; conforming a provision to changes made by the act; amending s. 651.081, F.S.; specifying the authority of residents' councils and the eligibility of persons to participate in residents' council matters; deleting a requirement for open meetings of residents' councils; amending s. 651.083, F.S.; specifying that a resident has the right to access ombudsman staff; amending s. 651.085, F.S.; requiring residents' councils to nominate and elect a designated resident representative to represent them on specified matters; providing requirements for designated resident representatives; revising meetings of the full governing body for which the designated resident representative must be notified; requiring each facility of certain providers to have its own designated resident representative; providing a requirement for certain designated resident representatives; amending s. 651.091, F.S.; adding reporting and notice requirements for continuing care facilities; adding a disclosure requirement for providers to prospective residents or their legal representatives; amending s. 651.105, F.S.; specifying requirements for the office's examination of providers and applicants for certificates of authority; deleting a requirement for a provider's representative to give examination reports and corrective action plans to the governing body's executive officer within a certain timeframe; amending s. 651.118, F.S.; revising applicability of a specified time limit on the use of sheltered nursing home beds for certain persons; amending ss. 651.012 and 651.0261, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senators Grall and Perry—

SB 624—A bill to be entitled An act relating to liens and bonds; amending s. 255.05, F.S.; revising when a notice of contest of claim against a payment bond must be served; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment; revising authorized alternative forms of security; requiring service of documents to be made in a specified manner; conforming provisions to changes made by the act; making technical changes; amending s. 337.18, F.S.; requiring service of documents to be made in a specified manner; conforming provisions to changes made by the act; amending s. 713.01, F.S.; revising and providing definitions; creating s. 713.011, F.S.; providing for the computation of time when certain time periods fall on specified days or during an emergency; amending s. 713.10, F.S.; revising the extent of certain liens; amending s. 713.13, F.S.; conforming a cross-reference; revising the process for notarizing a notice of commencement; making technical changes; amending s. 713.132, F.S.; revising requirements for a notice of termination; revising when an owner may record a notice of termination; specifying when a notice of termination terminates a notice of commencement; amending s. 713.135, F.S.; defining the term “copy of the notice of commencement”; providing applicability; revising the dollar threshold of an exception; providing immunity; amending s. 713.18, F.S.; requiring service of documents relating to construction bonds to be made in a specified manner; authorizing employees or agents of specified entities to receive service of certain documents; making technical changes; amending s. 713.21, F.S.; authorizing the full or partial release of a lien under specified conditions; making technical changes; amending s. 713.22, F.S.; requiring the clerk to serve a copy of a notice of contest of lien on certain persons after it has been recorded; making

technical changes; amending s. 713.23, F.S.; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment under a payment bond; requiring the clerk to serve a copy of a notice of contest of lien on certain persons after it has been recorded; amending s. 713.24, F.S.; revising the amount required in addition to the deposit or bond that applies toward attorney fees and court costs; requiring the clerk to make a copy of the deposit or bond used to transfer a lien to other security and mail it to the lienor; making technical changes; repealing s. 713.25, F.S., relating to applicability of chapter 65-456, Laws of Florida; amending s. 713.29, F.S.; authorizing attorney fees in actions brought to enforce a lien that has been transferred to security; making technical changes; providing an effective date.

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

By Senator DiCeglie—

SB 626—A bill to be entitled An act relating to rural electric cooperatives; amending s. 425.04, F.S.; authorizing rural electric cooperatives to provide communications services under certain circumstances for the purpose of expanding broadband Internet service to unserved areas of this state; providing an effective date.

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

By Senator Grall—

SB 628—A bill to be entitled An act relating to debt management services; amending s. 817.802, F.S.; increasing the maximum fee that may be charged for debt management services; providing an effective date.

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

By Senator Grall—

SB 630—A bill to be entitled An act relating to the Open Door Grant Program; amending s. 1009.895, F.S.; increasing the amount the Department of Education may reimburse an institution through the Open Door Grant Program for a completed workforce training program; providing an effective date.

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

By Senator Powell—

SB 632—A bill to be entitled An act relating to veterans' preference in promotion; amending s. 295.07, F.S.; requiring the state and its political subdivisions to give preference in promotion in positions of employment to certain veterans or their relatives; waiving postsecondary educational requirements for promotion under certain circumstances; requiring the Department of Veterans' Affairs to adopt certain rules to ensure veterans are given special consideration in the promotion process; amending s. 295.08, F.S.; requiring a numerically based selection process to be used to determine qualifications for promotion; amending s. 295.085, F.S.; requiring preference in promotion for positions for which a numerically based selection process is not used; amending s. 295.11, F.S.; providing for an investigation and administrative hearing of a complaint regarding not being awarded a promotion according to veterans' promotion preference; amending s. 295.155, F.S.; providing that military retirement on the basis of longevity does not disqualify a person from veterans' promotion preference; amending ss. 447.207 and 1002.36, F.S.; conforming provisions to changes made by the act; 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 Yarborough—

SB 634—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Cure Diabetes license plate; providing for distribution and use of fees collected from the sale of the plate; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senators Simon and Perry—

SB 636—A bill to be entitled An act relating to individual education plans; amending s. 1003.5716, F.S.; requiring individual education plans for certain students to contain information and instruction on certain legal rights and responsibilities that transfer to students at the age of 18; requiring such information to include ways in which a student may provide informed consent to allow his or her parent to continue to participate in his or her educational decisions; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Judiciary; and Rules.

By Senator Powell—

SB 638—A bill to be entitled An act relating to juror sanctions; amending s. 40.23, F.S.; revising available sanctions for any person who is duly summoned to attend court as a juror and fails to attend without any sufficient excuse; prohibiting a court from imposing a term of imprisonment on any person who fails to attend as a juror without any sufficient excuse and is found in contempt of court unless the person is able to obtain legal representation; providing an effective date.

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

By Senator Simon—

SB 640—A bill to be entitled An act relating to tourist development taxes; amending s. 125.0104, F.S.; authorizing certain fiscally constrained counties to use a designated percentage of tourist development tax revenues received to reimburse expenses incurred for certain purposes; providing specifications for the use of such tax revenues; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Rodriguez—

SB 642—A bill to be entitled An act relating to state university auxiliary enterprises; amending s. 1011.47, F.S.; requiring the Board of Governors to establish uniform reporting requirements for state university auxiliary enterprises; providing state university responsibilities relating to auxiliary enterprises; requiring the Board of Governors to adopt regulations; providing an effective date.

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

By Senator Rodriguez—

SB 644—A bill to be entitled An act relating to the Historically Black Colleges and Universities Matching Endowment Scholarship Program;

creating s. 1009.898, F.S.; establishing the Historically Black Colleges and Universities Matching Endowment Scholarship Program within the Department of Education; providing the purpose of the program; requiring a historically black college or university to provide a certain amount of funds by a specified date to participate in the program; requiring program funds to remain in the trust fund; providing that the interest will be used to provide scholarships to certain students; providing for annual disbursement of the interest; requiring the State Board of Education to adopt rules; providing an effective date.

—was referred to the Committee on Education Postsecondary; the Appropriations Committee on Education; and the Committee on Appropriations.

By Senator Berman—

SB 646—A bill to be entitled An act relating to Medicaid eligibility for young adults; providing legislative findings; requiring the Agency for Health Care Administration, in consultation with the Commission on Mental Health and Substance Abuse, to conduct a study for a specified purpose; providing requirements for the study; providing duties for the agency based on the findings in the study; requiring the agency to submit a report of the findings and its recommendations to the Governor and the Legislature by a specified date; providing an effective date.

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

By Senator Collins—

SB 648—A bill to be entitled An act relating to trespassing; amending s. 810.011, F.S.; redefining the term “posted land” to include land classified as agricultural which has no trespassing signs placed at specified points; providing an effective date.

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

By Senator Collins—

SB 650—A bill to be entitled An act relating to school districts; amending s. 1002.20, F.S.; requiring school districts to ensure information on their website relating to reproductive health and disease education is accurate and up-to-date within a specified timeframe; requiring school districts to send a notification to parents that such information is available within a specified timeframe; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Health Policy; and Rules.

By Senator Yarborough—

SB 652—A bill to be entitled An act relating to dentistry; amending s. 466.006, F.S.; deleting the role of the Board of Dentistry in the administration of the licensure examination for dentists; deleting the requirement for the board to establish an examination fee; revising requirements for licensure as a dentist; deleting a time-limitation on the validity of certain licensure examination results; conforming provisions to changes made by the act; deleting a requirement that certain applicants for licensure engage in the full-time practice of dentistry inside the geographic boundaries of this state for 1 year after licensure; deleting provisions related to compliance with and enforcement of such requirement; amending s. 466.009, F.S.; conforming a provision to changes made by the act; deleting a board-imposed reexamination fee; repealing s. 466.0282, F.S., relating to specialties; providing an effective date.

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

By Senator Berman—

SB 654—A bill to be entitled An act relating to caregiving youth; defining the terms “caregiving youth” and “household member”; creating the Florida Caregiving Youth Task Force within the Department of Health for a specified purpose; requiring the department to provide administrative and technical assistance to the task force; providing for membership, meetings, and duties of the task force; providing duties for co-chairs of the task force; requiring state agencies to assist and cooperate with the task force upon request; requiring the task force to submit a final report to the Governor, the Legislature, the State Surgeon General, and the director of the Office of Program Policy Analysis and Government Accountability by a specified date; providing for expiration of the task force; creating s. 1006.045, F.S.; defining the terms “caregiving youth” and “household member”; providing a legislative finding; requiring the Department of Education to maintain and make available to school districts a comprehensive list of specified information; requiring each middle and high school to have a designated caregiving youth liaison; requiring liaisons to connect caregiving youth to specified supports and services; providing that caregiving youth may count hours devoted to caring for a household member toward certain community service hour requirements; requiring the department to develop a specified form and procedure; amending s. 1009.25, F.S.; exempting caregiving youth from payment of certain tuition and fees under certain circumstances; creating s. 1012.581, F.S.; requiring the Department of Education to establish a training program for school personnel related to caregiving youth for a specified purpose; requiring the department to select a regional or national authority on caregiving youth to facilitate providing such training to school personnel; providing requirements for the training; requiring school districts to notify school personnel who complete the training of specified information; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Burgess—

SB 656—A bill to be entitled An act relating to unlawful possession of firearms, ammunition, or electric weapons or devices; amending s. 790.23, F.S.; revising the circumstances under which it is unlawful for any person to own or to have in his or her care, custody, possession, or control any firearm, ammunition, or electric weapon or device, or to carry a concealed weapon; providing an effective date.

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

By Senator Burgess—

SB 658—A bill to be entitled An act relating to registration fees for malt beverage brands and labels; amending s. 563.045, F.S.; providing that the annual registration fee is required only if labels or brands are sold to a distributor; specifying that no other registration fee is authorized; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Collins—

SB 660—A bill to be entitled An act relating to state lottery funding for veterans’ assistance education programs; amending s. 24.103, F.S.; defining the term “veterans’ assistance education programs”; amending s. 24.105, F.S.; requiring the Department of the Lottery to create an instant-ticket lottery game that benefits veterans’ assistance education programs; amending s. 24.121, F.S.; providing that veterans’ assistance education programs may be funded by the Educational Enhancement Trust Fund; amending s. 24.1215, F.S.; requiring the department to provide certain information to the public; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Bradley—

SB 662—A bill to be entitled An act relating to student online personal information protection; providing a short title; creating s. 1006.1494, F.S.; defining terms; prohibiting operators from knowingly engaging in specified activities relating to students' covered information; providing an exception; specifying the duties of an operator; providing circumstances under which an operator may disclose students' covered information; providing construction; providing an effective date.

—was referred to the Committees on Judiciary; Education Pre-K -12; and Rules.

By Senator Burgess—

SB 664—A bill to be entitled An act relating to contracts entered into by the Department of Children and Families; amending s. 409.996, F.S.; revising requirements for contracts between the department and lead agencies; providing an effective date.

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

By Senator Collins—

SB 666—A bill to be entitled An act relating to the form of candidate oath; amending s. 99.021, F.S.; revising the address that certain candidates must provide on the form of candidate oath; providing an effective date.

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

By Senator Collins—

SB 668—A bill to be entitled An act relating to flags; creating s. 256.045, F.S.; prohibiting certain governmental agencies and units of local government from displaying flags that do not follow a certain protocol or comply with specified requirements; providing an effective date.

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

By Senator Yarborough—

SB 670—A bill to be entitled An act relating to paid family leave insurance; providing a short title; amending s. 624.406, F.S.; authorizing life insurers to transact paid family leave insurance; amending s. 624.6011, F.S.; revising the definition of the term “kinds of insurance” to include paid family leave insurance; creating s. 624.6086, F.S.; defining terms; creating s. 627.445, F.S.; providing a short title; providing legislative findings and intent; defining terms; specifying circumstances under which family leave benefits may be provided; requiring paid family leave insurance policies to specify details and requirements with regard to covered family leave reasons; specifying requirements for policies relating to benefit periods, waiting periods, benefit amounts and certain offsets, and the payment of benefits; providing that eligibility for family leave benefits may be limited, excluded, or reduced but must be specified in the policy; specifying permissible limitations, exclusions, and reductions; providing applicable provisions for calculating rates; specifying the means by which a policy may offer family leave benefits; authorizing the Financial Services Commission to adopt rules; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Avila—

SB 672—A bill to be entitled An act relating to homestead property tax exemptions; amending s. 196.081, F.S.; requiring, rather than authorizing, a property appraiser to grant the homestead property tax exemption for certain permanently and totally disabled veterans or their surviving spouses if certain conditions are met; requiring, rather than authorizing, the transfer of the exemption to a surviving spouse's new residence under certain circumstances; requiring, rather than authorizing, the transfer of the homestead tax exemption for surviving spouses of certain first responders who died in the line of duty to the surviving spouse's new residence under certain circumstances; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Harrell—

SB 674—A bill to be entitled An act relating to food recovery; amending s. 595.420, F.S.; defining terms; directing the Department of Agriculture and Consumer Services, subject to legislative appropriation, to implement a pilot program to provide incentives to agricultural companies to sell fresh food products to food recovery entities; authorizing food recovery entities to negotiate the price for fresh food products and reimburse agricultural companies for certain costs; providing shipping requirements; requiring the department to reimburse food recovery entities for certain costs; providing reimbursement invoice requirements; requiring the department to submit a report to the Governor and Legislature by a specified date and to adopt rules; providing an effective date.

—was referred to the Committee on Agriculture; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Grall—

SB 676—A bill to be entitled An act relating to background screenings; amending s. 435.02, F.S.; defining the terms “affiliation” and “qualified entity”; amending s. 435.04, F.S.; revising level 2 screening requirements; amending s. 435.12, F.S.; deleting obsolete language; requiring the Care Provider Background Screening Clearinghouse to allow the results of certain screenings after a date certain to be shared among specified agencies and qualified entities; requiring qualified entities participating in the clearinghouse to meet certain requirements; conforming provisions to changes made by the act; amending s. 943.0438, F.S.; revising the definition of the term “athletic coach”; revising requirements relating to background screenings for independent sanctioning authorities; requiring independent sanctioning authorities to participate in the Volunteer and Employee Criminal History System; amending s. 943.05, F.S.; revising requirements for the Criminal Justice Information Program relating to fingerprint searches; requiring the program to develop a method for identifying or verifying an individual through automated biometrics; amending s. 943.0542, F.S.; requiring qualified entities to initiate all background criminal history checks through the clearinghouse after a date certain; requiring, rather than authorizing, the Department of Law Enforcement to periodically audit qualified entities; requiring qualified entities initiating background criminal history checks through the clearinghouse to comply with specified provisions; requiring that certain fingerprints be entered into the clearinghouse; providing requirements to the clearinghouse relating to such checks; amending s. 1012.315, F.S.; revising screening standard requirements for educator certification or employment in positions that require direct contact with certain students; amending s. 1012.467, F.S.; revising criminal history check requirements for certain noninstructional contractors; reenacting ss. 39.821(1), 381.0059(1), 381.986(9), 393.0655(5), 397.487(6), 397.4871(5) and (6)(b), 402.62(3)(a), 408.809(2)(a), (3) and (4), 409.913(13), 413.011(7), 413.208(2)(d) and (e), 430.0402(6), 435.03(2), 435.07(4)(a), 456.0135(5), 464.018(1)(e), 468.3101(1)(m), 744.309(3), 744.474(12), 985.04(6)(a), 985.644(3)(a), 1002.36(7)(b), 1002.395(6)(b), 1002.421(1)(e), (m), and (p), 1002.55(3)(d), 1002.61(5), 1002.63(5), 1006.20(2)(e), 1012.321, and 1012.468(2)(b), F.S., relating to qualifications of guardians ad litem, background screening requirements for school health services personnel, medical use of marijuana, screening of direct service providers, voluntary cer-

tification of recovery residences, recovery residence administrator certification, the Strong Families Tax Credit, background screening, oversight of the integrity of the Medicaid program, the Division of Blind Services and the Rehabilitation Council for the Blind, service providers, screening of direct service providers, level 1 screening standards, exemptions from disqualification, general background screening provisions, disciplinary actions, disciplinary grounds and actions, who may be appointed guardian of a resident ward, reasons for removal of guardian, records, personnel standards and investigation, the Florida School for the Deaf and the Blind, the Florida Tax Credit Scholarship Program, state school choice scholarship program accountability and oversight, school-year prekindergarten program delivered by private prekindergarten providers, summer prekindergarten program delivered by public schools and private prekindergarten providers, school-year prekindergarten program delivered by public schools, athletics in public K-12 schools, exceptions for certain instructional personnel from background screening requirements, and exceptions to certain fingerprinting and criminal history checks, respectively, to incorporate the amendment made to s. 435.04, F.S., in references thereto; reenacting ss. 1001.10(4)(b), 1001.42(6), 1001.51(12)(b), 1002.33(12)(g), 1002.333(6)(d), 1002.421(1)(r), 1012.32(1), 1012.56(10)(a) and (d), 1012.795(1), and 1012.796(7)(i), F.S., relating to the Commissioner of Education, powers and duties of district school board, duties and responsibilities of district school superintendent, charter schools, persistently low-performing schools, state school choice scholarship program accountability and oversight, qualifications of personnel, educator certification requirements, the Education Practices Commission, and complaints against teachers and administrators, respectively, to incorporate the amendment made to s. 1012.315, F.S., in references thereto; reenacting s. 1012.468(2) and (3)(a), F.S., relating to exceptions to certain fingerprinting and criminal history checks, to incorporate the amendment made to s. 1012.467, F.S., in references thereto; providing an appropriation; providing an effective date.

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

By Senator Powell—

SB 678—A bill to be entitled An act relating to disposal of property; amending s. 337.25, F.S.; providing that the use of property as affordable housing qualifies as use for a public purpose in the context of the authorization of the Department of Transportation to convey property without consideration to a governmental entity; providing an effective date.

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

By Senator Davis—

SB 680—A bill to be entitled An act relating to the Energy Transition Task Force; creating the task force adjunct to the Department of Agriculture and Consumer Services for a specified purpose; providing for the membership and duties of the task force; requiring the department to provide staffing and administrative support to the task force; requiring the task force to submit a report to certain officials by a specified date; providing for expiration of the task force; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator DiCeglie—

SB 682—A bill to be entitled An act relating to residential building permits; amending s. 553.79, F.S.; deleting provisions relating to issuing building permits for certain residential dwellings; amending s. 553.791, F.S.; requiring a local jurisdiction to reduce permit fees by a specified percentage under certain circumstances; amending s. 553.792, F.S.; revising the timeframes for approving or denying certain building permits; revising how many times a local government may request additional information from an applicant; specifying when a permit application is deemed complete and sufficient; revising the actions a

local government must take after receiving specified information; requiring local governments to offer certain applicants the opportunity to meet in person or electronically; providing requirements for such meetings; reducing permit fees by a certain percentage if certain timeframes are not met; authorizing both parties to extend certain timeframes under certain circumstances; specifying that the permit requirements apply to single-family residential units and single-family residential dwellings; requiring local governments to follow the prescribed timeframes unless the local ordinance is more stringent; conforming provisions to changes made by the act; amending s. 440.103, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Book—

SB 684—A bill to be entitled An act relating to teacher certification fees; amending s. 1012.59, F.S.; requiring the State Board of Education to waive certain fees relating to teacher certifications for a specified time period; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Brodeur—

SB 686—A bill to be entitled An act relating to a sales tax exemption for certain investigation and security services; amending s. 212.08, F.S.; exempting charges for investigation and personal background check services, security guards and patrol services, and armored car services from the sales and use tax; defining the term “NAICS”; amending ss. 212.05, 790.06, and 790.062, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Book—

SCR 688—A concurrent resolution acknowledging the injustices perpetrated against the targets of the Florida Legislative Investigation Committee between 1956 and 1965 and offering a formal and heartfelt apology to those whose lives, well-being, and livelihoods were damaged or destroyed by the activities and public pronouncements of those who served on the committee.

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

By Senator Book—

SB 690—A bill to be entitled An act relating to damages recoverable in wrongful death actions; amending ss. 400.023, 400.0235, and 429.295, F.S.; conforming provisions to changes made by the act; amending s. 768.21, F.S.; removing a provision that prohibits adult children and parents of adult children from recovering certain damages in medical negligence suits; providing an effective date.

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

By Senator Book—

SB 692—A bill to be entitled An act relating to public lodging establishments; amending s. 509.096, F.S.; prohibiting the Division of Hotels and Restaurants of the Department of Business and Professional Regulation from providing a correction period to public lodging establishments for a second or subsequent violation for failure to comply with certain requirements; requiring the division to impose the administrative fine for a second or subsequent violation; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Gruters—

SB 694—A bill to be entitled An act relating to private property for motor vehicle parking; amending s. 715.075, F.S.; requiring owners and operators of certain property to follow specified rules; prohibiting certain invoices from resembling specified citations; removing a provision prohibiting certain county and municipal regulations; providing an effective date.

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

By Senator Ingoglia—

SB 696—A bill to be entitled An act relating to local officials; amending s. 125.73, F.S.; providing that the employment contract for a county administrator is not to be renewed, extended, or renegotiated during a specified timeframe; creating s. 125.75, F.S.; providing that the employment contract for a county attorney is not to be renewed, extended, or renegotiated during a specified timeframe; amending s. 166.021, F.S.; providing that the employment contracts for a chief executive officer of a municipality and a municipal attorney are not to be renewed, extended, or renegotiated during a specified timeframe; amending s. 1001.50, F.S.; providing that a district school superintendent's employment contract with the district school board is not to be renewed, extended, or renegotiated during a specified timeframe; creating s. 1012.336, F.S.; providing that the employment contract of an attorney employed by a district school board is not to be renewed, extended, or renegotiated during a specified timeframe; amending s. 112.061, F.S.; conforming cross-references; providing an effective date.

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

By Senator Ingoglia—

SB 698—A bill to be entitled An act relating to local tax referenda requirements; amending ss. 125.0104 and 125.0108, F.S.; requiring a referendum to reenact an expiring tourist development tax or tourist impact tax, respectively, to be held at the general election immediately preceding the expiration date of the tax; amending s. 125.901, F.S.; requiring a referendum to approve a millage rate increase for a children's services independent special district property tax to be held at the general election immediately preceding the effective date of the increase; amending ss. 200.091 and 200.101, F.S.; requiring a referendum to approve a county or municipal ad valorem tax millage increase, respectively, to be held at the general election immediately preceding the effective date of the increase; amending s. 212.055, F.S.; requiring a referendum to reenact an expiring local government discretionary sales surtax to be held at the general election immediately preceding the expiration date of the surtax; amending ss. 336.021 and 336.025, F.S.; requiring a referendum to reenact an expiring ninth-cent fuel tax or expiring local option fuel taxes, respectively, to be held at the general election immediately preceding the expiration date of the tax; amending s. 1011.73, F.S.; deleting provisions that authorize school district millage elections to be held at any time and specify a limit on such elections; requiring such elections to be held at the general election immediately preceding the effective date of the millage; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Fiscal Policy.

By Senator Burgess—

SB 700—A bill to be entitled An act relating to mental health professionals; amending s. 491.003, F.S.; revising definitions; amending s. 491.0045, F.S.; reclassifying intern registrations as associate licenses for the professions of clinical social work, marriage and family therapy, and mental health counseling; amending s. 491.005, F.S.; conforming

provisions to changes made by the act; deleting the requirement that a licensed mental health professional be present on the premises when registered interns are providing clinical services in a private practice setting; amending ss. 491.007, 491.009, 491.012, 491.014, and 491.0149, F.S.; conforming provisions to changes made by the act; amending s. 916.115, F.S.; revising qualification requirements for experts appointed in certain criminal proceedings related to the mental condition of a defendant; amending s. 1002.394, F.S.; revising the purposes for which certain funds awarded under the Family Empowerment Scholarship Program may be used; amending s. 414.065, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Simon—

SB 702—A bill to be entitled An act relating to the Apalachicola Bay Area of Critical State Concern; amending s. 380.0555, F.S.; authorizing the Department of Environmental Protection to expend certain funds for the purpose of entering into financial assistance agreements with the City of Apalachicola for specified surface water and groundwater quality improvement projects within the Apalachicola Bay Area of Critical State Concern; providing for expiration of the authorization; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Boyd—

SB 704—A bill to be entitled An act relating to substance abuse prevention; amending s. 381.887, F.S.; revising legislative intent; revising authorizations for prescribing and dispensing emergency opioid antagonists by authorized health care practitioners; authorizing certain pharmacies, pharmacists, and pharmacy technicians to take certain actions relating to emergency opioid antagonists; conforming provisions to changes made by the act; creating s. 397.335, F.S.; creating the Statewide Council on Opioid Abatement within the Department of Children and Families; providing a purpose for the council; providing for membership of the council; prohibiting members from receiving commissions, fees, or financial benefits in connection with service on the council; authorizing members to be reimbursed for per diem and travel expenses by certain entities; providing meeting requirements for the council; requiring the department and the Department of Legal Affairs to provide staff for the council; authorizing the council to accept certain funds, grants, gifts, and services; requiring members to adhere to specified rules, regulations, and laws; providing duties of the council; requiring the council to work in partnership with the Statewide Drug Policy Advisory Council for specified purposes; requiring counties, municipalities, managing entities, and state agencies that receive settlement funds from an opioid settlement to annually provide specified information to the council by specified dates; requiring counties, municipalities, managing entities, and state agencies to provide certain information to the council upon request; authorizing the Department of Legal Affairs to acquire data through certain actions on behalf of the council; requiring the council to publish an annual report containing information and recommendations on the Department of Legal Affairs and the Department of Children and Families' websites by a specified date; amending s. 768.13, F.S.; providing legislative intent; exempting certain pharmacies, pharmacists, and pharmacy technicians from liability for damages, penalties, fines, or costs as a result of certain actions relating to emergency opioid antagonists; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 706—A bill to be entitled An act relating to heat illness prevention; creating s. 448.112, F.S.; providing applicability; defining terms; requiring certain employers to implement an outdoor heat exposure safety program that has been approved by specified agencies; specifying

requirements for the safety program; providing responsibilities for certain employers and employees; providing an exception; requiring specified annual training on heat illness and providing requirements for such training; requiring the Department of Agriculture and Consumer Services, in conjunction with the Department of Health, to adopt specified rules; providing an effective date.

—was referred to the Committee on Commerce and Tourism; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Burgess—

SB 708—A bill to be entitled An act relating to estoppel letters; amending s. 701.04, F.S.; revising the timeframe within which a mortgagee or mortgage servicer must send or cause to be sent an estoppel letter containing specified information; revising the circumstances under which a copy of the instrument showing title in the property or other lawful authorization must be included in a request for an estoppel letter; requiring notice to the mortgagor of a request for an estoppel letter under certain circumstances; revising requirements for an estoppel letter; prohibiting certain actions by the mortgagee or mortgage servicer; authorizing the mortgagee or mortgage servicer to send a corrected estoppel letter under certain circumstances; requiring a mortgagee or mortgage servicer to provide a copy of a corrected estoppel letter to a mortgagor under certain circumstances; providing that a corrected estoppel letter supersedes any previous estoppel letter under certain circumstances; prohibiting the mortgagee or mortgage servicer from denying the accuracy of certain information provided in an estoppel letter under certain circumstances; providing construction; prohibiting payments received pursuant to an estoppel letter from being returned and requiring such payments to be promptly applied to any unpaid balance of the loan properly due under or secured by a mortgage; providing methods for sending a written request for an estoppel letter and for sending an estoppel letter; providing that the mortgagee or mortgage servicer is not required to pay for a common carrier delivery service; requiring the mortgagee or mortgage servicer to take certain actions within a specified time after the unpaid balance of a loan properly secured by a mortgage has been fully paid or paid pursuant to an estoppel letter; authorizing reasonable attorney fees and costs for specified parties in certain civil actions; providing that certain persons may still be personally liable for a loan or other obligation after the recording of a release of a mortgage; conforming provisions to changes made by the act; amending s. 701.041, F.S.; revising the definition of the term “estoppel letter”; conforming provisions to changes made by the act; providing legislative findings; providing for retroactive applicability; providing an effective date.

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

SR 710—Not introduced.

By Senators Avila and Garcia—

SB 712—A bill to be entitled An act relating to motor vehicle sales; amending s. 320.60, F.S.; revising definitions; defining the term “motor vehicle dealer association”; amending s. 320.64, F.S.; prohibiting applicants and licensees from reserving a certain motor vehicle for a specifically named person; prohibiting applicants and licensees from requiring or incentivizing motor vehicle dealers to sell or lease particular motor vehicles to specifically named persons or at specific prices or profit margins; revising the definition of the term “unfair”; prohibiting applicants and licensees from engaging in certain activities of motor vehicle dealers; authorizing applicants, licensees, and common entities thereof to sell and activate remote electronic transmission of motor vehicle accessories, options, add-ons, features, improvements, or upgrades; providing procedures for sale or activation by applicants, licensees, and their common entities of permanent or temporary motor vehicle accessories, options, add-ons, features, improvements, or upgrades; amending s. 320.645, F.S.; authorizing specified entities without independent franchised dealers in this state to own, operate, or control a motor vehicle dealership in this state; making technical changes; revising exceptions for certain entities owning or operating a motor vehicle dealership in the state; requiring certain dealerships to be continually made available for sale under certain conditions; revising

the definition of the term “independent person”; amending s. 320.695, F.S.; authorizing motor vehicle dealer associations to seek injunctive relief in the name of the Department of Highway Safety and Motor Vehicles; providing that the injunction may be issued without having to establish irreparable harm from a violation; providing an exception for motor vehicle dealer associations seeking injunctions; amending s. 320.699, F.S.; authorizing motor vehicle dealer associations to seek a declaration and adjudication of their members’ rights with respect to certain alleged violations by an applicant or a licensee; providing an exception; providing an effective date.

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

By Senator DiCeglie—

SB 714—A bill to be entitled An act relating to vacation rentals; amending s. 212.03, F.S.; requiring advertising platforms to collect and remit specified taxes for certain vacation rental transactions; reordering and amending s. 509.013, F.S.; defining the term “advertising platform”; amending s. 509.032, F.S.; conforming a cross-reference; revising the regulated activities of public lodging establishments and public food service establishments preempted to the state to include licensing; revising an exemption to the prohibition against certain local regulation of vacation rentals; expanding the authority of local laws, ordinances, or regulations to include requiring vacation rentals to register with local vacation rental registration programs; authorizing local governments to adopt vacation rental registration programs and impose fines for failure to register; authorizing local governments to charge fees up to specified amounts for processing registration applications; specifying requirements, procedures, and limitations for local vacation rental registration programs; authorizing local governments to terminate or refuse to issue or renew vacation rental registrations under certain circumstances; preempting the regulation of advertising platforms to the state; amending s. 509.241, F.S.; requiring applications for vacation rental licenses to include certain information, if applicable; authorizing the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to issue temporary licenses upon receipt of vacation rental license applications; providing for expiration of temporary vacation rental licenses; requiring licenses issued by the division to be displayed conspicuously to the public inside the licensed establishment; requiring the owner or operator of certain vacation rentals to also display its vacation rental license number and applicable local registration number; creating s. 509.243, F.S.; requiring advertising platforms to require that persons placing advertisements for vacation rentals include certain information in the advertisements and attest to certain information; requiring advertising platforms to display and check such information; requiring the division to maintain certain information in a readily accessible electronic format by a certain date; requiring advertising platforms to remove an advertisement or a listing under certain conditions and within a specified timeframe; requiring advertising platforms to collect and remit specified taxes for certain transactions; authorizing the division to issue and deliver a notice to cease and desist for certain violations; providing that such notice does not constitute agency action for which certain hearings may be sought; authorizing the division to file certain proceedings; authorizing the division to seek certain remedies for the purpose of enforcing a cease and desist notice; authorizing the division to collect attorney fees and costs under certain circumstances; authorizing the division to impose a fine on advertising platforms for certain violations; requiring the division to issue written warnings or notices before commencing certain legal proceedings; requiring advertising platforms to adopt an anti-discrimination policy and to inform their users of the policy’s provisions; providing construction; amending s. 509.261, F.S.; authorizing the division to revoke, refuse to issue or renew, or suspend vacation rental licenses under certain circumstances; requiring the division to issue a written warning or notice and provide an opportunity to cure certain violations before commencing certain legal proceedings; amending ss. 159.27, 212.08, 316.1955, 404.056, 477.0135, 509.221, 553.5041, 559.955, 705.17, 705.185, 717.1355, and 877.24, F.S.; conforming cross-references; providing applicability; authorizing the Department of Revenue to adopt emergency rules; providing requirements and an expiration for the emergency rules; providing for the expiration of such rulemaking authority; providing effective dates.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Stewart—

SB 716—A bill to be entitled An act relating to flood zone disclosures for dwelling units; creating s. 83.505, F.S.; requiring landlords or persons authorized to enter into rental agreements on behalf of landlords to make specified disclosures relating to flood zones before the commencement of a tenancy; requiring landlords to notify current tenants of a change in a dwelling unit's flood zone designation; providing an effective date.

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

By Senator Yarborough—

SB 718—A bill to be entitled An act relating to municipal boundaries; reordering and amending s. 171.031, F.S.; defining the term “feasibility study”; amending s. 171.0413, F.S.; specifying the measurement of land during annexation procedures; removing certain procedures regarding elector votes during annexation procedures; amending s. 171.042, F.S.; replacing the term “report” with “feasibility study”; amending s. 171.051, F.S.; revising contraction procedures when qualified voters desire to be excluded from municipal boundaries; prohibiting contraction under certain circumstances; amending s. 171.204, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Wright—

SB 720—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; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Burton—

SB 722—A bill to be entitled An act relating to the practice of veterinary medicine; amending s. 474.203, F.S.; exempting certain out-of-state veterinarians who provide specified services under the responsible supervision of a veterinarian licensed in this state from certain regulations governing veterinary medical practice; providing that the supervising licensed veterinarian is responsible for such services; specifying that such out-of-state veterinarians are ineligible for a premises permit; providing an effective date.

—was referred to the Committees on Regulated Industries; Agriculture; and Rules.

By Senator Boyd—

SB 724—A bill to be entitled An act relating to the Seagrass Restoration Technology Development Initiative; creating s. 379.2274, F.S.; providing legislative intent; defining terms; establishing the Seagrass Restoration Technology Development Initiative within the Department of Environmental Protection; providing the purpose and goal of the initiative; providing for funding; specifying allowable uses of the funding; requiring the creation of a 10-year Florida Seagrass Restoration Plan; requiring the initiative to submit an annual report by a specified date to the Governor, the Legislature, the Secretary of Environmental Protection, and the executive director of the Fish and Wildlife Conservation Commission; establishing the Initiative Technology Advisory Council as part of the initiative; providing for the meetings, membership, terms of

office, and compensation of the advisory council; providing for the expiration of the initiative; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Appropriations.

By Senator Rodriguez—

SB 726—A bill to be entitled An act relating to library cooperative funding; amending s. 257.42, F.S.; revising the funding source for a library cooperative from a grant provided by the state to an appropriation from the state; deleting a limitation on the funding a library cooperative is eligible to receive; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Appropriations.

By Senator Garcia—

SB 728—A bill to be entitled An act relating to liveryes; amending s. 327.54, F.S.; revising safety requirements for liveryes and requiring hands-on instruction that meets specified requirements; providing an exemption from certain safety requirements when a renter hires a professional captain; revising insurance requirements for liveryes and renters; authorizing the Fish and Wildlife Conservation Commission to enter into agreements with qualified contractors to perform compliance inspections of liveryes; providing requirements for such contracted inspections; requiring liveryes to make facilities and records available for inspection by the qualified contractors within a specified timeframe; providing an effective date.

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

By Senator Jones—

SB 730—A bill to be entitled An act relating to pregnant women in custody; providing a short title; creating s. 907.033, F.S.; requiring that every female who is arrested and not released on bond within 72 hours after arrest be administered a pregnancy test within a specified timeframe, upon her request; requiring that each municipal detention facility or county detention facility notify each arrested female upon booking at the facility of her right to request a pregnancy test; providing for the types of pregnancy tests that may be given; defining the term “female”; creating s. 925.13, F.S.; defining the term “pregnant woman”; authorizing a sentencing court to stay the beginning of the period of incarceration for up to a certain amount of time for a pregnant woman convicted of any offense; requiring the court to consider specified factors in determining whether to grant a pregnant woman's request to stay the beginning of the period of incarceration; requiring the court to explain in writing its reasons for granting a stay of incarceration; authorizing a sentencing court to order a pregnant woman to comply with specified terms and conditions during the stay of the incarceration; requiring that, within 10 days after the end of the stay and the commencement of the woman's incarceration, she be offered and receive, upon her request, a specified assessment and services; authorizing a judge to impose specified sanctions for another criminal conviction or a violation of the terms and conditions ordered by the judge; requiring municipal detention facilities and county detention facilities to collect and report to the Department of Corrections, and the department to collect from its own institutions, specified information; requiring the department to quarterly compile and publish the information on its public website; providing requirements for publishing such information; providing an effective date.

—was referred to the Committees on Criminal Justice; and Fiscal Policy.

By Senators Wright and Collins—

SB 732—A bill to be entitled An act relating to Collegiate Purple Star Campuses; creating s. 1004.071, F.S.; defining the term “military student”; requiring the State Board of Education to adopt rules and the Board of Governors to adopt regulations to establish the Collegiate Purple Star Campuses program; specifying program criteria for participating Florida College System institutions, state universities, and career centers; providing an effective date.

—was referred to the Committees on Education Postsecondary; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Polsky—

SB 734—A bill to be entitled An act relating to saltwater intrusion vulnerability assessments; amending s. 380.093, F.S.; authorizing the Department of Environmental Protection to provide grants to coastal counties for saltwater intrusion vulnerability assessments; specifying the purpose of and requirements for the assessments; requiring the department to update the comprehensive statewide flood vulnerability and sea level rise data set and make certain information received from the saltwater intrusion vulnerability assessments available on its website; requiring the department to provide cost-share funding up to a specified amount for awarded grants; specifying that certain counties are not required to contribute to the cost-share funding; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Appropriations.

By Senator Brodeur—

SB 736—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding nitazene derivatives to the list of Schedule I controlled substances; providing an effective date.

—was referred to the Committees on Criminal Justice; and Fiscal Policy.

By Senator Brodeur—

SB 738—A bill to be entitled An act relating to civil remedies for unlawful employment practices; amending s. 760.11, F.S.; providing limits on a judgment for punitive and compensatory damages for certain claims; authorizing an aggrieved party to bring a civil action for certain claims within a specified timeframe, regardless of the determination made by the Florida Commission on Human Relations; making technical changes; providing an effective date.

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

By Senator Brodeur—

SB 740—A bill to be entitled An act relating to the Statewide Blue Ribbon Task Force on County Realignment; providing legislative findings; creating the Statewide Blue Ribbon Task Force on County Realignment within the Department of Economic Opportunity; requiring the task force to evaluate and consider specified items; specifying the composition of the task force appointed in a specified timeframe; specifying requirements for meetings; requiring the department to provide administrative and technical support; requiring that task force members serve without compensation; specifying that task force members are not entitled to certain reimbursement; requiring the task force to submit a report to the Governor and the Legislature by a certain date; specifying the minimum requirement for the report; providing for termination of the task force; providing an effective date.

—was referred to the Committee on Community Affairs; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Grall—

SB 742—A bill to be entitled An act relating to administrative procedures; amending s. 120.52, F.S.; defining the terms “repromulgation” and “technical change”; amending s. 120.54, F.S.; applying certain provisions applicable to all rules other than emergency rules to repromulgated rules; requiring that a notice of rule development cite the grant of rulemaking authority; requiring a notice of rule development to contain a proposed rule number and specified statements; requiring that a notice of withdrawal be published in the next available issue of the Florida Administrative Register if a notice of proposed rule is not filed within a certain timeframe; revising the scope of public workshops to include information gathered for the preparation of statements of estimated regulatory costs; requiring that a notice of proposed rule include a website address where a statement of regulatory costs can be viewed; requiring that a notice of proposed rule include a request for the submission of any helpful information regarding the statement of estimated regulatory costs; revising the timeframe within which the notice must be published in the Florida Administrative Register; requiring that material proposed to be incorporated by reference and the statement of estimated regulatory costs be available to the public; requiring that material proposed to be incorporated by reference be made available in a specified manner; authorizing electronic delivery of notices to persons who have requested advance notice of agency rulemaking proceedings; requiring an agency to prepare a statement of estimated regulatory costs before adopting or amending any rule other than an emergency rule; providing that an agency is not required to prepare a statement of estimated regulatory costs before repealing a rule; providing an exception; requiring that certain rule repeals be considered presumptively correct in a proceeding before the Division of Administrative Hearings or a court of competent jurisdiction; revising the criteria under which a proposed rule’s adverse impact on small businesses is deemed to exist; requiring an agency to provide notice of a regulatory alternative to the Administrative Procedures Committee within a certain timeframe; requiring certain agency personnel to attend public hearings on proposed rules; requiring an agency to publish a notice of convening a separate proceeding in certain circumstances; providing that rulemaking deadlines are tolled during such separate proceedings; revising the requirements for the contents of a notice of change; requiring the committee to notify the Department of State that the date for an agency to adopt a rule has expired under certain circumstances; requiring the department to publish a notice of withdrawal under certain circumstances; requiring emergency rules to be published in the Florida Administrative Code; prohibiting agencies from making changes to emergency rules by superseding the rule; authorizing an agency to make technical changes to an emergency rule during a specified timeframe; requiring an agency to file a copy of a certain petition with the committee; making technical changes; amending s. 120.541, F.S.; requiring an agency to provide a copy of a proposal for a lower cost regulatory alternative to the committee within a certain timeframe; specifying the circumstances under which such proposal is deemed to be made in good faith; revising requirements for an agency’s consideration of a lower cost regulatory alternative; providing for an agency’s revision and publication of a revised statement of estimated regulatory costs in response to such alternatives; requiring that the revised statement of estimated regulatory costs be made available in the same manner as the original; deleting the definition of the term “transactional costs”; revising the applicability of specified provisions; providing additional requirements for the calculation of estimated regulatory costs; making technical changes; conforming provisions to changes made by the act; conforming a cross-reference; creating s. 120.5435, F.S.; providing legislative intent; requiring agency review of rules and repromulgation of rules that do not require substantive changes within a specified timeframe; providing that the failure of an agency to adhere to specified deadlines is a basis for certain persons to petition the agency for review of the rule; requiring the agency to act within a specified timeframe upon receiving such petition; requiring a denial to include a specified statement; requiring an agency to publish a notice of repromulgation in the Florida Administrative Register and file a rule for promulgation with the department within a specified timeframe; requiring an agency to file a notice of repromulgation with the committee within a specified timeframe; providing that an agency’s failure to repromulgate a rule

within a specified timeframe constitutes repeal of the rule; requiring the committee to provide the department a certain notice; requiring the department to publish the notice in the Florida Administrative Register; providing that a notice of repromulgation is not required to include the text of the rule being repromulgated; requiring the committee to certify if the agency has provided certain responses to the committee; providing that a repromulgated rule is not subject to challenge as a proposed rule and that certain hearing requirements do not apply; requiring an agency to file a specified number of certified copies of a proposed repromulgated rule and any material incorporated by reference; providing that a repromulgated rule is adopted upon filing with the department and becomes effective after a specified time; requiring the department to update certain information in the Florida Administrative Code; requiring any rule that is not repromulgated to be submitted to the Legislature within a specified timeframe after the decision to not repromulgate is made; providing that such decision is not effective until the conclusion of the next legislative session following the decision; requiring the department to adopt rules by a certain date; creating s. 120.5436, F.S.; providing legislative intent; requiring the Department of Environmental Protection and water management districts to conduct a holistic review of certain permitting processes; providing the scope and purpose of the review; providing the factors the department and districts must consider when conducting the review; requiring the department and districts to submit a specified report to the Governor and Legislature by a specified date; amending s. 120.545, F.S.; requiring the committee to examine certain existing rules; amending s. 120.55, F.S.; requiring the Department of State to publish the Florida Administrative Code daily at a specified time; requiring the department to indicate a rule was corrected or replaced by republishing the code and noting the rule was corrected; requiring materials incorporated by reference to be filed in a specified manner; requiring the department to include the date of a technical rule change in the Florida Administrative Code; providing that a technical change does not affect the effective date of a rule; requiring the department to adopt specified rules; amending s. 120.56, F.S.; conforming a cross-reference; amending s. 120.74, F.S.; requiring an agency to list each rule it plans to develop, adopt, or repeal during the forthcoming year in the agency's annual regulatory plan; requiring that an agency's annual regulatory plan identify any rules that are required to be repromulgated during the forthcoming year; requiring the agency to make certain declarations concerning the annual regulatory plan; amending ss. 120.80, 120.81, 420.9072, 420.9075, and 443.091, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Environment and Natural Resources; and Fiscal Policy.

By Senator Brodeur—

SB 744—A bill to be entitled An act relating to emergency medical services training programs; amending s. 401.2701, F.S.; revising requirements for the application form for institutions applying for program approval for the education of emergency medical technicians and paramedics; providing an effective date.

—was referred to the Committees on Health Policy; Education Post-secondary; and Rules.

By Senator Rodriguez—

SB 746—A bill to be entitled An act relating to prescription drug coverage; creating s. 627.42394, F.S.; requiring individual and group health insurers to provide notice of prescription drug formulary changes within a certain timeframe to current and prospective insureds and the insureds' treating physicians; specifying requirements for the content of such notice and the manner in which it must be provided; specifying requirements for a notice of medical necessity submitted by the treating physician; authorizing insurers to provide certain means for submitting the notice of medical necessity; requiring the Financial Services Commission to adopt a certain form by rule by a specified date; specifying a coverage requirement and restrictions on coverage modification by insurers receiving a notice of medical necessity; providing construction and applicability; requiring insurers to maintain a record of formulary changes; requiring insurers to annually submit a specified report to the Office of Insurance Regulation by a specified date; requiring the office to annually compile certain data and prepare a report, make the report

publicly accessible on its website, and submit the report to the Governor and the Legislature by a specified date; amending s. 627.6699, F.S.; requiring small employer carriers to comply with certain requirements for prescription drug formulary changes; amending s. 641.31, F.S.; providing an exception to requirements relating to changes in a health maintenance organization's group contract; requiring health maintenance organizations to provide notice of prescription drug formulary changes within a certain timeframe to current and prospective subscribers and the subscribers' treating physicians; specifying requirements for the content of such notice and the manner in which it must be provided; specifying requirements for a notice of medical necessity submitted by the treating physician; authorizing health maintenance organizations to provide certain means for submitting the notice of medical necessity; requiring the commission to adopt a certain form by rule by a specified date; specifying a coverage requirement and restrictions on coverage modification by health maintenance organizations receiving a notice of medical necessity; providing construction and applicability; requiring health maintenance organizations to maintain a record of formulary changes; requiring health maintenance organizations to annually submit a specified report to the office by a specified date; requiring the office to annually compile certain data and prepare a report, make the report publicly accessible on its website, and submit the report to the Governor and the Legislature by a specified date; providing applicability; providing a declaration of important state interest; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Boyd—

SB 748—A bill to be entitled An act relating to the My Safe Florida Home Program; amending s. 215.5586, F.S.; providing that licensed, rather than certified, inspectors are to provide hurricane mitigation inspections on site-built, single-family, residential properties that have been granted a homestead exemption; specifying that townhouses are included in such properties; revising the information provided to homeowners as part of a hurricane mitigation inspection; revising the hurricane mitigation inspectors that may be selected by the Department of Financial Services to provide hurricane mitigation inspections; deleting a provision requiring the department to implement a certain quality assurance program; authorizing the department to establish specified criteria for prioritizing inspection applications; revising the criteria for mitigation grant eligibility for homeowners; deleting a provision that subjects mitigation projects to random reinspection for a specified timeframe; revising the improvements for which mitigation grants may be used; revising the amount low-income homeowners may receive from the department under the grant program; deleting a provision authorizing low-income homeowners to use grant funds for specified purposes; deleting a requirement that the department establish specified criteria for prioritizing grant applications; authorizing, rather than requiring, the program to develop and distribute certain brochures to specified persons; deleting a provision requiring certain contracts entered into by the department to be reviewed and approved by the Legislative Budget Commission; requiring the department to develop a certain quality assurance and reinspection program; revising the contents of the annual report the department is required to deliver to the Legislature; conforming provisions to changes made by the act; making technical changes; reenacting s. 215.5588(3), F.S., relating to the Florida Disaster Recovery Program, to incorporate the amendments made to s. 215.5586, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Calatayud—

SB 750—A bill to be entitled An act relating to articulation agreements; amending s. 1007.23, F.S.; requiring the Articulation Coordinating Committee to convene a workgroup by a specified date to develop specified articulation agreements; providing requirements for the workgroups; requiring state universities and Florida College System institutions to adopt specified articulation agreements by a speci-

fied date; amending s. 1007.24, F.S.; requiring Florida College System institutions to award transfer credit for certain courses; prohibiting Florida College System institutions from requiring a student to repeat certain coursework; revising the application of transfer course credit; amending s. 1007.25, F.S.; providing requirements for an associate in arts specialized transfer degree; requiring the State Board of Education to establish criteria for the review and approval of new specialized transfer degrees; requiring the Division of Florida Colleges to review proposals and, in the event of deficiencies, to provide certain written notice to the Florida College System institution; providing requirements for the approval process; providing that, upon approval of a new associate in arts specialized transfer degree, Florida College System institutions may offer the degree and shall report certain data; requiring the State Board of Education to adopt rules; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committee on Education Postsecondary; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Calatayud—

SB 752—A bill to be entitled An act relating to temporary commercial kitchens; amending s. 509.101, F.S.; defining the term “temporary commercial kitchen”; authorizing the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to adopt by rule operational requirements for temporary commercial kitchens; providing an effective date.

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

By Senator Calatayud—

SB 754—A bill to be entitled An act relating to intravenous vitamin treatment; providing a short title; creating s. 464.0124, F.S.; defining the term “intravenous vitamin treatment”; requiring the Board of Nursing to adopt rules establishing procedures for administering intravenous vitamin treatment and establishing related emergency protocols; providing requirements for such rules; providing requirements for persons administering intravenous vitamin treatment to new clients and certain returning clients; requiring such persons to obtain a certain assessment from the client before administering such treatment; prohibiting the administration of such treatment if the assessment indicates that it is unsafe for the client; requiring that clients be provided certain information before the treatment is administered; requiring persons administering such treatment to have a written emergency plan; requiring a copy of the plan be kept at the location offering such treatment; providing requirements for the plan; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Calatayud—

SB 756—A bill to be entitled An act relating to cigarette tax distributions; amending s. 210.20, F.S.; providing specified distributions of cigarette tax collections to the Board of Directors of the Sylvester Comprehensive Cancer Center at the University of Miami Health System and the Board of Directors of the University of Florida Health Shands Cancer Hospital during specified periods; providing authorized uses of the funds; specifying a minimum annual distribution; reenacting s. 210.205, F.S., relating to cigarette tax distribution reporting, to incorporate the amendment made to s. 210.20, F.S., in a reference thereto; providing an effective date.

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

By Senator Calatayud—

SB 758—A bill to be entitled An act relating to reading strategies; amending s. 1001.215, F.S.; requiring that certain reading instructional and intervention programs exclude specified programs; amending s. 1004.04, F.S.; requiring that certain reading instructional strategies exclude specified programs; amending s. 1004.85, F.S.; requiring that certain reading instructional strategies exclude specified programs; amending s. 1006.283, F.S.; requiring that certain instructional materials exclude specified materials; amending s. 1006.31, F.S.; requiring that certain instructional materials exclude specified materials; amending s. 1011.62, F.S.; requiring that certain supplemental instructional materials exclude specified materials; revising a requirement pertaining to school districts’ comprehensive reading plans; amending s. 1012.56, F.S.; requiring that certain reading instructional strategies exclude specified strategies; amending s. 1012.98, F.S.; requiring that certain teacher training exclude specified training; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Perry—

SB 760—A bill to be entitled An act relating to wrecker and towing-storage operators; amending s. 321.051, F.S.; prohibiting the Division of the Florida Highway Patrol from excluding wrecker operators from the wrecker operator system or from being designated as an authorized wrecker operator based solely on a prior felony conviction; providing an exception; amending s. 713.78, F.S.; defining the term “towing-storage operator”; authorizing a towing-storage operator to charge certain fees; providing that a lien can be placed on a vehicle only for specified fees; requiring a towing-storage operator to accept credit cards; deleting certain requirements for law enforcement agencies and the Department of Highway Safety and Motor Vehicles; revising the timeframe in which certain unclaimed vehicles or vessels may be sold; revising the timeframe in which a notice of lien must be sent for certain unclaimed vehicles or vessels; revising the timeframe in which a towing-storage operator must provide certain notice to the public agency of jurisdiction; requiring that such notice be sent by certified mail; requiring the posting of a bond or other security be done in a specified manner; revising the timeframe in which public notice of the sale of a vehicle or vessel must be published; restricting the imposition of storage charges under certain circumstances; revising the amount a lienor may charge as an administrative fee; requiring a towing-storage operator to maintain certain records; providing the exclusive remedy for certain liens; making technical changes; amending s. 559.917, F.S.; providing procedures and requirements for acquiring a bond to release certain liens; providing definitions; amending ss. 83.09, 83.805, and 677.210, F.S.; conforming provisions to changes made by the act; amending s. 715.07, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Wright—

SB 762—A bill to be entitled An act relating to a property tax exemption for surviving spouses of veterans; amending s. 196.081, F.S.; authorizing a surviving spouse of a veteran who predeceased the issuance of a certain letter from the Federal Government to produce the letter before the property appraiser; providing applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Simon—

SB 764—A bill to be entitled An act relating to interference with sporting or entertainment events; creating s. 871.05, F.S.; defining terms; prohibiting certain actions during covered sporting and entertainment events; providing criminal penalties; prohibiting a person

from profiting or benefitting from violations; providing for forfeiture and distribution of profits from a violation; providing an effective date.

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

By Senator Burgess—

SB 766—A bill to be entitled An act relating to photographic enforcement of school bus safety; creating s. 316.616, F.S.; defining the terms “school bus” and “side stop signal arm enforcement system”; authorizing school districts to install and operate side stop signal arm enforcement systems on school buses; requiring school districts to post certain warning signs or stickers on such buses; authorizing school districts to contract with a private vendor or manufacturer to provide side stop signal arm enforcement systems; requiring a school district to enter into a certain interlocal agreement with one or more law enforcement agencies to establish certain responsibilities; requiring manufacturers and vendors to submit specified information to certain law enforcement agencies within a specified timeframe; requiring certain law enforcement agencies to review certain information to determine whether a violation occurred and electronically certify a notice of violation under certain circumstances; providing that certain certificates sworn to or affirmed by a law enforcement officer are prima facie evidence; providing that recorded images evidencing a violation are admissible in any judicial or administrative proceeding; providing a rebuttable presumption; providing notice requirements and procedures; authorizing registered motor vehicle owners served a notice of violation to take certain actions; providing that payment of the fine operates as a final disposition of the civil penalty; providing notice requirements and procedures for unpaid civil penalties; requiring the Department of Highway Safety and Motor Vehicles to refuse to renew the registration of motor vehicles and prohibit the transfer of title under specified circumstances; requiring the department to remove penalties imposed on a registered motor vehicle owner upon notification of proof of payment; requiring that side stop signal arm enforcement system equipment be incapable of automated or user-controlled remote surveillance; specifying requirements of and prohibitions on the use of recorded video and still images captured by the side stop signal arm enforcement system; providing that a registered motor vehicle owner is not responsible for a violation if the vehicle was reported stolen at the time the violation occurred; providing construction; providing a civil penalty; providing for distribution of such penalty; requiring school districts operating a side stop signal arm enforcement system to provide a summary report to the Governor, the Legislature, and the department annually by a specified date; requiring the State Board of Education to establish specifications for testing a side stop signal arm enforcement system at regular intervals; authorizing the state board to adopt rules; amending s. 1006.21, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Martin—

SB 768—A bill to be entitled An act relating to referral of patients by health care providers; amending s. 456.053, F.S.; deleting the definitions of the terms “direct supervision” and “present in the office suite”; revising the definition of the term “referral” to remove reference to direct physician supervision and to require compliance with certain Medicare payment and coverage rules; amending s. 641.316, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Bradley—

SB 770—A bill to be entitled An act relating to residential real estate listing agreements; creating s. 475.279, F.S.; defining terms; specifying a limitation on the term of an option to enter into a listing agreement for the disposition of residential real property; prohibiting a court from

enforcing an option to enter into a listing agreement by certain means; requiring notice and a written agreement of the residential property owner before a broker may assign the option to enter into a listing agreement to another broker; providing construction; providing penalties for violations; providing an effective date.

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

By Senator Davis—

SB 772—A bill to be entitled An act relating to the Florida Hometown Hero Housing Program; creating s. 420.5096, F.S.; creating the Florida Hometown Hero Housing Program to be administered by the Florida Housing Finance Corporation; providing the purpose of the program; specifying requirements for loans under the program; authorizing the corporation to underwrite and make such loans to specified borrowers; specifying borrowers who are ineligible for the program; specifying that the loans must be made available for a certain period of time; providing applicability; providing an effective date.

—was referred to the Committee on Community Affairs; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Appropriations.

By Senator Brodeur—

SB 774—A bill to be entitled An act relating to financial disclosures for local officers; amending s. 112.3144, F.S.; requiring specified local officers to file a full and public disclosure of financial interests; amending s. 112.3145, F.S.; revising the definition of the term “local officer”; providing an effective date.

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

By Senator Rouson—

SB 776—A bill to be entitled An act relating to sentencing; creating s. 893.13501, F.S.; providing legislative intent; providing for the retroactive applicability of s. 893.135, F.S.; requiring the initial sentencing and the resentencing of certain persons who committed certain violations before a specified date which involved trafficking in hydrocodone or codeine; providing criminal penalties for such violations that are subject to an initial sentencing or a resentencing; providing legislative intent; providing for the retroactive applicability of s. 893.135, F.S.; requiring the initial sentencing and the resentencing of certain persons who committed certain violations before a specified date which involved trafficking in oxycodone; providing criminal penalties for such violations that are subject to an initial sentencing or a resentencing; specifying procedures for such resentencing; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Rouson—

SB 778—A bill to be entitled An act relating to food insecure areas; creating s. 163.31791, F.S.; providing legislative findings; defining terms; authorizing a local government to enact land development regulations to permit land use for a small-footprint grocery store located in a food insecure area; authorizing a local government to include in its comprehensive plan a provision permitting land use for a small-footprint grocery store located in a food insecure area; authorizing a local government to require mandatory reporting of certain information from a small-footprint grocery store; providing an effective date.

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

By Senator Calatayud—

SB 780—A bill to be entitled An act relating to computer science instruction in K-12 public schools; amending s. 1003.01, F.S.; defining the terms “computational thinking” and “computer science”; creating s. 1003.4202, F.S.; requiring computer science courses to be included in the Course Code Directory and published on the Department of Education’s website; requiring the Florida Virtual School to offer certain computer science courses; requiring school districts to provide instruction in computer science; providing requirements for the instruction; requiring school districts to provide students with access to computer science courses through the Florida Virtual School or by other means under certain circumstances; requiring high school students to be provided opportunities to take certain computer science courses for specified purposes; authorizing elementary and middle schools to establish digital classrooms for specified purposes; subject to legislative appropriation, authorizing school districts and consortiums of school districts to apply to the department for funding for specified purposes; providing requirements for such funding; defining the term “instructional personnel”; subject to legislative appropriation, providing for bonuses for certain instructional personnel; providing requirements for such bonuses; providing for the carryforward of certain funds; providing for rulemaking; repealing s. 1007.2616, F.S., relating to computer science and technology instruction; providing an effective date.

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

By Senator Hooper—

SB 782—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 468.8414, F.S.; requiring the department to certify for licensure qualified individuals who practice mold assessment or mold remediation and hold certain licenses issued by other states or territories; amending s. 469.004, F.S.; revising requirements for the issuance of an asbestos consultant’s license; requiring the department to certify for licensure by endorsement asbestos consultants and asbestos contractors who meet certain exam and other state licensure requirements; requiring asbestos consultants and asbestos contractors to complete certain courses; amending s. 489.514, F.S.; removing a time limitation for applying for certain contracting licenses under certain provisions; amending s. 509.091, F.S.; requiring licensees and licensed agents to provide the department’s Division of Hotels and Restaurants with e-mail addresses at which they can be contacted; authorizing the division to deliver notices and inspection reports by e-mail; amending s. 509.101, F.S.; revising the guest register maintenance requirements that an operator of a transient establishment must meet; amending s. 509.241, F.S.; providing for the expiration of public lodging establishment and public food service establishment licenses; authorizing the licenses to be renewed for specified timeframes; requiring the division to provide forms for license renewals and license applications; requiring licensees and licensed agents to maintain a division online account and provide the division with specified information; amending s. 509.251, F.S.; revising the public lodging establishment and public food service establishment license fees to include an option for 2-year renewals; limiting the fees the division may charge for a 2-year license renewal; requiring license fees to be paid in full at the time of application; amending s. 548.043, F.S.; deleting a requirement limiting the types of boxing exhibitions which require a specified maximum difference in participant weights; reenacting s. 509.102(2), F.S., relating to mobile food dispensing vehicles, to incorporate the amendment made to s. 509.251, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Burgess—

SB 784—A bill to be entitled An act relating to the Special Persons Registry; providing a short title; creating s. 402.88, F.S.; authorizing local law enforcement agencies to develop and maintain a database, to be known as the “Special Persons Registry,” for a specified purpose; providing for enrollment in and removal from the registry; specifying

information the registry may include; authorizing local law enforcement agencies to provide relevant information from the registry to law enforcement officers under certain circumstances; providing an effective date.

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

By Senator Burgess—

SB 786—A bill to be entitled An act relating to public records; amending s. 402.88, F.S.; providing an exemption from public records requirements for all records, data, information, correspondence, and communications relating to and submitted in connection with the enrollment of persons in the Special Persons Registry maintained by local law enforcement agencies; providing exceptions; prohibiting law enforcement agencies, county emergency management agencies, and local fire departments from further disclosing confidential and exempt information; providing exceptions; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing for retroactive application; providing a contingent effective date.

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

By Senator Stewart—

SB 788—A bill to be entitled An act relating to homeowners’ associations; amending s. 720.303, F.S.; requiring an association to provide copies of the association’s rules and covenants to every member before a specified date, and every new member thereafter; requiring an association to provide members with a copy of updated rules and covenants; authorizing an association to adopt rules relating to providing copies of updated rules and covenants; providing an effective date.

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

By Senator Harrell—

SB 790—A bill to be entitled An act relating to self-storage facilities; amending s. 83.806, F.S.; revising written notice requirements relating to the satisfaction of an owner’s lien; revising publication requirements relating to advertising the sale or other disposition of self-storage facilities; revising the required timeframe for such sale or disposition; amending s. 83.808, F.S.; requiring that rental agreements authorize tenants to designate an optional alternate contact for purposes of providing specified notice; specifying that designating an alternate contact does not give the contact interest in contents stored at a self-service storage facility or in the self-contained storage unit; providing an effective date.

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

By Senator Jones—

SB 792—A bill to be entitled An act relating to social media protection for minors; creating s. 501.174, F.S.; requiring social media platforms to disclose specified information and provide specified resources, measures, and disclaimers; prohibiting social media platforms that fail to meet certain requirements from accepting new accounts from minors; requiring the Department of Agriculture and Consumer Services, subject to legislative appropriation, to enforce specified provisions and implement specified measures; providing a fine for violations; requiring that fines collected be used for specified purposes; prohibiting certain schools from requiring students to register, enroll, or participate in social media platforms for educational purposes; providing an effective date.

—was referred to the Committee on Commerce and Tourism; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Harrell—

SB 794—A bill to be entitled An act relating to the Growing Teachers from Within Pilot Program; creating the pilot program within the Department of Education, contingent upon legislative appropriation; providing a purpose for the pilot program; requiring school districts to apply to the department by a specified date in order to participate in the pilot program; requiring the Commissioner of Education to select participating school districts based on specified criteria to participate in the pilot program; requiring the commissioner to coordinate with certain state universities; specifying eligibility requirements for participation by school employees in the pilot program; requiring that funding for the pilot program be used in a specified manner; requiring participating school districts to submit a report to the commissioner on an annual basis; authorizing the State Board of Education to adopt rules; providing for expiration; providing an effective date.

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

By Senator Wright—

SB 796—A bill to be entitled An act relating to seaports; amending s. 311.07, F.S.; increasing the minimum amount of funds to be made available for the Florida Seaport Transportation and Economic Development Program from the State Transportation Trust Fund beginning in a specified fiscal year; amending s. 311.09, F.S.; increasing the amount the Department of Transportation is required to include in its annual legislative budget request for the program; removing obsolete language; amending s. 311.10, F.S.; increasing the amount of funds to be made available from the State Transportation Trust Fund to fund the Strategic Port Investment Initiative beginning in a specified fiscal year; reenacting ss. 320.20(3) and 339.0801(1)(f), F.S., relating to the disposition of license tax moneys and the allocation of increased revenues from certain provisions, respectively, to incorporate the amendment made to s. 311.07, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Appropriations.

By Senator Ingoglia—

SB 798—A bill to be entitled An act relating to solid waste management; amending s. 403.706, F.S.; prohibiting municipalities and counties from prohibiting or unreasonably restraining private entities from providing recycling or solid waste management services to certain properties; authorizing municipalities and counties to require such private entities to obtain permits, licenses, or nonexclusive franchise equivalents that meet certain requirements; requiring municipalities and counties to apply certain fees to all permit, license, and non-exclusive franchise equivalent holders; providing requirements for contracts or franchises in place as of a specified date; providing an effective date.

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

By Senator Wright—

SB 800—A bill to be entitled An act relating to the retail sale of domestic dogs and cats; creating s. 828.32, F.S.; defining terms; prohibiting pet stores from selling or offering for sale domestic dogs and cats; providing civil penalties; providing construction; providing an effective date.

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

By Senator Osgood—

SB 802—A bill to be entitled An act relating to restorative justice; amending s. 945.71, F.S.; revising legislative intent for inmate training programs; amending s. 945.73, F.S.; requiring the Department of Corrections to develop and implement training about restorative justice practices; amending s. 960.001, F.S.; requiring notice to victims if restorative justice is available; defining the term “restorative justice”; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Simon—

SB 804—A bill to be entitled An act relating to required African-American instruction; amending s. 1003.42, F.S.; requiring each school district to certify and provide certain evidence to the Department of Education regarding certain instruction; authorizing the department to seek input from and contract with certain educational organizations for specified purposes; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Harrell—

SB 806—A bill to be entitled An act relating to organ transplants; amending s. 395.1055, F.S.; requiring the Agency for Health Care Administration to adopt by rule specified minimum standards for certain organ transplants; providing that hospitals that do not meet these standards by, or begin organ transplant programs after, a specified date have 3 years to meet such standards and must maintain them thereafter; providing construction; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Powell—

SB 808—A bill to be entitled An act relating to educator certifications; amending s. 1012.55, F.S.; conforming provisions to changes made by the act; amending s. 1012.56, F.S.; providing that individuals who meet specified requirements have met certain educator certification requirements; revising the number of years for which certain temporary educator certificates are valid; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Gruters—

SB 810—A bill to be entitled An act relating to financing improvements to real property; amending s. 163.08, F.S.; revising legislative intent; defining and revising terms; authorizing a residential or commercial property owner to apply to a local government for funding to finance an improvement and to enter into a financing agreement with the local government; providing that a non-ad valorem assessment on certain commercial property is subject to a certain fee; requiring a delinquent assessment with a nongovernmental lessee to be enforced in the manner provided by law; specifying requirements of the financing agreement for government commercial property; specifying the determinations a local government must make before entering into a financing agreement for commercial and residential properties; authorizing a financing agreement to be executed for commercial property under certain circumstances; restricting what improvements may be

covered in certain agreements between local governments and residential property owners; limiting the amount of non-ad valorem assessment for certain residential property; providing an exception relating to non-ad valorem assessment for residential property that is supported by an energy audit; specifying requirements for local government before entering into a financing agreement; revising notice requirements regarding an owner's intent to enter into a financing agreement; revising the seller's disclosure statement for certain properties offered for sale; providing construction; providing an effective date.

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

By Senator Simon—

SB 812—A bill to be entitled An act relating to citizen's arrest; creating s. 901.001, F.S.; abrogating the common-law remedy of citizen's arrest; prohibiting a private person who is not a law enforcement officer from arresting another person; providing exceptions; providing an effective date.

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

By Senator Gruters—

SM 814—A memorial to the Congress of the United States, urging Congress to prohibit the use of Supplemental Nutrition Assistance Program benefits to purchase soft drinks.

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

By Senator Polsky—

SB 816—A bill to be entitled An act relating to challenges to development orders; amending s. 163.3215, F.S.; requiring a prevailing party to show that the challenge to a development order was frivolous before the prevailing party is entitled to recover reasonable attorney fees and costs; prohibiting a prevailing party in a challenge to a comprehensive plan from an award of reasonable attorney fees and costs; providing that intervenors are not entitled to recover reasonable attorney fees and costs and may not recover certain attorney fees and costs; providing applicability; providing an effective date.

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

By Senator Jones—

SB 818—A bill to be entitled An act relating to HIV infection prevention drugs; creating s. 465.1861, F.S.; defining terms; authorizing licensed pharmacists to screen for HIV exposure and order and dispense HIV infection prevention drugs in accordance with a certain written supervisory protocol or statewide drug therapy protocol; requiring pharmacists to be certified by the Board of Pharmacy before ordering and dispensing HIV infection prevention drugs; requiring the board, in consultation with the Board of Medicine and the Board of Osteopathic Medicine, to adopt rules for such certification; specifying minimum requirements for the certification; requiring the board, in consultation with the Board of Medicine, the Board of Osteopathic Medicine, and the Department of Health, to develop a certain statewide drug therapy protocol; providing requirements for development of the protocol; requiring the board to adopt rules, including specified rules; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 820—A bill to be entitled An act relating to the homestead tax exemption for totally and permanently disabled persons; amending s. 196.101, F.S.; providing eligibility for the exemption to totally and permanently disabled persons with intellectual disabilities; removing a condition that totally and permanently disabled persons must use a wheelchair for mobility or be legally blind to qualify for the exemption; providing that certificates of disability providing prima facie evidence of eligibility may be provided by the Social Security Administration; revising physician and optometrist certification forms; providing that an applicant for the exemption may apply before receiving necessary documentation from the Social Security Administration; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Berman—

SB 822—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Paddling in Florida license plate; providing for distribution and use of fees collected from the sale of the plate; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Collins—

SB 824—A bill to be entitled An act relating to veterans' services and recognition; amending s. 20.37, F.S.; creating the Division of Long-term Care within the Department of Veterans' Affairs; amending s. 292.11, F.S.; revising qualifications for employment of county and city veteran service officers; creating part III of ch. 296, F.S.; creating the "Veterans' Adult Day Health Care of Florida Act"; providing a purpose and definitions; providing for the appointment of an operator; specifying the qualifications, duties, and responsibilities of the operator; establishing a nondiscrimination policy for the program; providing for eligibility and priority of admittance; providing for participants' contribution to support; providing for program audits, inspections, and operational standards; creating s. 683.1475, F.S.; designating the week of November 11 of each year as "Veterans Week" in Florida; authorizing the Governor to issue an annual proclamation; providing an effective date.

—was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Stewart—

SB 826—A bill to be entitled An act relating to standard high school diploma award requirements; amending s. 1002.3105, F.S.; adding a new requirement for the award of a standard high school diploma to Academically Challenging Curriculum to Enhance Learning students; amending s. 1003.4282, F.S.; requiring students, beginning with those entering grade 9 in a specified school year, to submit a Free Application for Federal Student Aid in order to be awarded a standard high school diploma; providing an exemption; amending s. 1003.5716, F.S.; conforming cross-references; reenacting s. 1003.03(3)(c), F.S., relating to maximum class size, to incorporate the amendment made to s. 1002.3105, F.S., in a reference thereto; reenacting ss. 1002.20(8), 1003.4281(1), 1003.4285(1), 1003.5716(1), and 1011.62(1)(n), F.S., relating to K-12 student and parent rights, early high school graduation, standard high school diploma designations, transition to postsecondary education and career opportunities, and funds for operation of schools, respectively, to incorporate the amendment made to s. 1003.4282, F.S., in references thereto; reenacting ss. 409.1451(2)(a), 1002.33(7)(a), 1002.34(4)(g), 1002.45(4)(b), 1003.49(1), 1004.935(1), 1006.15(3)(a), 1009.531(1)(b), and 1009.893(4), F.S., relating to the Road-to-Independence Program, charter schools, charter technical career centers, virtual instruction programs, graduation and promotion requirements for publicly operated schools, the Adults with Disabilities Workforce

Education Program, standards for participation in interscholastic and intrascholastic extracurricular student activities, the Florida Bright Futures Scholarship Program, and the Benacquisto Scholarship Program, respectively, to incorporate the amendments made to ss. 1002.3105 and 1003.4282, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Polsky—

SB 828—A bill to be entitled An act relating to grand juries; amending s. 905.27, F.S.; revising the list of persons prohibited from disclosing the testimony of a witness examined before a grand jury or other evidence it receives; creating an exception for a request by the media or an interested person to the prohibited publishing, broadcasting, disclosing, divulging, or communicating of any testimony of a witness examined before the grand jury, or the content, gist, or import thereof; providing criminal penalties; providing construction; making technical changes; reenacting s. 905.17(1) and (2), F.S., relating to who may be present during a session of a grand jury, to incorporate the amendment made to s. 905.27, F.S., in references thereto; providing an effective date.

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

By Senator Hooper—

SB 830—A bill to be entitled An act relating to competitive award of public construction works contracts; amending s. 255.20, F.S.; revising the applicability of a requirement that certain governmental entities must competitively award certain public construction works contracts; making technical changes; providing an effective date.

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

By Senator Berman—

SB 832—A bill to be entitled An act relating to Holocaust Remembrance Day; creating s. 683.045, F.S.; requiring the Governor to proclaim January 27 of each year as “Holocaust Remembrance Day”; requiring such day to be observed in public schools and by public exercises as the Governor may designate; requiring educational instruction to be provided; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Governmental Oversight and Accountability; and Rules.

By Senator Harrell—

SB 834—A bill to be entitled An act relating to dental payments under health insurance plans; amending s. 627.6131, F.S.; prohibiting certain restrictions on payment methods by individual health insurers to dentists; providing requirements if certain payment methods are initiated or changed; prohibiting fees for payment transmittals; providing exceptions; requiring enforcement by the Financial Services Commission; prohibiting insurers from denying certain claims submitted by dentists except under specified circumstances; providing construction; amending s. 627.6474, F.S.; revising the definition of the term “covered services”; creating s. 627.65772, F.S.; prohibiting certain restrictions on payment methods by group health insurers to dentists; providing requirements if certain payment methods are initiated or changed; prohibiting fees for payment transmittals; providing exceptions; requiring enforcement by the commission; prohibiting insurers from denying certain claims submitted by dentists except under specified circumstances; providing construction; amending s. 636.035, F.S.; revising the definition of the term “covered services”; prohibiting certain restrictions on payment methods by prepaid limited health service organizations to dentists; providing requirements if certain payment methods are initiated or changed; prohibiting fees for payment trans-

mittals; providing exceptions; requiring enforcement by the commission; prohibiting such organizations from denying certain claims submitted by dentists except under specified circumstances; providing construction; amending s. 641.315, F.S.; prohibiting certain restrictions on payment methods by health maintenance organizations to dentists; providing requirements if certain payment methods are initiated or changed; prohibiting fees for payment transmittals; providing exceptions; requiring enforcement by the commission; prohibiting such organizations from denying certain claims submitted by dentists except under specified circumstances; providing construction; providing an effective date.

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

By Senator Powell—

SB 836—A bill to be entitled An act relating to theft from nonprofit organizations; creating s. 812.0146, F.S.; providing for the reclassification of certain theft offenses of specified amounts from nonprofit organizations; requiring restitution and community service for certain violations; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Collins—

SB 838—A bill to be entitled An act relating to proceeds funding motorcycle safety education; amending s. 320.08, F.S.; requiring a portion of Highway Safety Operating Trust Fund proceeds to fund a motorcycle driver improvement program administered by a specified nonprofit entity; providing program requirements; requiring a report to the Legislature; amending s. 322.025, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Appropriations.

By Senator Powell—

SB 840—A bill to be entitled An act relating to prosecuting children as adults; amending s. 985.265, F.S.; prohibiting a jail or other facility intended or used for the detention of adults from holding a child who has been transferred to adult court for criminal prosecution before a specified hearing to determine if the child should be prosecuted as an adult, unless the child waives his or her right to such hearing; amending s. 985.556, F.S.; deleting provisions requiring a state attorney to request a court to transfer and certify a child for prosecution as an adult or to provide written reasons to the court for not making such request, or to proceed under specified provision; amending s. 985.557, F.S.; deleting references to the state attorney’s discretion to direct file a juvenile; revising discretionary direct file criteria; requiring a court to advise a child and his or her parent or guardian of the child’s right to a certain due process evidentiary hearing upon a state attorney filing an information transferring a child to adult court; requiring that the child or the child’s parent or guardian receive a due process evidentiary hearing; requiring the judge to conduct the hearing within a certain timeframe; requiring a judge to consider specified information and factors; authorizing a judge to consider certain reports; providing for continued jurisdiction with regard to the child; providing an exception; requiring the adult court to render an order that includes certain findings; authorizing review of the order; amending ss. 985.15 and 985.565, F.S.; conforming provisions to changes made by the act; amending s. 985.03, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Harrell—

SB 842—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 and location information of persons reporting a potential violation of a county or municipal code or ordinance; 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 referred to the Committees on Community Affairs; Governmental Oversight and Accountability; and Rules.

By Senator Yarborough—

SB 844—A bill to be entitled An act relating to a sales tax exemption for renewable natural gas machinery and equipment; amending s. 212.08, F.S.; defining the term “renewable natural gas”; providing a sales tax exemption for the purchase of certain machinery and equipment relating to renewable natural gas; requiring purchasers of such machinery and equipment to furnish the vendor with a certain affidavit; providing an exception; providing penalties, including a criminal penalty; authorizing the Department of Revenue to adopt rules; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Avila—

SB 846—A bill to be entitled An act relating to agreements of state colleges and state universities with foreign entities; amending s. 288.860, F.S.; defining terms; prohibiting state universities and state colleges from accepting grants or participating in agreements with a foreign country of concern unless specified conditions are met; authorizing state universities to enter into agreements with a foreign country of concern if such agreement is approved by the Board of Governors and specified requirements are met; authorizing the board to sanction and to withhold performance funding from a state university for entering into an unauthorized foreign agreement; authorizing a state college to enter into an agreement with a foreign country of concern if such agreement is authorized by the State Board of Education and specified requirements are met; authorizing the state board to sanction and to withhold performance funding from a state college for entering into an unauthorized agreement with a foreign country of concern; requiring each state university and state college to annually submit specified information to the Board of Governors and Department of Education if certain conditions are met; requiring the Board of Governors and the department to annually submit a report to the Governor and the Legislature; providing requirements for the report; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively; amending s. 286.101, F.S.; revising and defining terms; prohibiting a state university or state college from soliciting or accepting a gift from a foreign country of concern; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively; providing an effective date.

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

By Senator Powell—

SM 848—A memorial to the Congress of the United States, urging Congress to stand in support of the fight for freedom of the people of Iran.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Yarborough—

SB 850—A bill to be entitled An act relating to compulsive and addictive gambling prevention; creating s. 16.7121, F.S.; providing legislative intent and purpose; defining terms; establishing the Compulsive

and Addictive Gambling Prevention Program within the Florida Gaming Control Commission; requiring the commission to contract for services relating to the program; providing the duties of the program; requiring the commission to ensure that gaming facilities participate in the program by taking certain actions; authorizing the commission to allocate funding for the program from a specified source; providing a limit on the amount that the commission can allocate to the trust fund; providing for rulemaking; amending s. 24.120, F.S.; requiring the Department of the Lottery to deposit a certain percentage of specified funds into a certain trust fund for the purpose of the program; repealing s. 551.118, F.S., relating to the compulsive or addictive gambling prevention program; amending ss. 550.135 and 551.104, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Appropriations.

By Senator Berman—

SB 852—A bill to be entitled An act relating to victims of sexual violence or sexual exploitation; creating s. 960.31, F.S.; providing definitions; providing that a victim of sexual violence or sexual exploitation has the right to prevent any person or entity from disclosing or disseminating information or records that might identify him or her as a victim; prohibiting a person or an entity in possession of information or records that might identify an individual as a victim of sexual violence or sexual exploitation from disclosing or disseminating such information or records without first obtaining the express written consent of the victim; authorizing an aggrieved person to initiate a civil action for an injunction against certain persons or entities; providing procedures for initiating such civil action; providing that an aggrieved party who prevails in seeking an injunction is entitled to reasonable attorney fees and costs; providing that specified rights may be waived only by express action; providing applicability; providing construction; providing an effective date.

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

By Senator Stewart—

SB 854—A bill to be entitled An act relating to release of adoption information; amending s. 63.162, F.S.; revising the information that may be disclosed from hearings and records in adoption proceedings without a court order; removing a required fee for certain services and expenses; revising a requirement regarding the release of identifying information of birth parents, adoptive parents, and adoptees; removing a requirement to appoint certain entities upon petition of an adult adoptee or birth parent in certain circumstances; amending s. 382.015, F.S.; authorizing the Department of Health to break the seal of specified birth records upon the request of certain persons under certain conditions; amending s. 63.085, 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; Judiciary; and Rules.

By Senator Rodriguez—

SB 856—A bill to be entitled An act relating to amendments to land development regulations; amending s. 163.3167, F.S.; prohibiting an initiative or referendum process on land development regulation amendments; revising legislative intent to conform to changes made by the act; providing an effective date.

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

By Senators Torres and Wright—

SB 858—A bill to be entitled An act relating to the Military Corpsmen and Medics of Florida Program; creating s. 295.126, F.S.; providing legislative intent; defining terms; establishing the Military Corpsmen

and Medics of Florida (MCMF) Program; providing the purposes of the program; providing the components of the program; creating the MCMF Program Office of Veterans Advocacy within the Department of Health; providing that the MCMF Program Veterans' Advocate is the head of the office; providing qualifications of the advocate; prescribing duties of the advocate; requiring the MCMF Program, through the Department of Economic Opportunity, to assist certain veterans and their spouses with specified tasks; requiring Florida Is For Veterans, Inc., to coordinate with specified entities to fulfill the program's purposes and recruit, establish, and maintain a statewide list of participating health care providers; requiring the department to waive certain fees for specified veterans and their spouses; authorizing the department to adopt rules; amending s. 295.22, F.S.; requiring Florida Is for Veterans, Inc., to collaborate with specified entities to implement the MCMF Program; specifying duties of Florida Is For Veterans, Inc., related to the program; creating s. 1004.0963, F.S.; defining the term "department boards"; requiring the Board of Governors and the State Board of Education, in consultation with specified entities, to adopt specified regulations and rules, respectively; requiring the Articulation Coordinating Committee to convene a workgroup by a specified date; providing responsibilities of the workgroup; providing the membership of the workgroup; requiring the Office of K-20 Articulation to provide administrative support to the workgroup; requiring the workgroup to establish a specified process for prioritizing and determining certain course equivalencies and minimum credit or clock hours awarded to certain individuals; requiring the workgroup to provide certain recommendations to the Board of Governors and the State Board of Education by a specified date; requiring the Articulation Coordinating Committee to approve a specified list of certain course equivalencies and credits and clock hours for certain veterans; requiring the committee to annually update the list; requiring specified entities to annually adopt the updated list; providing applicability; requiring specified entities to award credit and clock hours for courses taken and training received by certain veterans under specified conditions; authorizing postsecondary institutions to award additional credit or clock hours, if appropriate; providing that certain credit or clock hours earned by veterans under certain conditions are guaranteed to transfer to specified entities; authorizing the Articulation Coordinating Committee to form a certain subcommittee; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Torres—

SB 860—A bill to be entitled An act relating to the Agreement Among the States to Elect the President by National Popular Vote; providing for enactment of the agreement; providing a method by which a 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 circumstances; providing for the withdrawal of a member state; requiring notification of member states when the agreement takes effect in a nonmember state or when a member state withdraws from the agreement; providing severability; providing definitions; providing an effective date.

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

By Senator Gruters—

SB 862—A bill to be entitled An act relating to 1031 exchange tax credits; creating s. 220.197, F.S.; defining the term "NAICS"; providing a specified corporate income tax credit for a specified taxable year to a taxpayer classified in the passenger car rental and leasing industry if certain conditions were met; providing retroactive operation; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Book—

SB 864—A bill to be entitled An act relating to death with dignity; creating ch. 764, F.S., to be entitled "Personal Autonomy"; creating s. 764.101, F.S.; providing a short title; creating s. 764.102, F.S.; defining terms; creating s. 764.103, F.S.; providing legislative findings and intent; creating s. 764.104, F.S.; providing criteria for individuals to request certain medication as qualified patients; providing criteria to demonstrate residency; requiring qualified patients to make both verbal and written requests for medication; providing requirements and waiting periods for such requests; providing requirements for a form for written requests; specifying requirements for the valid execution of the form; authorizing a qualified patient to rescind a request at any time and in any manner; creating s. 764.105, F.S.; specifying requirements for attending physicians; authorizing an attending physician to sign a qualified patient's death certificate; specifying requirements for consulting physicians; specifying recordkeeping requirements; requiring certain health care providers to report certain information to the Department of Health; requiring the department to annually review certain records for compliance and publish a report on activities and compliance; requiring the department to adopt rules for a specified purpose; creating s. 764.106, F.S.; making certain provisions of certain legal instruments void and unenforceable under certain circumstances; prohibiting an individual's decisions or actions under certain provisions from affecting the sale, procurement, or issuance of certain insurance policies or the rates charged for such policies; creating s. 764.107, F.S.; providing criminal penalties, liabilities, and immunities; defining the terms "notify" and "participation in this chapter"; authorizing employing health care providers to prohibit health care providers from participating under the act while on the premises of facilities that they own or operate if they have provided prior notice of their policy; authorizing employing health care providers to impose specified sanctions against its facilities, operators, and other employees for violating such policies; providing construction; requiring the sanctioning health care providers to use due process procedures when imposing such sanctions; providing that certain sanctions may not be the sole basis for certain disciplinary action against a health care provider's license; providing construction; creating s. 764.108, F.S.; authorizing claims for costs and attorney fees in certain circumstances; creating s. 764.109, F.S.; providing construction and severability; providing an effective date.

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

By Senator Torres—

SB 866—A bill to be entitled An act relating to driver licenses and identification cards; amending s. 322.08, F.S.; requiring proof of a specified identification number for certain applicants for a driver license; deleting a provision authorizing the Department of Highway Safety and Motor Vehicles to require applicants to produce certain documents from the United States Department of Homeland Security for certain purposes; authorizing additional specified documents 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; deleting a provision authorizing applications to include fingerprints and other unique biometric means of identity; amending s. 322.12, F.S.; prohibiting the department from waiving certain tests for applicants who provide proof of identity using specified foreign documents; amending s. 322.142, F.S.; providing a short title; defining the term "agency that primarily enforces immigration law" by identifying specific agencies that are included within the use of the term; prohibiting the department from disclosing or making accessible certain photographs and related information to any agency that primarily enforces immigration law or to any employee or agent of such agency; providing exceptions; requiring that the department notify a person about whom certain information was requested, subject to certain requirements; requiring that the department require a person or entity to certify specified information before any such person or entity receives or has access to certain information; requiring such person or entity to keep certain records for a specified period; requiring that such records be maintained in a manner and form prescribed by department rule and be available for inspection by the department; 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, respectively, except in person and upon

submission of specified identification documents under certain circumstances; conforming provisions to changes made by the act; creating s. 760.45, F.S.; prohibiting a person or an entity from discriminating against an individual because the individual holds or presents a driver license that does not comply with the REAL ID Act of 2005; prohibiting an employer from requiring an employee to present a driver license; providing exceptions; providing construction; prohibiting the state or a local government, an agent acting on behalf of the state or a local government, or a program or activity that receives financial assistance from the state from discriminating against an individual because the individual holds or presents a driver license that does not comply with the REAL ID Act of 2005; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Yarborough—

SB 868—A bill to be entitled An act relating to Medicaid coverage of home health care services; amending s. 409.905, F.S.; defining the terms “attendant care nursing services” and “private duty nursing services”; authorizing the Agency for Health Care Administration to pay for private duty nursing services and attendant care nursing services provided to Medicaid recipients under certain circumstances; exempting certain home health agencies from Medicare Conditions of Participation requirements and equivalent accreditation requirements; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senators Burton and Garcia—

SB 870—A bill to be entitled An act relating to surrendered newborn infants; amending s. 383.50, F.S.; revising the definition of the term “newborn infant”; defining the term “newborn infant safety device”; authorizing certain hospitals, emergency medical services stations, and fire stations to use newborn infant safety devices to accept surrendered newborn infants if the device meets specified criteria; requiring such hospitals, emergency medical services stations, and fire stations to monitor the inside of the device 24 hours per day and physically check and test the devices at specified intervals; providing additional requirements for certain fire stations using such devices; conforming provisions to changes made by the act; authorizing a parent to leave a newborn infant with medical staff or a licensed health care professional at a hospital after the delivery of the newborn infant under certain circumstances; providing that a parent who leaves a newborn infant in a newborn infant safety device has the right to remain anonymous and not to be pursued or followed, with exceptions; authorizing a parent to surrender a newborn infant by calling 911 and requesting an emergency medical services provider to meet at a specified location to retrieve the newborn infant; requiring the parent to stay with the newborn infant until the emergency medical services provider arrives; providing additional locations to which the prohibition on the initiation of criminal investigations based solely on the surrendering of a newborn infant applies; amending s. 63.0423, F.S.; conforming a cross-reference; making conforming changes; providing an effective date.

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

By Senator Torres—

SB 872—A bill to be entitled An act relating to fines levied by homeowners’ associations; amending s. 720.305, F.S.; prohibiting fines imposed by homeowners’ associations from exceeding \$500 in the aggregate unless otherwise provided in the governing documents; providing that a fine of less than that amount may not become a lien against a parcel; providing an effective date.

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

By Senator Torres—

SB 874—A bill to be entitled An act relating to driver license and identification card gender designation; amending ss. 322.051 and 322.08, F.S.; requiring an application for an identification card or a driver license to provide for male, female, or nonbinary gender designation; amending ss. 98.093, 320.05, 322.091, 322.14, and 322.17, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Stewart—

SB 876—A bill to be entitled An act relating to review of employment contracts; creating s. 448.097, F.S.; requiring employers to provide a current employee with a copy of the employee’s employment contract upon request; defining the term “employee”; providing an effective date.

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

By Senator Powell—

SB 878—A bill to be entitled An act relating to temporary teacher certifications; amending s. 1012.55, F.S.; conforming provisions to changes made by the act; amending s. 1012.56, F.S.; authorizing certain education paraprofessionals to be issued a temporary teaching certificate for a specified time period; requiring such paraprofessionals to be assigned a teacher mentor for a minimum number of school years; revising the number of school fiscal years for which a temporary teaching certificate is valid; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Brodeur—

SB 880—A bill to be entitled An act relating to biosolids; amending s. 403.0673, F.S.; authorizing the Department of Environmental Protection, subject to appropriation, to provide grants within the wastewater grant program for projects that convert wastewater residuals to biosolids; providing for the prioritization of such projects; amending s. 403.0855, F.S.; prohibiting the department from authorizing land application site permits for Class B biosolids unless a certain demonstration can be made; requiring the department to publish and annually update maps of protected subwatersheds; requiring land application site permits to meet certain requirements by specified dates; amending s. 403.1835, F.S.; requiring that department water pollution control financial assistance be administered to provide a specified percentage of available funding to projects that convert wastewater residuals to biosolids; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Appropriations.

By Senator Brodeur—

SB 882—A bill to be entitled An act relating to the local government infrastructure surtax; amending s. 212.055, F.S.; providing that proceeds of the surtax may be used to maintain infrastructure; providing that surtax proceeds and any interest may be used for the operational expenses of infrastructure; revising the definition of the term “infrastructure”; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Stewart—

SB 884—A bill to be entitled An act relating to child care services; amending s. 1002.82, F.S.; requiring the Department of Education, subject to legislative appropriation, to establish a program to provide vouchers for child care services to parents who meet a specified income requirement; authorizing the State Board of Education to adopt rules; providing an effective date.

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

By Senator Stewart—

SB 886—A bill to be entitled An act relating to preemption of tree pruning, trimming, and removal; repealing s. 163.045, F.S., relating to tree pruning, trimming, or removal on residential property; providing an effective date.

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

By Senator Stewart—

SB 888—A bill to be entitled An act relating to firearms without a unique serial number or other identifying mark; creating s. 790.261, F.S.; defining terms; specifying requirements for persons manufacturing or assembling a firearm in this state, beginning on a specified date; requiring a person who owns a firearm without an assigned serial number or other identifying mark to comply with certain requirements on or after a specified date; prohibiting the sale or transfer of certain firearms; providing an exception; requiring the destruction of certain firearms; providing requirements for new Florida residents who wish to possess or who own certain firearms; prohibiting certain entities from allowing, facilitating, aiding, or abetting the manufacture or assembly of firearms by specified persons; providing criminal penalties; specifying that certain firearms are exempt from the act's requirements; requiring the Department of Law Enforcement to accept applications from persons and grant unique serial numbers or other identifying marks if certain conditions are met; requiring the department to approve or deny all applications within a certain timeframe; requiring the department to inform applicants of the reasons for denials in writing; providing applicability; providing construction; requiring the department to adopt rules; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Stewart—

SB 890—A bill to be entitled An act relating to custodial interrogations of minors; creating s. 900.06, F.S.; defining terms; providing a presumption of inadmissibility for confessions of certain minors which are made as a result of a custodial interrogation at a place of detention if deceptive tactics are used; specifying circumstances under which the presumption may be overcome; providing that the state attorney has the burden of proving that such confessions were voluntary; requiring that certain objections be made in the trial court; providing an effective date.

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

By Senator Martin—

SB 892—A bill to be entitled An act relating to the state minimum wage; amending s. 448.110, F.S.; specifying that individuals entitled to receive the federal minimum wage under the Federal Fair Labor Standards Act, as amended, are eligible to receive the state minimum wage; deleting obsolete language; providing construction; providing an effective date.

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

By Senator Torres—

SB 894—A bill to be entitled An act relating to denial of health care services; creating s. 381.027, F.S.; providing a short title; defining terms; requiring a covered entity to adopt a policy relating to providing notice of its refused services by a specified date; providing requirements for such notice; requiring a covered entity to submit a complete list of refused services to the Department of Health by a specified date; requiring a covered entity to notify the department within a specified period after a change is made to such list; requiring a covered entity to submit the list, along with its application, if applying for certain state grants or contracts; providing a civil penalty; requiring the department to adopt rules; requiring the department to publish and maintain on its website a current list of covered entities and their refused services; requiring the department to develop and administer a certain public education and awareness program; providing construction; providing for severability; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Torres—

SB 896—A bill to be entitled An act relating to Deferred Retirement Option Program eligibility for school employees and personnel; amending s. 121.091, F.S.; deleting the time limitation for DROP eligibility for certain instructional personnel, administrative personnel, and educational support employees; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

By Senator Torres—

SB 898—A bill to be entitled An act relating to the Social Services Estimating Conference; amending s. 216.136, F.S.; requiring the Social Services Estimating Conference to develop specified information relating to the home-based and community-based Medicaid waiver services program; providing an effective date.

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

By Senator Thompson—

SB 900—A bill to be entitled An act relating to Groveland Four business loans and scholarships; amending s. 288.7102, F.S.; requiring the Department of Economic Opportunity to prioritize certain applications for the Black Business Loan Program; creating s. 1009.551, F.S.; creating the Groveland Four Scholarship Program for specified recipients; directing the Department of Education to administer the program; specifying annual award amounts to students participating in the program; requiring the department to rank applicants; providing for transmittal of an award payment to a participating postsecondary institution; prescribing eligibility criteria for award recipients; authorizing the State Board of Education to adopt rules; providing for program funding; providing an effective date.

—was referred to the Committee on Commerce and Tourism; the Appropriations Committee on Education; and the Committee on Appropriations.

By Senator Thompson—

SB 902—A bill to be entitled An act relating to safety standards for amusement rides; providing a short title; amending s. 616.242, F.S.; defining and redefining terms; requiring permanent amusement rides

operated for the first time in this state after a specified date to have a ride commissioning and certification report on file with the Department of Agriculture and Consumer Services within a specified timeframe; revising the application requirements for permanent and temporary amusement ride permits; exempting from permit requirements temporary amusement rides that meet certain conditions; revising the annual nondestructive testing requirements for amusement rides; requiring nonvisual nondestructive testing to be used in certain circumstances; revising the affidavit requirements for nondestructive testing; authorizing the department to conduct unannounced inspections for specified purposes; requiring the department to remove an amusement ride from service and take appropriate administrative actions under certain circumstances; removing an exemption for temporary amusement ride inspections; authorizing the department to conduct certain inspections upon request; revising amusement ride inspection standards; revising the reasons for which the department is authorized to enter and inspect amusement rides; requiring the department to prepare a written report of each investigation it conducts; revising the circumstances under which the owner or manager of an amusement ride is required to report an accident and under which the department may impound an amusement ride involved in an accident; requiring daily owner or manager amusement ride inspections to be recorded at the time of inspection; requiring the department to establish by rule minimum amusement ride training and retraining standards; revising training requirements; revising circumstances under which an amusement ride may be considered an immediate serious danger to the public; providing an effective date.

—was referred to the Committee on Agriculture; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Thompson—

SB 904—A bill to be entitled An act relating to public records; amending s. 616.242, F.S.; providing an exemption from public records requirements for all investigatory records made or received by the Department of Agriculture and Consumer Services pursuant to an active amusement ride investigation for a specified timeframe; 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 Agriculture; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Powell—

SB 906—A bill to be entitled An act relating to regional counsel representation for child welfare matters; amending s. 27.511, F.S.; providing circumstances under which the regional counsel may represent indigent parents; amending s. 39.301, F.S.; requiring the child protective investigator to provide to subjects of an investigation specified information relating to the rights of a parent or legal custodian; providing an effective date.

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

By Senator Rodriguez—

SB 908—A bill to be entitled An act relating to the Unmanned Aircraft Systems Act; amending s. 330.41, F.S.; revising the definition of the term “critical infrastructure facility”; deleting a requirement that a person or governmental entity apply to the Federal Aviation Administration to restrict or limit the operation of drones in specified areas; providing an effective date.

—was referred to the Committees on Transportation; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Burton—

SB 910—A bill to be entitled An act relating to management and storage of surface waters; amending s. 373.406, F.S.; providing an exemption from surface water management and storage regulations for the implementation of certain measures and practices for environmental habitat creation, restoration, and enhancement activities and water quality improvements on specified agricultural lands and government-owned lands; providing a condition and requirements for the measures and practices; requiring property owners or their designees to provide written notifications that meet certain requirements to the water management district or Department of Environmental Protection before commencing work; removing requirements for adverse impacts on water resources, certain notification by the department and water management districts, and commencement of activities; providing an effective date.

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

By Senator Jones—

SB 912—A bill to be entitled An act relating to the Toxic Mold Protection Advisory Council; creating s. 381.00731, F.S.; defining terms; creating the advisory council adjunct to the Department of Health; providing for the purpose, membership, meetings, and duties of the advisory council; requiring the advisory council to submit an annual report to the Governor, State Surgeon General, and Legislature by a specified date; providing an effective date.

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

By Senator Garcia—

SB 914—A bill to be entitled An act relating to suicide prevention; amending s. 111.09, F.S.; defining the term “affiliated first responder organization”; revising the definition of the term “first responder peer”; amending s. 112.1815, F.S.; authorizing certain diagnoses to be made through telehealth; amending s. 394.9086, F.S.; revising the purposes of the Commission on Mental Health and Substance Abuse to include an assessment of the state’s suicide prevention infrastructure; revising the duties of the commission to include duties relating to the state’s suicide prevention infrastructure; requiring the commission to submit annual interim reports for a specified timeframe; revising the date by which the commission must submit its final report; extending the repeal date of the commission; providing an effective date.

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

By Senator Book—

SB 916—A bill to be entitled An act relating to Child Protection Teams; amending s. 39.303, F.S.; expanding the types of reports that the Department of Children and Families must refer to Child Protection Teams; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator DiCeglie—

SB 918—A bill to be entitled An act relating to the Small Business Certification Program; creating s. 288.7032, F.S.; requiring the Office of Supplier Diversity of the Department of Management Services to establish the program; providing a purpose for the program; requiring political subdivisions to accept small businesses certified under the program for specified provisions of law; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Agriculture, En-

vironment, and General Government; and the Committee on Fiscal Policy.

By Senator DiCeglie—

SB 920—A bill to be entitled An act relating to local floodplain management; amending s. 553.73, F.S.; prohibiting local governments adopting technical amendments to the Florida Building Code to implement the National Flood Insurance Program or incentives from denying requests for specified variances or exceptions to certain local floodplain management requirements; providing an effective date.

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

By Senator Powell—

SB 922—A bill to be entitled An act relating to wireless provider automatic location identification services; creating s. 365.1755, F.S.; defining terms; requiring a wireless services provider to provide automatic location identification of an account holder's wireless telephone in certain circumstances; requiring automatic location identification services to be provided through an emergency number created by the wireless services provider; requiring calls to such number to be answered immediately; requiring requested automatic identification information to be provided in a specified format; authorizing certain persons to contact a wireless services provider and request a block for a specified timeframe on an account holder's ability to access automatic location identification services or information; requiring such requests to be confidential; authorizing a wireless services provider to charge a specified fee for automatic location identification services; providing an effective date.

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

By Senator Berman—

SB 924—A bill to be entitled An act relating to the purchase or acquisition of real property and strategic assets by the People's Republic of China; creating s. 692.203, F.S.; providing definitions; prohibiting the People's Republic of China from purchasing or acquiring certain real property and strategic assets in this state; providing a directive to the Division of Law Revision to create part III of ch. 692, F.S., entitled "Conveyances to Foreign Entities"; providing an effective date.

—was referred to the Committees on Judiciary; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senators Rodriguez and Jones—

SB 926—A bill to be entitled An act relating to the Florida Virtual School; amending s. 121.091, F.S.; authorizing the board of trustees of the Florida Virtual School (FLVS) to reemploy retirees in certain positions under certain conditions; authorizing additional personnel to participate in the Deferred Retirement Option Program; creating s. 1008.213, F.S.; providing flexibility in assessment administration for FLVS full-time students of military families residing outside this state; providing that statewide, standardized assessments for students granted such flexibility in assessment administration must be administered securely by a licensed, certified instructor or Education Services Officer test administrator at their parent's or guardian's current military duty station; specifying the procedure for the student's parent or guardian to request flexibility in assessment administration; requiring FLVS to recommend to the Department of Education whether flexibility in assessment administration should be granted for a given statewide assessment; providing requirements for the department in making a determination; authorizing the Legislature to request a report from FLVS regarding requests for flexibility in assessment administration; requiring the State Board of Education to adopt rules; amending s. 1008.22, F.S.; providing flexibility in assessment administration for certain FLVS students regarding certain assessments; defining the term "child of a military family residing outside this state eligible for flexibility in assessment administration"; providing requirements for

flexibility in assessment administration; amending s. 1011.61, F.S.; providing requirements for funding FLVS students for successful credit completions; providing that there is no cap on the number of credit completions per student if the student satisfies a specified requirement; providing an effective date.

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

By Senator Stewart—

SB 928—A bill to be entitled An act relating to land acquisition funding; amending s. 201.15, F.S.; extending the retirement date of bonds issued to fund the Florida Forever Act; amending s. 259.105, F.S.; revising the distribution of proceeds from the Florida Forever Trust Fund for land acquisition and capital project expenditures under the Florida Forever Act; removing an obsolete provision; amending s. 375.041, F.S.; requiring a specified annual appropriation to the Florida Forever Trust Fund; prohibiting the use of moneys from the Land Acquisition Trust Fund for specified costs; 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 Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Appropriations.

By Senator Stewart—

SB 930—A bill to be entitled An act relating to an excise tax on water extracted for commercial or industrial use; revising the title of ch. 211, F.S.; creating part III of ch. 211, F.S., entitled "Tax on Water Extracted for Commercial or Industrial Use"; creating s. 211.40, F.S.; defining terms; creating s. 211.41, F.S.; imposing an excise tax upon persons extracting water from waters of the state for commercial or industrial use, except under certain circumstances; specifying the rate of the tax and the trust fund where tax proceeds are to be deposited; requiring that tax proceeds be separately accounted for and be used for certain purposes by the Department of Environmental Protection; creating s. 211.42, F.S.; specifying requirements for extractors in filing monthly returns with the Department of Revenue; authorizing the department to prescribe certain forms by rule; authorizing the department to grant extensions for filing and payment under certain circumstances; creating s. 211.43, F.S.; specifying interest payable on unpaid taxes; specifying the delinquency penalties for failure to timely file a return; specifying the penalty for the substantial underpayment of taxes; providing construction; authorizing the department to settle or compromise taxes in accordance with certain provisions; creating s. 211.44, F.S.; authorizing the department to adopt rules; requiring governmental entities to cooperate with the department and furnish information without cost to the department for certain purposes; specifying recordkeeping requirements for extractors; specifying the department's authority to inspect, examine, and audit extractor books and records, issue subpoenas, require testimony under oath or affirmation of certain persons, and apply for certain judicial orders; specifying requirements and procedures for the department in conducting audits, assessing deficiencies, and crediting or refunding overpayments; specifying procedures and requirements for claiming refunds; providing that amounts due remain a lien on certain property; specifying requirements and procedures for warrants and alias tax executions issued by the department; requiring that suits brought by the department for violations be brought in circuit court; creating s. 211.45, F.S.; providing criminal penalties for certain violations; amending s. 403.890, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Book—

SB 932—A bill to be entitled An act relating to animal welfare; creating s. 316.20045, F.S.; prohibiting a person from taking specified actions relating to the transportation of dogs on public roadways; providing requirements for transporting a dog in a motor vehicle or in the open bed of a pickup truck; providing a penalty; amending s. 474.214,

F.S.; providing that a veterinarian who performs a prohibited declawing is subject to certain disciplinary actions; creating s. 499.075, F.S.; providing a short title; defining terms; prohibiting a manufacturer from manufacturing, importing for profit, selling, or offering for sale in this state a cosmetic developed or manufactured using cosmetic animal testing conducted or contracted by certain persons or from conducting or contracting for cosmetic animal testing; providing exceptions; providing labeling requirements for specified cosmetics; providing enforcement and civil penalties; creating s. 828.095, F.S.; defining terms; prohibiting a person from performing a declawing on a cat within this state; providing an exception; providing a civil penalty; providing that a veterinarian who performs a prohibited declawing is subject to disciplinary action by the Board of Veterinary Medicine; amending ss. 828.12 and 828.126, F.S.; authorizing courts, as a condition of probation, to prohibit persons convicted of certain animal cruelty or sexual activity with an animal violations, respectively, from having certain responsibilities for or associations with an animal; creating s. 828.132, F.S.; providing a short title; defining the term “tether”; prohibiting the tethering of domestic dogs and cats; providing exceptions; providing applicability; providing civil penalties; providing for enforcement; providing construction; creating s. 828.44, F.S.; prohibiting the sale of rabbits in specified locations and during specified months; specifying unlawful acts relating to the sale, offer for sale, and the giving away of as merchandising premiums of certain rabbits; providing requirements for rabbits offered for sale at retail pet stores; requiring retail pet stores to maintain and make available specified records; requiring local authorities to retrieve, return, and place abandoned rabbits in a specified manner; authorizing specified officials to enter retail pet stores and conduct compliance inspections; prohibiting persons from refusing or interfering with such inspections; providing criminal penalties; providing applicability; creating s. 943.0425, F.S.; defining terms; requiring the Department of Law Enforcement to post on its website by a specified date a publicly accessible registry of persons convicted of animal abuse offenses; prohibiting the registry from including certain information; requiring the clerk of the court in each county to forward certain notice of a conviction for an animal abuse offense to the department within a specified timeframe; providing requirements for the registry; requiring the department to remove an abuser’s information from the registry under certain circumstances; specifying requirements for registered abusers; prohibiting specified acts by registered abusers; providing exceptions; authorizing the state to obtain a court order against a registered abuser for specified purposes; providing applicability; prohibiting certain persons and entities from knowingly selling, exchanging, or otherwise transferring the ownership of an animal to a registered abuser; providing exceptions; requiring such persons and entities to take certain steps before selling, exchanging, or transferring ownership of animals; requiring the maintenance of specified records; requiring the department to provide certain annual notice to specified entities; providing penalties for specified violations; providing construction; providing effective dates.

—was referred to the Committees on Regulated Industries; and Agriculture; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Stewart—

SB 934—A bill to be entitled An act relating to specialty license plates; 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 the plate; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator DiCeglie—

SB 936—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 the Florida Endowment for Vocational Rehabilitation Act; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Davis—

SB 938—A bill to be entitled An act relating to the operation and administration of the Baker Act; amending s. 394.457, F.S.; requiring the Department of Children and Families to provide specified information to certain individuals and organizations; requiring the department to maintain an information handbook and repository of answers to frequently asked questions; providing requirements for such handbook and repository; providing an effective date.

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

By Senator Calatayud—

SB 940—A bill to be entitled An act relating to multiple-employer welfare arrangements; amending s. 624.438, F.S.; revising eligibility requirements for a bona fide group to qualify as a multiple-employer welfare arrangement; providing an effective date.

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

By Senators Calatayud and Martin—

SB 942—A bill to be entitled An act relating to the authorization of restrictions concerning dogs; amending s. 767.14, F.S.; authorizing public housing authorities to adopt certain policies relating to dogs; restricting the types of ordinances and policies that may be adopted; removing an exemption for local breed-specific ordinances adopted before a specified date; providing an effective date.

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

SR 944—was previously introduced and adopted this day.

By Senator Grall—

SB 946—A bill to be entitled An act relating to public records; amending s. 15.16, F.S.; providing an exemption from public records requirements for e-mail addresses and secure login credentials held by the Department of State relating to electronically filed records; defining the term “secure login credentials”; providing retroactive applicability; 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 Commerce and Tourism; Governmental Oversight and Accountability; and Rules.

By Senator Grall—

SB 948—A bill to be entitled An act relating to records electronically filed with the Department of State; amending s. 15.16, F.S.; authorizing the department to implement certain systems relating to electronically filed records; providing requirements and authorizations for the department relating to such systems; providing an effective date.

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

By Senator Rodriguez—

SB 950—A bill to be entitled An act relating to Resiliency Energy Environment Florida programs; amending s. 163.08, F.S.; defining terms; providing that a property owner may apply to a Resiliency Energy Environment Florida (REEF) program for funding to finance a

qualifying improvement and may enter into an assessment financing agreement with a local government; providing that REEF program costs may be collected as non-ad valorem assessments; authorizing a local government to enter into an agreement with a program administrator to administer a REEF program on the local government's behalf; revising and specifying public recording requirements for assessment financing agreements and notices of lien; revising requirements that apply to local governments or program administrators in determining eligibility for assessment financing; revising requirements for qualifying improvements; revising the calculation of non-ad valorem assessment limits; providing construction; specifying underwriting, financing estimate, disclosure, and confirmation requirements for program administrators relating to residential real property; authorizing a residential real property owner, under certain circumstances and within a certain timeframe, to cancel an assessment financing agreement without financial penalty; specifying limitations on assessment financing agreement terms for residential real property; prohibiting certain financing terms for residential real property; specifying requirements for, and certain prohibited acts by, program administrators relating to assessment financing agreements and contractors for qualifying improvements to residential real property; specifying additional annual reporting requirements for program administrators; providing construction and applicability; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Ingolia—

SB 952—A bill to be entitled An act relating to employer coverage of gender dysphoria treatment; providing a short title; creating s. 448.085, F.S.; defining terms; requiring employers that provide coverage of gender dysphoria treatment to also cover the full costs associated with treatment that reverses such gender dysphoria treatment, regardless of the rate of coverage provided for the initial treatment; providing that employees who receive gender dysphoria treatment through coverage provided by an employer are entitled to full coverage of total costs associated with treatment that reverses such gender dysphoria treatment under certain circumstances, regardless of whether they are still employed by that employer; providing construction; prohibiting employers from making coverage of the subsequent treatment contingent on whether the employee receives such treatment in this state; creating a right of action for aggrieved persons to recover actual total costs and damages from an employer or former employer, as applicable, under certain circumstances; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senators Osgood and Jones—

SB 954—A bill to be entitled An act relating to state recognition of Indian tribes and bands; creating s. 285.195, F.S.; providing for state recognition of specified Indian tribes and bands; authorizing Indian tribes and bands to petition the Secretary of State for state recognition; authorizing the Secretary of State to review such petitions and make certain recommendations to the Legislature by specified dates; requiring the Secretary of State to consider certain factors when making such recommendations; requiring the Secretary of State to make the first recommendations pursuant to the act by a specified date; providing an effective date.

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

By Senator Rodriguez—

SB 956—A bill to be entitled An act relating to foreign-licensed physicians; creating s. 458.3131, F.S.; providing for provisional licenses by endorsement for certain foreign-licensed physicians; requiring the Department of Health to issue a provisional license by endorsement to any applicant whom the Board of Medicine certifies as having met specified criteria; defining the term “active licensed practice of medi-

—”; authorizing the board to require the applicant to take and pass the appropriate licensure examination before certifying him or her for provisional licensure by endorsement; requiring the department and the board to use an investigative process to ensure that applicants meet the criteria for provisional licensure by endorsement; authorizing the State Surgeon General or his or her designee to issue a 90-day licensure delay if the investigative process is not completed within specified timeframes; providing requirements for notice of such delay; providing construction; requiring the department to impose conditions, limitations, or restrictions on a provisional license by endorsement under certain circumstances; specifying circumstances under which the department may not issue a provisional license by endorsement or an unrestricted provisional license; authorizing the board to enter an order imposing certain conditions on a provisional license by endorsement under certain circumstances; authorizing the board to take specified actions if it determines that an applicant has failed to meet all of the requirements for provisional licensure by endorsement; authorizing the board to revoke a provisional license by endorsement under certain circumstances; providing for the appeal of such revocation and reinstatement of the license under certain circumstances; providing that a provisional license by endorsement is valid for 2 years unless revoked or suspended and is subject to specified provisions; upon expiration of a provisional license by endorsement, requiring the department to issue a full license if the licensee meets specified criteria; requiring the department to renew a provisional license by endorsement under certain circumstances; providing that such licensee is eligible for full licensure after a specified time period; providing that certain physicians are not required to maintain employment with a certain entity as a condition of licensure; authorizing the board to adopt rules; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Perry—

SB 958—A bill to be entitled An act relating to postsecondary educational institutions; amending ss. 1001.03 and 1001.706, F.S.; revising the date by which the State Board of Education and the Board of Governors, respectively, must annually compile and publish specified assessments; creating s. 1001.93, F.S.; providing legislative findings; defining terms; requiring the Board of Governors of the State University System to establish an Office of Public Policy Events; requiring the office to establish satellite offices at each state university; providing duties of the office, including duties relating to hosting specified events and recordings of such events, maintaining calendars, and reporting requirements; authorizing a state university to assume the responsibilities of the satellite office on its campus; providing requirements for such state universities; requiring satellite offices to report to specified state university offices; providing requirements for events of the office; amending s. 1004.097, F.S.; prohibiting public institutions of higher education from requiring the completion of a political loyalty test or for persons to meet certain qualifications; providing requirements for such prohibited tests and qualifications; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively, for specified purposes; providing severability; amending s. 1004.26, F.S.; designating the Florida Student Association as the non-profit advocacy organization for students of the State University System; requiring the Chancellor of the State University System, with approval from the Board of Governors, to designate another organization to serve such students under certain circumstances; providing membership for the board of directors of the association; providing requirements for such board of directors relating to the board's chair and the association's president; requiring the board of directors to adopt certain bylaws; providing an effective date.

—was referred to the Committee on Education Postsecondary; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Berman—

SB 960—A bill to be entitled An act relating to state university student fee waivers; amending s. 1009.26, F.S.; requiring state universities

to waive specified fees for graduate students who meet a specified full-time equivalent appointment requirement; providing an effective date.

—was referred to the Committee on Education Postsecondary; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Calatayud—

SB 962—A bill to be entitled An act relating to central service technician services; creating s. 395.1075, F.S.; providing legislative purpose and intent; defining the terms “central service technician” and “health care practitioner”; authorizing licensed hospitals and ambulatory surgical centers to employ or otherwise retain the services of a central service technician only if he or she meets specified criteria; requiring central service technicians who do not meet specified criteria to obtain a certain certification within a specified timeframe as a condition of continued employment; requiring central service technicians to complete continuing education as a condition of continued employment; providing a requirement for such continuing education; requiring hospitals and ambulatory surgical centers to, upon the written request of a central service technician, verify in writing the technician’s dates of employment or contract period with the facility; providing applicability; providing an effective date.

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

By Senator Calatayud—

SB 964—A bill to be entitled An act relating to charter school loans; creating s. 1002.336, F.S.; establishing the Charter School Revolving Loan Program for a specified purpose; providing that funding for the program shall consist of specified funds; requiring the Department of Education to contract with a third-party administrator to administer the program; providing requirements for such third-party administrator; providing that loans made through the program do not imply the full faith and credit of the state; providing that loans provided by the third-party administrator are at the sole discretion of the third-party administrator; providing the purpose of the loans; requiring all loan documents to include specified language and be expressly agreed to by the third-party administrator and loan recipients; requiring the third-party administrator to electronically provide copies of certain loan documents to the department; requiring the department to post specified information on its website; requiring all repayments of principal and interest to be returned to the loan fund and made available for loans to other applicants; authorizing interest paid on loans to be used to defray the costs of program administration; providing an appropriation; providing an effective date.

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

By Senator Calatayud—

SB 966—A bill to be entitled An act relating to public records and meetings; creating s. 395.3027, F.S.; providing an exemption from public records requirements for certain confidential information held by in-hospital medical staff committees of public hospitals; providing an exemption from public meetings requirements for portions of meetings held by such medical staff committees during which such confidential information is discussed; requiring the recording and transcription of exempt portions of such meetings; providing an exemption from public records requirements for such recordings and transcripts; 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 Health Policy; Governmental Oversight and Accountability; and Rules.

By Senator Burgess—

SB 968—A bill to be entitled An act relating to fines and fees; amending s. 28.24, F.S.; authorizing the clerk of the circuit court to accept monthly installment payments for a certain administrative processing charge; conforming provisions to changes made by the act; amending s. 28.246, F.S.; revising the methods by which the clerk of the circuit court may accept payments for certain fees, charges, costs, and fines; providing requirements for the payment plan; authorizing the court to modify the payment plan or reduce, waive, or convert to community service the outstanding fees, service charges, costs, or fines; providing construction; requiring payment plans to reflect all fines, fees, and court costs incurred by an individual; prohibiting the clerk from sending an incarcerated individual’s account to a collection agency for collection or suspending an incarcerated individual’s driver license; authorizing the clerk to enroll an individual in an automatic payment plan if certain conditions exist; requiring the clerk to work with the court to develop a process to meet with the individual upon disposition; authorizing the clerk to waive certain fees for an individual who enrolls in an automatic payment plan; providing for the early termination of a payment plan for certain individuals if certain conditions exist; authorizing the clerk to send certain notices; conforming a cross-reference; conforming provisions to changes made by the act; amending s. 318.15, F.S.; deleting provisions specifying procedures to be used if a person fails to comply with certain court-ordered requirements; requiring a person’s driver license to be reinstated if certain conditions are met; authorizing such person to have his or her driver license reinstated under specified conditions; requiring the clerk to submit a specified list to the Department of Highway Safety and Motor Vehicles by a specified date; conforming provisions to changes made by the act; amending s. 322.245, F.S.; revising the specified offenses that would lead to the suspension of a person’s driver license upon the failure to comply with court directives; authorizing a person to apply for reinstatement of his or her driver license if certain conditions exist; requiring the clerk to submit a certain list to the department by a specified date; conforming provisions to changes made by the act; amending s. 322.29, F.S.; specifying that a single service fee should be collected when a license is reinstated after certain conditions are met; making technical changes; amending ss. 27.52, 34.191, 57.082, and 320.03, F.S.; conforming cross-references; making technical changes; reenacting ss. 318.20, 775.083(3), and 938.27(2)(a), F.S., relating to notification, fines, and judgments for costs of prosecution and investigation, respectively, to incorporate the amendments made to s. 28.246(4), F.S., in references thereto; providing an effective date.

—was referred to the Committee on Judiciary; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Berman—

SB 970—A bill to be entitled An act relating to state renewable energy goals; amending s. 366.91, F.S.; revising the definitions of the terms “biomass” and “renewable energy”; amending s. 377.24, F.S.; prohibiting the drilling or exploration for, or production of, oil, gas, or other petroleum products; amending s. 377.242, F.S.; prohibiting permitting and construction of certain structures intended to drill or explore for, or produce or transport, oil, gas, or other petroleum products; amending s. 377.803, F.S.; revising the definition of the term “renewable energy”; creating s. 377.821, F.S.; requiring that all electricity used in the state be generated by renewable energy by a specified date; requiring statewide net zero carbon emissions by a specified date; directing the Office of Energy within the Department of Agriculture and Consumer Services, in consultation with other state agencies, state colleges and universities, public utilities, and other private and public entities, to develop a unified statewide plan to generate the state’s electricity from renewable energy and reduce the state’s carbon emissions by specified dates; requiring state and public entities to cooperate as requested; providing plan requirements; requiring the office to submit the plan and updates to the Governor and Legislature; creating s. 377.8225, F.S.; creating the Renewable Energy Workforce Development Advisory Committee in the Office of Energy within the Department of Agriculture and Consumer Services; providing for committee membership and duties; providing a definition; directing the Commissioner of Agriculture to prepare and submit a specified annual report to the Legislature; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Polsky—

SB 972—A bill to be entitled An act relating to protections for public employees who use medical marijuana as qualified patients; creating s. 112.22, F.S.; defining terms; prohibiting a public employer from taking adverse personnel action against an employee or a job applicant who is a qualified patient for his or her use of medical marijuana; providing exceptions; requiring a public employer to provide written notice of an employee's or a job applicant's right to explain or contest a positive marijuana test result within a specified timeframe; providing procedures that apply when an employee or a job applicant tests positive for marijuana; providing a cause of action and damages; providing construction; providing an effective date.

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

By Senator Hooper—

SB 974—A bill to be entitled An act relating to disclosures of ad valorem taxes; amending s. 689.261, F.S.; requiring online real property listing platforms to include an ad valorem tax estimator for online listings of residential property; providing requirements for such tax estimator and platforms; requiring property appraisers to provide specified information relating to ad valorem taxes to the Department of Revenue; requiring the department to annually publish specified information on its website by a specified date; requiring online real property listing platforms to use listing prices for purposes of the tax estimator; providing that the use of specified information constitutes a reasonable estimate of ad valorem taxes; requiring online real property listing platforms to provide a specified link on online listings; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Harrell—

SB 976—A bill to be entitled An act relating to the certification of individuals who provide child and adult protective services; amending s. 402.40, F.S.; providing a review and appeal process for child welfare administration certifications that are denied, revoked, or suspended or sanctions that are imposed by a third-party credentialing entity; amending s. 415.101, F.S.; revising legislative intent regarding the certification of individuals who provide adult protective services; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Bradley—

SB 978—A bill to be entitled An act relating to secured transactions; amending s. 679.1081, F.S.; providing that a description of certain accounts and entitlements by a certain type of collateral is insufficient for the purpose of security agreements; providing legislative intent; providing an effective date.

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

By Senators Brodeur and Stewart—

SB 980—A bill to be entitled An act relating to 911 public safety telecommunicator certifications; amending s. 401.465, F.S.; increasing the timeframe within which an inactive 911 public safety telecommunicator certificate may be reactivated before it permanently expires; providing an effective date.

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

By Senator Ingoglia—

SB 982—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; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Osgood—

SB 984—A bill to be entitled An act relating to dental services under the Medicaid program; amending s. 409.906, F.S.; revising adult dental services as optional Medicaid services for which the Agency for Health Care Administration may pay; amending s. 409.973, F.S.; deleting provisions relating to a specified report; deleting obsolete language; extending the date by which the agency may seek state plan amendments and federal waivers to commence enrollment in the Medicaid prepaid dental health program; extending the term of existing program contracts with dental managed care providers; providing requirements for minimum benefits provided by the program; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Burgess—

SB 986—A bill to be entitled An act relating to education; amending s. 1002.33, F.S.; requiring the Department of Education to develop a review and evaluation form for charter schools which meets specified criteria; providing requirements for training that sponsors must provide to charter schools; authorizing the department to request that the State Board of Education withhold funding from a sponsor under certain conditions; specifying reporting requirements for sponsors; authorizing the department to refund a portion of the administrative fee to charter schools under certain conditions; amending s. 1012.56, F.S.; revising the length of time for which a statement of status of eligibility is valid; revising the length of time for which the department may issue a professional certificate; revising the requirements needed for a professional certificate; amending s. 1012.71, F.S.; revising the definition of the term "classroom teacher"; revising how a district school board calculates teachers' shares of funds from the Florida Teachers Classroom Supply Assistance Program; authorizing a school administrator or substitute teacher to petition the department for Florida Teacher Classroom Supply Assistance Program funds under certain conditions; requiring the department to review the petition and render a decision within a specified timeframe; specifying applicability of other program requirements; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Burton—

SB 988—A bill to be entitled An act relating to Medicaid coverage of continuous glucose monitors; creating s. 409.9063, F.S.; defining the term "continuous glucose monitor"; requiring the Agency for Health Care Administration, subject to the availability of funds and certain limitations and directions, to provide coverage for continuous glucose monitors for certain Medicaid recipients; providing construction; providing requirements for Medicaid recipients to continue receiving coverage for their continuous glucose monitors; requiring the agency to seek federal approval for implementation of the act, if needed; requiring the agency to include the rate impact of the act in certain rates that become effective on a specified date; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Grall—

SB 990—A bill to be entitled An act relating to child care and early learning providers; amending s. 170.201, F.S.; providing an exemption for public and private preschools from specified special assessments levied by a municipality; creating s. 211.0254, F.S.; providing for a tax credit for certain contributions made to a child care facility; providing restrictions on the tax credit; creating s. 212.1835, F.S.; providing for a tax credit for certain contributions made to a child care facility; providing restrictions on the tax credit; creating s. 220.1878, F.S.; providing for a tax credit for certain contributions made to a child care facility; providing restrictions on the tax credit; amending s. 220.19, F.S.; defining terms; authorizing specified tax credits for corporations establishing and operating, or making payments to, child care facilities for their employees under certain conditions; specifying requirements for such credits; providing the maximum amount for all credits; requiring the Department of Revenue to approve applications for such credits before they may be claimed by a corporation; authorizing certain corporations to claim such credits on a consolidated return basis; requiring child care facilities to meet certain requirements for corporations using such facilities to claim such credits; authorizing two or more corporations to jointly establish and operate a child care facility; providing requirements for such joint establishment and its operation; requiring payments to certain child care facilities to meet specified conditions; authorizing corporations to submit applications to qualify for credits beginning on a specified date; providing application requirements; authorizing the department to adopt rules; requiring certain decisions to be in writing and include specified information; requiring prior written verification by a specified entity relating to licensing; amending s. 402.302, F.S.; defining the term “preschool”; amending s. 402.305, F.S.; revising licensing standards for all licensed child care facilities; revising minimum standards and training requirements for child care personnel; requiring the Department of Children and Families to conduct specified screening of child care personnel within a specified timeframe and issue provisional approval of such personnel; requiring the department to evaluate certain training and coursework requirements for child care personnel and the licensing and regulation of child care facilities by a specified date; deleting provisions relating to educating parents about the importance of specified immunizations, a program to assist children in preventing and avoiding physical and mental abuse, and specialized child care facilities for the care of mildly ill children; amending s. 402.3115, F.S.; requiring the department and certain local governmental agencies to develop and implement a plan to eliminate duplicative and unnecessary inspections of home child care providers; revising abbreviated inspection requirements for certain child care facilities; amending s. 402.316, F.S.; authorizing certain child care facilities to operate without a license; creating s. 561.1214, F.S.; providing for a tax credit for certain contributions made to a child care facility; providing restrictions on the tax credit; creating s. 624.51058, F.S.; providing for a tax credit for certain contributions made to a child care facility; providing restrictions on the tax credit; amending s. 627.70161, F.S.; revising legislative purpose and intent; revising definitions; providing that residential property insurance does not cover liability or claims arising out of the operation of a large family child care home; providing that an insurer may not deny, cancel, or refuse to renew a policy on the basis that the policyholder operates a large family child care home; providing conditions under which the insurer may cancel the policy; amending s. 1002.55, F.S.; revising requirements for private prekindergarten providers; amending s. 1002.61, F.S.; revising requirements for public school and private summer prekindergarten program providers; amending s. 1002.67, F.S.; prohibiting certain education providers’ curriculums from using coordinated screening; prohibiting progress monitoring systems from including the student use of electronic devices; providing an exception; amending s. 1002.68, F.S.; requiring program assessments of private prekindergarten providers and public schools in the Voluntary Prekindergarten Education Program to be conducted when a specified number of students are in attendance beginning in a specified program year; requiring the specified methodology for calculating the performance of each private prekindergarten provider and public school provider to include an analysis conducted by an independent expert with specified experience beginning in a specified program year; amending s. 1002.71, F.S.; providing

requirements for early learning coalitions retention and expenditure of specified funds; amending s. 1002.82, F.S.; revising the powers and duties of the Department of Education relating to the administration of the Child Care and Development Block Grant Trust Fund; amending s. 1002.83, F.S.; revising a provision relating to the appointment of members of an early learning coalition; amending s. 1002.89, F.S.; providing for specified financial support to child care providers and staff to be included in school readiness program costs; amending s. 1002.945, F.S.; revising requirements for a child care provider to obtain and maintain a designation as a Gold Seal Quality Care provider; amending s. 1002.95, F.S.; requiring early learning coalitions to provide specified support to a specified scholarship program; amending s. 1008.25, F.S.; revising reading intervention requirements for Voluntary Prekindergarten Education Program students; amending ss. 39.101, 1002.57, and 1002.59, F.S.; conforming cross-references; providing an effective date.

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

By Senator Calatayud—

SB 992—A bill to be entitled An act relating to compulsory school attendance; amending s. 1003.21, F.S.; revising the required age for compulsory school attendance from 16 to 18 years of age; deleting a requirement that a student’s parent sign a declaration of intent to terminate school enrollment; deleting a requirement that the school district notify a student’s parent upon receipt of such declaration; amending ss. 1002.20 and 1003.51, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Calatayud—

SB 994—A bill to be entitled An act relating to public nuisances; amending s. 403.413, F.S.; prohibiting the distribution of certain materials which leads to littering; providing for reclassification of certain offenses; providing criminal penalties; requiring that certain violations be reported as hate crimes; amending s. 784.048, F.S.; prohibiting the stalking of certain individuals based on their wearing of certain garments; providing criminal penalties; requiring that violations be reported as hate crimes; amending s. 806.13, F.S.; prohibiting willful and malicious defacement of or injury or damage to certain religious property; removing a minimum damage requirement for a violation; providing construction; prohibiting the projection of certain images onto buildings or other property without the written consent of the owner; providing criminal penalties; requiring that certain violations be reported as hate crimes; amending s. 871.01, F.S.; prohibiting the willful interference with assemblies of people meeting for the purpose of acknowledging the death of an individual; providing enhanced criminal penalties for persons who commit violations while evidencing religious or ethnic intimidation, threat, or intent to harm; requiring that certain violations be reported as hate crimes; providing an effective date.

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

By Senator Berman—

SB 996—A bill to be entitled An act relating to driver license, identification card, and motor vehicle registration applications; amending ss. 320.02 and 322.08, F.S.; requiring that the motor vehicle registration form and registration renewal form and the driver license or identification card application form, respectively, include an option to make a voluntary contribution to Best Buddies International; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Burgess—

SB 998—A bill to be entitled An act relating to chiefs of police; amending s. 112.531, F.S.; defining terms; creating s. 112.5321, F.S.; providing legislative findings and intent; providing rights of chiefs of police; requiring an aggrieved chief of police to provide his or her employing agency with a certain written notice within a specified timeframe; requiring an employing agency to cure an alleged violation within a specified timeframe; providing an exception; providing an effective date.

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

By Senator Calatayud—

SB 1000—A bill to be entitled An act relating to dental care; amending s. 409.906, F.S.; authorizing Medicaid reimbursement for dental services provided by mobile dental units owned by, operated by, or having contractual agreements with specified entities; defining the term “mobile dental unit”; amending s. 466.007, F.S.; revising licensure examination requirements for dental hygienists to authorize applicants to demonstrate certain clinical skills on a live patient rather than only on a manikin; authorizing the Board of Dentistry to require persons applying to take the dental hygiene examination to maintain medical malpractice insurance in a specified amount; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senators Stewart and Hooper—

SB 1002—A bill to be entitled An act relating to motor vehicle glass; amending s. 559.903, F.S.; defining the term “advanced driver assistance system”; revising the definition of the term “motor vehicle repair”; amending s. 559.920, F.S.; prohibiting motor vehicle repair shops or their employees from offering anything of value to a customer in exchange for making an insurance claim for motor vehicle glass replacement or repair, including offers made through certain persons; specifying that the failure to provide certain electronic or written notice relating to calibrating or recalibrating an advanced driver assistance system is unlawful; creating s. 627.7289, F.S.; prohibiting persons from entering into assignment agreements of post-loss benefits for motor vehicle glass replacement or repair after a specified date; providing that such assignment agreements are void and unenforceable; defining the term “assignment agreement”; providing an effective date.

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

By Senator Torres—

SB 1004—A bill to be entitled An act relating to high school equivalency diplomas; amending s. 1003.435, F.S.; prohibiting a district school board from requiring certain students to take a course before taking the high school equivalency examination unless the student failed to earn a passing score on a specified practice test; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Judiciary; and Rules.

By Senator Bradley—

SB 1006—A bill to be entitled An act relating to the appointment of courtroom animal advocates; creating s. 828.035, F.S.; authorizing a court to order that a separate advocate be appointed in the interests of justice for certain civil and criminal proceedings regarding an animal’s welfare or custody; providing that a judge’s decision denying an appointment is not subject to appeal; authorizing an appointed advocate to take certain actions involving the proceedings; providing requirements for an individual to serve as an advocate; providing an effective date.

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

By Senator Thompson—

SB 1008—A bill to be entitled An act relating to required instruction in the history of the Holocaust and the history of African Americans; amending s. 1003.42, F.S.; authorizing the Department of Education to seek input from certain entities for specified purposes relating to instruction in the history of African Americans; authorizing the department to seek input from or contract with specified entities to develop specified training and resources; creating s. 1003.4551, F.S.; requiring the department to annually verify that school districts, charter schools, and specified private schools implement certain instruction relating to the history of the Holocaust and the history of African Americans and providing requirements therefor; requiring district school superintendents, charter school principals, and private school directors or similar administrators to annually provide specified evidence to the department by a certain date; providing penalties for failure to provide such evidence; authorizing the State Board of Education to adopt rules; amending s. 1008.22, F.S.; requiring certain statewide, standardized assessments to include curricula content from the history of the Holocaust and the history of African Americans; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Gruters—

SB 1010—A bill to be entitled An act relating to substance abuse and mental health services; amending s. 397.487, F.S.; conforming a provision to changes made by the act; revising requirements relating to the removal and replacement of certified recovery residence administrators; revising requirements relating to credentialing entities denying, revoking, or suspending certifications or imposing sanctions on a recovery residence; requiring the Department of Children and Families to adopt rules; requiring that changes to certification requirements by credentialing entities be adopted by department rule before the change is effective and enforceable; amending s. 397.4871, F.S.; authorizing credentialing entities to approve certain certified recovery residence administrators to actively manage up to a specified number of residents if certain requirements are met; prohibiting certain certified recovery residence administrators who have been removed from a recovery residence from continuing to actively manage more than a specified number of residents without being reapproved by a credentialing entity; creating the Substance Abuse and Mental Health Treatment and Housing Task Force within the Department of Children and Families; providing a purpose for the task force; specifying membership of the task force; requiring the task force to meet at specified intervals; requiring the task force to conduct a specified study and review; requiring the task force to submit a report to the department by a specified date; requiring the department to submit a report to the Governor and the Legislature by a specified date; exempting certain recovery residences from certain zoning laws and ordinances for a specified timeframe; providing for expiration of the task force; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Rouson—

SB 1012—A bill to be entitled An act relating to the Certified Peer Specialist Pilot Program; creating the pilot program within the Department of Corrections; providing purposes of the pilot program; authorizing inmates at participating facilities to apply to participate in the pilot program; requiring the department to develop criteria for selecting applicants; exempting persons who complete the pilot program’s requirements from a specified background screening for peer specialists; requiring the pilot program to assist potential employers with acquiring specified bonds; authorizing the pilot program to offer funding to potential employers to cover specified costs under certain circumstances; requiring the department to adopt rules; providing for the expiration of the pilot program; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Polsky—

SB 1014—A bill to be entitled An act relating to value of motor vehicles exempt from legal process; amending s. 222.25, F.S.; revising the value of a motor vehicle owned by a natural person which is exempt from legal process; providing an effective date.

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

By Senator Rouson—

SB 1016—A bill to be entitled An act relating to mental health and substance abuse; amending s. 394.494, F.S.; revising a requirement for the Department of Children and Families relating to certain performance outcomes and measures; amending s. 394.4955, F.S.; requiring managing entities to lead the implementation of a coordinated system of care; repealing s. 394.74, F.S., relating to contracts for provision of local substance abuse and mental health programs; repealing s. 394.75, F.S., relating to state and district substance abuse and mental health plans; repealing s. 394.76, F.S., relating to financing of district programs and services; amending s. 394.9082, F.S.; revising the definition of the term “managing entity”; revising the duties of the department; revising department requirements for, and authorizations relating to, contracting with managing entities; requiring the department to review such assessments, in consultation with managing entity representatives, for inclusion in the department’s legislative budget request; revising managing entity duties; deleting a requirement for certain managing entities to enter into a memoranda of understanding relating to network accreditation and systems coordination within a specified timeframe; revising the timeframe for annually submitting enhancement plans; revising requirements relating to the acute care services utilization database; amending ss. 394.4574, 394.493, and 394.674, F.S.; conforming provisions to changes made by the act; reenacting ss. 394.9086(3)(a) and 394.9087(6), F.S., relating to the Commission on Mental Health and Substance Abuse and the Florida Veterans’ Care Coordination Program, respectively, to incorporate the amendments made to s. 394.9082, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Trumbull—

SB 1018—A bill to be entitled An act relating to flood damage prevention; providing a short title; creating s. 553.845, F.S.; providing legislative findings; providing definitions; providing voluntary freeboard requirements for all new construction and substantial improvements to existing construction; prohibiting voluntary freeboard from being used in the calculation of the maximum allowable height for certain construction in applicable zoning districts; authorizing local governments to adopt by ordinance a minimum freeboard requirement or a maximum voluntary freeboard that exceeds the minimum requirements in the Florida Building Code or established in the act; requiring the Florida Building Commission to develop and adopt by rule minimum freeboard requirements by a specified date, which shall take immediate effect, and to incorporate such requirements into the next edition of the Florida Building Code; requiring the commission to review the freeboard requirements in the Florida Building Code every 5 years beginning on a specified date and make certain recommendations to the Legislature; providing an effective date.

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

By Senator Wright—

SB 1020—A bill to be entitled An act relating to monuments; creating s. 265.009, F.S.; providing legislative intent; establishing the Florida Space Exploration Monument; providing for administration of the monument by the Department of Management Services; providing for the creation of a design contest and selection committee; requiring the department to develop a plan for the design, placement, and cost of the monument; requiring the plan to be submitted to the Governor and the Legislature by a specified date; amending s. 265.111, F.S.; requiring the department to limit participation in design competitions for monuments on the Capitol Complex or at other state-owned buildings to sculptors and artists who are domiciled in this state; providing an effective date.

—was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Stewart—

SB 1022—A bill to be entitled An act relating to sexual battery on mentally incapacitated persons; amending s. 794.011, F.S.; providing definitions; revising terminology; prohibiting sexual battery upon a person who is involuntarily or voluntarily mentally incapacitated; providing criminal penalties; amending ss. 92.565 and 787.06, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Stewart—

SB 1024—A bill to be entitled An act relating to firearm liability insurance; creating s. 790.0651, F.S.; defining the terms “purchaser” and “qualified liability insurance policy”; requiring specified purchasers of firearms to be covered by a qualified liability insurance policy; prohibiting a private seller or transferor, licensed importer, licensed manufacturer, or licensed dealer from knowingly and willfully selling or delivering a firearm to a purchaser not meeting such requirement; providing that a private seller or transferor, licensed importer, licensed manufacturer, or licensed dealer is not subject to criminal liability if certain conditions are met; requiring the Department of Law Enforcement to adopt a certain form by rule; providing criminal penalties; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Stewart—

SB 1026—A bill to be entitled An act relating to discrimination in labor and employment; providing a short title; amending s. 448.07, F.S.; defining the terms “business necessity” and “less favorable employment opportunity”; prohibiting an employer from providing less favorable employment opportunities to employees based on their sex or from paying employees at rates less than those paid to the opposite sex for substantially similar work; revising applicability; prohibiting employers from reducing another employee’s wage to avoid violating wage parity requirements; authorizing the payment of liquidated damages to an employee in a civil action; increasing the timeframe during which an aggrieved employee may bring an action after an alleged violation occurs; providing construction; providing civil penalties; creating s. 448.071, F.S.; prohibiting an employer from engaging in certain activities relating to wages and benefits; prohibiting an employer from requiring employees to sign certain waivers and documents; providing construction; authorizing an employer to confirm wage or salary history under certain circumstances; amending s. 448.102, F.S.; prohibiting an employer from taking certain personnel actions against employees for specified actions; providing an effective date.

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

By Senator Stewart—

SB 1028—A bill to be entitled An act relating to professional licensing requirements for barbers and cosmetologists; amending s. 455.213, F.S.; providing a period of time when a conviction, or any other adjudication, for a crime may not be grounds for denial of licensure as a barber or cosmetologist; providing an exception; requiring the applicable board to approve certain educational program credits offered to inmates in certain institutions or facilities for purposes of satisfying training requirements for licensure as a barber or cosmetologist; providing an effective date.

—was referred to the Committees on Regulated Industries; Criminal Justice; and Rules.

By Senator Trumbull—

SB 1030—A bill to be entitled An act relating to the recycling of covered electronic devices; creating s. 403.71853, F.S.; defining terms; establishing the statewide Covered Electronic Device Recovery Program within the Department of Environmental Protection; authorizing the department to use specified funds to administer the program; specifying requirements for a statewide plan for the recycling of covered electronic devices; requiring counties to submit a specified plan for the disposal of covered electronic devices by a specified date; requiring the owners or operators of certain facilities to dispose of such facilities' covered electronic devices in a permitted reclamation facility beginning on a specified date; prohibiting any person from disposing of covered electronic devices except at a permitted reclamation facility beginning on a specified date; providing civil penalties; authorizing such penalties to be waived under certain conditions; providing applicability; requiring the department to deposit any funds received pursuant to the program into the Solid Waste Management Trust Fund to be used for specified purposes; requiring the department to adopt rules by a specified date which meet certain requirements; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Appropriations.

By Senator Trumbull—

SB 1032—A bill to be entitled An act relating to fees; amending s. 403.71853, F.S.; authorizing the Department of Environmental Protection to charge a fee for reclamation facility permits; providing a limitation for such fee; providing a contingent effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Appropriations.

By Senator Rodriguez—

SB 1034—A bill to be entitled An act relating to state-administered retirement systems; amending s. 121.091, F.S.; authorizing specified correctional officers to elect to participate in the Deferred Retirement Option Program for an additional 36 months; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

By Senator Wright—

SM 1036—A memorial to the Congress of the United States, urging Congress to impel the United States National Guard Bureau to examine the resource allocations of the Florida National Guard and allow an increase in its force structure.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Powell—

SB 1038—A bill to be entitled An act relating to the Citizens Collaborative Council; creating s. 944.0232, F.S.; creating the advisory council adjunct to the Department of Corrections; providing for initial appointments to the advisory board by a specified date; providing duties and responsibilities of the council; requiring the council to serve as a liaison between certain persons; specifying the council's purpose; specifying that council members serve without compensation but are entitled to reimbursement for per diem and travel expenses; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Burgess—

SB 1040—A bill to be entitled An act relating to district school board direct-support organizations; amending s. 1001.453, F.S.; authorizing district school boards to contract with direct-support organizations for personal services or operations; revising the amount of expenditures and expenses a direct-support organization must have to be required to provide for an annual financial audit; authorizing district school boards to contract with a vendor for such audits; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Governmental Oversight and Accountability; and Rules.

By Senator Thompson—

SB 1042—A bill to be entitled An act relating to the 1920 Ocoee Election Day Riots; amending s. 288.7102, F.S.; requiring the Department of Economic Opportunity to prioritize certain applications for the Black Business Loan Program; creating s. 1009.551, F.S.; creating the Ocoee Scholarship Program for specified recipients; directing the Department of Education to administer the program; specifying annual award amounts to recipients participating in the program; requiring the department to rank applicants; providing for transmittal of an award payment to a participating institution; prescribing eligibility criteria for award recipients; authorizing the State Board of Education to adopt certain rules; providing for program funding; providing an effective date.

—was referred to the Committee on Commerce and Tourism; the Appropriations Committee on Education; and the Committee on Appropriations.

By Senator Martin—

SB 1044—A bill to be entitled An act relating to photographic evidence of illegally taken wildlife, freshwater fish, and saltwater fish; amending s. 379.3381, F.S.; providing that digital copies of photographs of illegally taken wildlife, freshwater fish, or saltwater fish may be admissible as competent evidence in the prosecution of a violation of ch. 379, F.S., under certain circumstances; requiring that digital copies used as evidence be included in an investigating officer's written report; providing requirements for the written report; providing that a digital copy may be admissible as evidence without the oath of the investigating officer under certain circumstances; requiring that the original photograph be presented upon request to a defendant or the court in either digital or printed form; reenacting s. 379.338(1), F.S., relating to the confiscation and disposition of illegally taken wildlife, freshwater fish, and saltwater fish, to incorporate the amendment made to s. 379.3381, F.S., in a reference thereto; providing an effective date.

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

By Senators Rouson and Davis—

SB 1046—A bill to be entitled An act relating to victims of reform school abuse; providing a short title; defining the term “victim of Florida reform school abuse”; requiring a person seeking certification as a victim of Florida reform school abuse to apply to the Department of State by a specified date; authorizing the estate, personal representative, next of kin, or lineal descendants of a decedent who was a victim of Florida reform school abuse to submit an application on behalf of the decedent; requiring that the application include certain information and documentation; requiring the department to review the application, notify the applicant of any errors or omissions, and request any additional information within a certain timeframe; providing that the applicant has 15 calendar days after such notification to complete the application; requiring the department to review and process a completed application within a certain timeframe; prohibiting the department from denying an application for specified reasons and under certain circumstances; requiring the department to notify the applicant of its determination within a certain timeframe; requiring the department to certify an applicant as a victim of Florida reform school abuse if the department determines the application meets the requirements of this act; requiring the department to submit a list of all certified victims of Florida reform school abuse to the Legislature by a specified date; providing exceptions from specified requirements for crime victim compensation eligibility for applications by victims of Florida reform school abuse; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senators Rouson and Davis—

SB 1048—A bill to be entitled An act relating to public records; providing an exemption from public records requirements for personal identifying information in applications submitted to the Department of State by persons seeking certification as victims of Florida reform school abuse; 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 Governmental Oversight and Accountability; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Wright—

SB 1050—A bill to be entitled An act relating to the sales tax on aircraft sales and leases; amending s. 212.05, F.S.; limiting the sales tax imposed on the sale or use of an aircraft; amending s. 212.08, F.S.; revising the applicability of the sales tax exemption on sales or leases of aircraft; defining the term “aircraft”; amending s. 212.0801, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Berman—

SB 1052—A bill to be entitled An act relating to exemptions for totally and permanently disabled veterans; amending s. 196.081, F.S.; deleting a condition that a veteran or his or her surviving spouse have received a specified homestead tax exemption to qualify for a prorated refund of ad valorem taxes paid on homestead property acquired during a specified timeframe; specifying a requirement for qualifying for the prorated refund; providing applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Calatayud—

SB 1054—A bill to be entitled An act relating to private campground liability; creating s. 513.201, F.S.; defining terms; providing civil liability protection for private campground owners or specified employees of private campgrounds for injury or death or property damage that results from the inherent risk of camping; providing exceptions; requiring private campground operators to post and maintain signs and to enter into written contracts that meet certain requirements and warn of the inherent risk of camping; requiring a private campground operator, owner, or employee to comply with certain requirements in order to invoke immunity; providing for the award of reasonable costs and attorney fees under certain circumstances; providing construction; providing an effective date.

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

By Senator Gruters—

SB 1056—A bill to be entitled An act relating to dosage form animal health products; creating s. 585.012, F.S.; defining terms; requiring a manufacturer or distributor of dosage form animal health products to register with the Department of Agriculture and Consumer Services; authorizing the department to waive the registration requirement under certain conditions and to require specified information for registration applications; providing requirements for product labels; providing conditions under which dosage form animal health products are considered misbranded or adulterated; providing construction; providing an effective date.

—was referred to the Committee on Agriculture; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 1058—A bill to be entitled An act relating to autonomous practice by advanced practice registered nurses; amending s. 395.0191, F.S.; exempting certain advanced practice registered nurses from specified medical direction requirements for clinical privileges in hospitals; amending s. 464.0123, F.S.; revising the scope of autonomous practice for certain advanced practice registered nurses; revising requirements for certified nurse midwives registered to engage in autonomous practice; providing for the future expiration of the Council on Advanced Practice Registered Nurse Autonomous Practice; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Rules.

By Senator Ingoglia—

SB 1060—A bill to be entitled An act relating to the Apprenticeship and Preapprenticeship Direct Funding Grant Program; creating s. 1011.8031, F.S.; creating the Apprenticeship and Preapprenticeship Direct Funding Grant Program for specified purposes; requiring the Department of Education to administer the program; requiring apprenticeship or preapprenticeship programs to submit an application to the department for participation in the program; prohibiting certain apprenticeship or preapprenticeship programs from participating in the grant program; requiring the department to give priority to specified programs; authorizing the State Board of Education to adopt rules; providing an effective date.

—was referred to the Committee on Education Postsecondary; the Appropriations Committee on Education; and the Committee on Appropriations.

By Senator Collins—

SB 1062—A bill to be entitled An act relating to health care benefit coverage for members of nonprofit organizations and agricultural co-

operative associations; renaming the title of ch. 632, F.S.; creating parts I and II of ch. 632, F.S., entitled “Fraternal Benefit Societies” and “Nonprofit Membership Organizations and Agricultural Cooperative Associations,” respectively; creating s. 632.6401, F.S.; providing a short title; providing a purpose; defining terms; authorizing nonprofit membership organizations and agricultural cooperative associations to offer health care benefit coverage to their members; providing that such coverage is not considered insurance; authorizing such nonprofit membership organizations and agricultural cooperative associations to cede individual risks to certain insurers by reinsurance agreements; requiring such organizations and associations to file by a specified date each year a specified statement with the Commissioner of Insurance Regulation; authorizing the Financial Services Commission to adopt rules; providing an effective date.

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

By Senator Yarborough—

SB 1064—A bill to be entitled An act relating to children removed from caregivers; amending s. 409.988, F.S.; requiring community-based care lead agencies, in coordination with the local managing entity, to provide a trauma-focused assessment within a specified timeframe to children removed from certain caregivers; specifying requirements of the assessment and therapy, if recommended; requiring community-based care lead agencies to offer voluntary trauma services under certain circumstances; amending s. 409.996, F.S.; requiring the Department of Children and Families to require in its contracts with the community-based care lead agencies that such agencies and managing entities provide a trauma-focused assessment within a specified timeframe to children removed from certain caregivers; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Collins—

SJR 1066—A joint resolution proposing an amendment to Section 1 of Article VIII of the State Constitution to authorize the Legislature to provide by general law for the recall of county officers and commissioners.

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

By Senator Collins—

SB 1068—A bill to be entitled An act relating to drones; amending s. 330.41, F.S.; defining the terms “drone delivery service” and “drone port”; prohibiting a political subdivision from taking certain actions relating to drone delivery services; amending s. 553.73, F.S.; exempting drone ports from the Florida Building Code; providing an effective date.

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

By Senator Hooper—

SB 1070—A bill to be entitled An act relating to license taxes; amending s. 320.08001, F.S.; defining the terms “electric vehicle” and “plug-in hybrid vehicle”; conforming a provision to changes made by the act; imposing specified additional annual license taxes on electric vehicles; increasing such tax at a certain time; imposing specified additional annual license tax on plug-in hybrid electric vehicles; increasing such tax at a certain time; authorizing persons and entities to biennially renew vehicle registrations for electric vehicles and plug-in hybrid electric vehicles; providing for the distribution of proceeds from the additional license taxes; specifying requirements for the use of the proceeds by local governments; providing that certain vehicles are exempt from specified license taxes; providing applicability; amending s.

320.07, F.S.; conforming provisions to changes made by the act; providing for future expiration; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Appropriations.

By Senator Rodriguez—

SB 1072—A bill to be entitled An act relating to deepwater port dredging; amending s. 403.816, F.S.; directing the Department of Environmental Protection to require a specified analysis as a condition of permits issued for maintenance dredging of deepwater ports; providing requirements for conducting the analysis; requiring a local government to provide notice of its intent to conduct such analysis to certain local governments; providing an effective date.

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

By Senator Thompson—

SB 1074—A bill to be entitled An act relating to the Divine Nine specialty license plate; amending s. 320.08058, F.S.; defining the term “immediate relative”; revising eligibility requirements for a Divine Nine license plate; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Berman—

SB 1076—A bill to be entitled An act relating to reproductive health care rights; creating s. 381.00515, F.S.; providing a short title; providing a legislative finding; providing that each person has certain fundamental rights related to reproductive health care; prohibiting a person, the state, a local governmental entity, or any political subdivision of the state from discriminating against, denying, unduly burdening, or interfering with a person’s exercise of such fundamental rights; providing for a civil cause of action and remedies; providing that the recovery limits of sovereign immunity apply; amending s. 390.011, F.S.; deleting the definition of the term “fatal fetal abnormality”; amending s. 390.0111, F.S.; revising the timeframe in which a termination of pregnancy is allowed; deleting an exception; providing an effective date.

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

By Senator Thompson—

SB 1078—A bill to be entitled An act relating to eligibility for medical assistance and related services; amending s. 409.904, F.S.; extending Medicaid eligibility to specified adults; providing an effective date.

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

By Senator Yarborough—

SB 1080—A bill to be entitled An act relating to local redistricting; amending s. 124.01, F.S.; prohibiting the consideration of the residential addresses of certain persons during the district-drawing process for boards of county commissioners; providing construction; creating s. 166.0321, F.S.; requiring municipalities to fix the boundaries of their districts in a certain manner; specifying that district changes may be made only in odd-numbered years; prohibiting the consideration of the residential addresses of certain persons during the district-drawing process; providing construction; amending s. 1001.36, F.S.; prohibiting the consideration of the residential addresses of certain persons during the residence-area-drawing process for district school boards; providing construction; providing an effective date.

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

By Senator DiCeglie—

SB 1082—A bill to be entitled An act relating to floating vessel platforms; amending s. 403.813, F.S.; removing a provision authorizing local governments to require permitting for certain floating vessel platforms; revising conditions under which local governments may require one-time registrations of floating vessel platforms; making technical changes; providing an effective date.

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

By Senator Trumbull—

SB 1084—A bill to be entitled An act relating to the long-term managed care program; amending s. 409.981, F.S.; requiring the Agency for Health Care Administration to select, through a specified procurement process, a qualified long-term care plan to implement a pilot program in Miami-Dade County to provide coverage of comprehensive services for Medicaid recipients who have developmental disabilities; providing requirements for the pilot program and the selected qualified plan; requiring the agency to contract for an independent evaluation of the performance of the plan; providing requirements for the evaluation; requiring the agency to submit the results of the evaluation to the Legislature by a specified date; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Gruters—

SB 1086—A bill to be entitled An act relating to the rights of law enforcement officers; amending s. 112.532, F.S.; prohibiting a law enforcement agency from issuing any disciplinary action, suspension, demotion, or dismissal against a law enforcement officer or correctional officer unless certain conditions apply; authorizing the officer to challenge such disciplinary action, suspension, demotion, or dismissal administratively or in a court of competent jurisdiction; amending s. 112.534, F.S.; providing that an officer has the right to challenge a specified violation administratively or in a court of competent jurisdiction, if certain conditions exist; providing an effective date.

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

By Senator Burgess—

SB 1088—A bill to be entitled An act relating to personal information of judicial officers and their family members; creating s. 38.24, F.S.; providing definitions; authorizing a judicial officer or an immediate family member of a judicial officer to request the removal of his or her personal identifying information from the Internet in a specified manner; requiring the removal of such information within a certain timeframe; prohibiting such information from being reposted or transferred to another person; providing applicability; authorizing a judicial officer or the immediate family member of a judicial officer to bring an action seeking certain relief; requiring a person to pay certain court costs and attorney fees; authorizing a court to award certain damages, court costs, and attorney fees; providing an effective date.

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

By Senator Burgess—

SB 1090—A bill to be entitled An act relating to fees; amending s. 775.088, F.S.; authorizing payors to collect certain administrative costs from the defendant's income, as a part of the required notice that is

required to accompany income deduction orders; providing a contingent effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Burgess—

SB 1092—A bill to be entitled An act relating to child maintenance restitution; creating s. 775.088, F.S.; defining the term “child maintenance restitution”; authorizing a court to order a defendant to pay child maintenance restitution to the surviving parent or guardian of a minor if the defendant is convicted of violating specified provisions of law and the deceased victim of the offense was the parent or guardian of a child; requiring monthly payments; providing an exception; requiring the court to determine an amount that is reasonable and necessary based on specified relevant factors if it sentences the defendant to pay child maintenance restitution; providing for the resolution of disputes as to the proper amount of child maintenance restitution; providing for the collection, disbursement, and enforcement of child maintenance restitution; providing requirements for the issuance of income deduction orders with an order for restitution; specifying requirements for a notice that is required to accompany income deduction orders; providing for enforcement of income deduction orders; prohibiting a person from discharging, refusing to employ, or taking disciplinary action against an employee subject to child maintenance restitution; providing civil penalties; providing requirements for payors; providing civil penalties; providing for payments after a defendant's incarceration; providing circumstances under which child maintenance restitution may not be ordered or under which there must be an offset by a judgment award; providing that a court may modify an order of child maintenance restitution; providing for jurisdiction of the defendant; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Martin—

SB 1094—A bill to be entitled An act relating to death benefits for active duty servicemembers; amending s. 295.061, F.S.; revising the amount and conditions of payment of death benefits; requiring that payment be made to the beneficiary through the process set out by the Department of Military Affairs; removing provisions relating to payment when a beneficiary is not designated; requiring that proof of residency or duty post be provided to the department; requiring the department to request the Chief Financial Officer to draw a warrant for payment of benefits from the General Revenue Fund; requiring the Department of Military Affairs and the Department of Financial Services to adopt certain rules and procedures; removing provisions relating to an appropriation to the Department of Financial Services for payment of death benefits; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Appropriations.

By Senator Martin—

SB 1096—A bill to be entitled An act relating to monuments and memorials; providing a short title; amending s. 265.283, F.S.; defining the term “memorial”; conforming a provision to changes made by the act; creating s. 265.710, F.S.; providing that a person or an entity that damages, defaces, destroys, or removes a monument or memorial is liable for treble the costs to return, repair, or replace the monument or memorial; providing an exception; declaring that specified persons or entities have standing to bring a civil action against a person or entity that damages, defaces, destroys, removes, or performs other specified actions toward a monument or memorial; providing applicability; prohibiting the placement of specified objects on or near a memorial that existed before a specified date; providing an effective date.

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

By Senator Burton—

SB 1098—A bill to be entitled An act relating to withholding or withdrawal of life-prolonging procedures; amending s. 744.3215, F.S.; authorizing the court to delegate the right to consent to the withholding or withdrawal of life-prolonging procedures of incapacitated persons in certain circumstances; amending ss. 744.363 and 744.3675, F.S.; making technical changes; requiring initial and annual guardianship plans, respectively, to state whether any power under the ward's preexisting order not to resuscitate or advance directive is revoked, modified, suspended, or transferred to the guardian; requiring such plans to state the date of such action; establishing certain authority without additional court approval; requiring a guardian to obtain court approval to exercise transferred power to execute an order not to resuscitate or consent to withhold or withdraw life-prolonging procedures under certain circumstances; creating s. 744.4431, F.S.; authorizing a guardian to petition a court for approval to consent to withhold or withdraw life-prolonging procedures under certain circumstances; specifying requirements for the petition; requiring the guardian to serve certain notices; specifying procedures that must be followed by the court in acting on the petition; authorizing the guardian to withhold or withdraw life-prolonging procedures without a hearing or court approval under certain circumstances; amending s. 744.441, F.S.; making technical changes; deleting provisions regarding the authority of certain guardians to sign an order not to resuscitate; providing an effective date.

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

By Senator Polsky—

SB 1100—A bill to be entitled An act relating to legal representation contracts; creating s. 16.0156, F.S.; defining terms; prohibiting the Department of Legal Affairs from entering into certain contracts until the Attorney General makes a specified written determination; requiring that the determination include certain findings; requiring the Attorney General to request proposals from private attorneys after making such determination; providing that the written determination does not constitute a final agency action that is subject to review; providing that the request for proposals and the contract award are not subject to challenge under the Administrative Procedure Act; requiring contracted private attorneys to maintain certain records and to provide records to the department at specified intervals; requiring the department to post and maintain specified information on its website; requiring the department to submit an annual report to the Legislature; providing requirements for the report; providing an effective date.

—was referred to the Committee on Judiciary; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Polsky—

SB 1102—A bill to be entitled An act relating to solutions for mental health professional shortages; creating s. 1009.675, F.S.; defining terms; establishing a mental health profession scholarship and loan forgiveness program within the Department of Health for a specified purpose; providing for applicant eligibility and the award of scholarships; limiting the number of scholarship awards that may be granted each year; specifying service obligations for scholarship recipients; providing for repayment of scholarship funds if the program requirements are not fully satisfied; providing for applicant eligibility and the award of loan repayments; specifying conditions for the award of such loan repayments; requiring the department to review loan repayment applicant requests on a quarterly basis and grant awards in a specified manner; requiring the department to adopt rules; providing that the program's implementation is contingent on specific funding; providing an effective date.

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

By Senator Wright—

SB 1104—A bill to be entitled An act relating to victim compensation claims; amending s. 960.07, F.S.; authorizing the Department of Legal Affairs to issue waivers of any claim filing deadlines for specified victim claims for compensation upon a showing that a delay in filing the application occurred because of a delay in the testing of, or delay in the DNA profile matching from, a sexual assault forensic examination kit or biological material collected as evidence related to a sexual offense; conforming provisions to changes made by the act; making technical changes; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Hooper—

SB 1106—A bill to be entitled An act relating to household moving services; amending s. 507.01, F.S.; revising definitions; amending s. 507.02, F.S.; providing construction; amending s. 507.03, F.S.; revising requirements for estimates, contracts, and advertisements; conforming a cross-reference; revising requirements relating to lists provided to the Department of Agriculture and Consumer Services by moving brokers; requiring the department to publish and maintain a specified list on its website; prohibiting certain persons from operating as or holding themselves out to be a mover or moving broker without registering with the department; requiring the department to issue cease and desist orders to certain persons under certain circumstances; authorizing the department to seek an immediate injunction under certain circumstances; amending s. 507.04, F.S.; revising alternative coverage requirements; requiring the department to immediately suspend a mover's or moving broker's registration under certain circumstances; authorizing the department to seek an immediate injunction under certain circumstances; amending s. 507.05, F.S.; revising requirements for contracts and estimates for prospective shippers; creating s. 507.056, F.S.; providing limitations and prohibitions for moving brokers; requiring moving brokers to make a specified disclosure to shippers before providing any services; prohibiting moving brokers' fees from including certain costs; requiring that documents provided to shippers by moving brokers contain specified information; amending s. 507.07, F.S.; providing that it is a violation of ch. 507, F.S., for moving brokers to provide estimates or enter into contracts or agreements that were not prepared and signed or electronically acknowledged by a mover; amending s. 507.09, F.S.; conforming a cross-reference; requiring the department, upon verification by certain entities, to immediately suspend a registration or the processing of an application for a registration in certain circumstances; amending s. 507.10, F.S.; conforming a cross-reference; amending s. 507.11, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Commerce and Tourism; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Hooper—

SB 1108—A bill to be entitled An act relating to fees; amending s. 507.03, F.S.; revising registration fees for moving brokers; providing a contingent effective date.

—was referred to the Committee on Commerce and Tourism; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Ingoglia—

SB 1110—A bill to be entitled An act relating to term limits; creating s. 124.012, F.S.; establishing term limits for county commissioners;

amending s. 1001.35, F.S.; revising term limits for district school board members; providing an effective date.

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

By Senator Burgess—

SB 1112—A bill to be entitled An act relating to middle school and high school start times; amending s. 1001.42, F.S.; providing requirements for middle school and high school start times; requiring such school start times to be implemented by a specified date; providing district school board requirements; amending s. 1002.33, F.S.; requiring charter schools to meet certain requirements relating to middle school and high school start times; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 1114—A bill to be entitled An act relating to community associations; providing a short title; amending s. 718.111, F.S.; prohibiting association funds and reserves from being used by specified persons or entities for certain reasons; requiring the board of each association to appoint an official recordkeeper for the association; authorizing the board to provide powers and duties to the recordkeeper if necessary; removing obsolete language; requiring that certain information be posted on the association’s website or application and the Department of State website; amending ss. 718.1224 and 720.304, F.S.; prohibiting reserves from being used in prosecuting SLAPP suits; amending ss. 718.501 and 720.302, F.S.; providing the Division of Florida Condominiums, Timeshares, and Mobile Homes with certain jurisdiction; requiring the division to forward certain complaints to the Department of Law Enforcement; requiring the division to review complaints within a specified timeframe and take specified actions; amending s. 720.303, F.S.; providing criminal penalties for certain actions by an officer or director of the association; requiring that certain officers or directors be removed from office for a certain time period under certain circumstances; specifying how a vacancy on the board must be filled; providing restrictions on certain officers and directors; specifying when an officer or director may be reinstated; requiring that the governing documents of an association be amended to modify or restrict parcel use; requiring an association to maintain designated mailing and e-mail addresses as official records; specifying what constitutes a designated address; making conforming changes; requiring the board of each association to designate an official recordkeeper for the association; authorizing the board to provide powers and duties to the recordkeeper if necessary; requiring certain information be posted on the association’s and the Department of State websites; revising the confidentiality of certain official records; conforming cross-references; prohibiting association funds and reserves from being used by specified persons or entities for certain reasons; amending s. 720.305, F.S.; restricting certain attorney fees and fines; specifying the types of violations for which an association may levy fines; providing a maximum fine amount; prohibiting fines from being aggregated; revising the amount of notice the board of administration must give a parcel owner before imposing a fine or suspension; specifying where such notice must be delivered; providing requirements for such notice; authorizing parcel owners to attend certain hearings by telephone or other electronic means; expanding duties of a specified committee; requiring a specified notice after a hearing; specifying how fines, suspensions, attorney fees, and costs are determined; requiring that a detailed accounting of amounts due to the association be given to certain persons within a certain timeframe upon written request; providing for a complete waiver of a violation under certain circumstances; specifying the priority of payments made by a parcel owner to an association; prohibiting the accrual of attorney fees and costs after a specified time; authorizing certain persons to request a hearing to dispute certain fees and costs; providing for the waiver of certain fines or suspensions; requiring that certain fines, fees, or other costs be paid by an association; conforming provisions to changes made by the act; amending s. 720.306, F.S.; requiring that the governing documents of an association be amended to modify or restrict parcel use; amending s. 720.3085, F.S.; specifying the priority of payments made by a parcel owner to an association; prohibiting an association from

bringing an action to foreclose a lien against a parcel; providing that such lien stays on the parcel until the lien is paid, settled, or released; requiring that certain actions be brought in the same lawsuit; amending s. 720.311, F.S.; providing the division with certain jurisdiction; requiring the division to forward certain complaints to the Department of Law Enforcement; requiring the division to review complaints within a specified timeframe and take specified actions; revising which disputes require presuit mediation; revising the timeframe for a responding party to respond to a demand for presuit mediation; amending s. 720.402, F.S.; prohibiting reserve funds from being used in the defense of certain actions; creating s. 943.71, F.S.; authorizing the Department of Law Enforcement to investigate certain complaints relating to community associations and their boards of administration, officers, or directors; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Polsky—

SB 1116—A bill to be entitled An act relating to required instruction; amending s. 1003.42, F.S.; requiring that instruction on information literacy be taught in public schools; defining the term “information literacy”; providing a requirement for the development of curriculum; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

SR 1118—Not introduced.

By Senator Calatayud—

SB 1120—A bill to be entitled An act relating to academic credit; creating s. 1002.456, F.S.; requiring the State Board of Education to adopt a policy regarding the transfer and acceptance of academic credit from a licensed or nonlicensed source; requiring the State Board of Education to provide notice to students and parents or guardians regarding transfer and acceptance of academic credit; providing policy requirements; requiring each district school board to provide certain notice if academic credit or grades from a nonlicensed source are not accepted; providing an appeals process for the denial of academic credit or grades; requiring the State Board of Education to make a decision on the appeal within a specified timeframe; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Harrell—

SB 1122—A bill to be entitled An act relating to vertiports; creating s. 332.15, F.S.; providing legislative intent; defining terms; requiring the Department of Transportation to take certain actions regarding vertiports; providing applicability; providing design and layout plan requirements for vertiport owners; providing limitations regarding the exercise of a political subdivision’s zoning and land use authority in regulating vertiports; providing construction; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Calatayud—

SB 1124—A bill to be entitled An act relating to employment of ex-offenders; amending s. 112.011, F.S.; revising the criteria a state agency must consider before denying a license, permit, or certification to a person previously convicted of a crime; requiring a state agency to consider specified factors when determining whether an ex-offender

applying for a license, permit, or certificate has not been rehabilitated; requiring a state agency to use a specified process in its decision to deny a license, permit, or certificate to a person previously convicted of a crime; authorizing certain persons to petition a state agency to determine whether their criminal record will disqualify them from obtaining a license, permit, or certificate; providing the requirements for the petition; requiring the state agency to use certain standards, factors, and procedures when making a decision on the petition; providing that such decision is binding on the state agency regarding any subsequent license, permit, or certification application received from that person; providing an exception; prohibiting a person from submitting a new petition during a specified timeframe; prohibiting a state agency from using specified terminology in a decision related to the denial of a license, permit, or certification; amending s. 112.0111, F.S.; revising legislative intent; requiring specified agencies to submit an annual report to the Governor and the Legislature; requiring such report to be made available on the agency's website; providing report requirements; amending s. 455.213, F.S.; requiring applicable boards to use a specified process to review an applicant's criminal record; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Avila—

SB 1126—A bill to be entitled An act relating to impeding, provoking, or harassing first responders; creating s. 843.31, F.S.; defining the term “first responder”; prohibiting any person from approaching a first responder or remaining within a specified distance of such first responder, with specified intent, after receiving a warning not to approach; providing criminal penalties; providing an effective date.

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

By Senators Rodriguez and Berman—

SB 1128—A bill to be entitled An act relating to campaign finance; amending s. 106.1405, F.S.; authorizing a candidate to use funds on deposit in his or her campaign account to pay for child care expenses under specified conditions; providing an effective date.

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

By Senator Hutson—

SB 1130—A bill to be entitled An act relating to clerks of the court; amending s. 28.101, F.S.; requiring the clerk to deposit a certain portion of the filing fee for dissolution of marriage into the fine and forfeiture fund; amending s. 28.2401, F.S.; deleting the requirement that the clerk remit a portion of a certain filing fee in probate matters to the Department of Revenue for deposit into the General Revenue Fund; amending s. 28.241, F.S.; deleting the requirement that the clerk submit portions of filing fees collected in excess of the clerk's total monthly budget for deposit into the Clerks of the Court Trust Fund; revising the portions of certain filing fees the clerk must remit to the department for deposit into the General Revenue Fund; requiring the clerk to deposit the service charge for an original or certified or electronic copy of a summons into the fine and forfeiture fund; amending s. 28.35, F.S.; requiring the Florida Clerks of Court Operations Corporation to annually prepare a budget request to fund increases in employer contributions to the Florida Retirement System for court-related employees; requiring that the request conform to the form and manner prescribed by the Justice Administrative Commission; authorizing the commission to make technical changes under specified circumstances; requiring that the request be submitted to the Governor for transmittal to the Legislature; conforming a provision to changes made by the act; amending s. 28.37, F.S.; revising the portion of all fines, fees, service charges, and costs collected by the clerk which must be remitted to the Department of Revenue for deposit into the Clerks of Court Trust Fund; requiring the clerk of the court to submit such revenues quarterly rather than monthly; amending s. 34.041, F.S.; requiring the court to deposit the filing fee associated with certain pleadings in civil actions

into the fine and forfeiture fund under specified circumstances; amending s. 40.29, F.S.; revising the petitions and orders for which a clerk may request the reimbursement of filing fees from the Justice Administrative Commission; requiring the clerk to pay a law enforcement agency serving an injunction a specified fee if the agency requests the payment; authorizing the clerk to seek reimbursement from the commission for specified petitions for civil indigent status, subject to an appropriation; requiring the Florida Clerks of Court Operations Corporation to submit to the commission a certified request for reimbursement for the amount required for each county to fund the employer contribution rate increases required by the Florida Retirement System for applicable court-related employees, subject to an appropriation; amending s. 318.18, F.S.; revising the portions of a civil penalty the clerk must remit to the department to deposit into the General Revenue Fund; requiring the clerk to retain a portion of the civil penalty to be deposited into the Public Records Modernization Trust Fund for a specified purpose; deleting a prohibition against using a specified assessment for all noncriminal moving and nonmoving violations as revenue to establish the budget of the clerk; amending s. 741.30, F.S.; deleting a provision authorizing the clerk of the circuit court to request reimbursement for filing fees for petitions for protection against domestic violence; amending s. 784.046, F.S.; deleting a provision authorizing the clerk of the circuit court to request reimbursement for filing fees for petitions for protection against repeat violence, sexual violence, or dating violence; amending s. 784.0485, F.S.; deleting a provision authorizing the clerk of the circuit court to request reimbursement for filing fees for petitions for protection against stalking; providing an effective date.

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

By Senator Gruters—

SB 1132—A bill to be entitled An act relating to tax certificate sales; amending s. 197.102, F.S.; defining the term “person” for purposes of ch. 197, F.S.; amending s. 197.432, F.S.; providing that any person may register to bid and participate in tax certificate sales; prohibiting tax collectors from prohibiting a person's registration or bidding because of a specified reason; providing an effective date.

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

By Senator Gruters—

SB 1134—A bill to be entitled An act relating to Outstanding Florida Springs; amending s. 373.802, F.S.; designating Warm Mineral Springs as an Outstanding Florida Spring; making technical changes; reenacting s. 373.042(2)(d), F.S., relating to minimum flows and minimum water levels, to incorporate the amendment made to s. 373.802, F.S., in a reference thereto; providing an effective date.

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

By Senator Rodriguez—

SB 1136—A bill to be entitled An act relating to the Condominium Fraud Investigation Pilot Program; creating s. 16.81, F.S.; creating the Condominium Fraud Investigation Pilot Program within the Department of Legal Affairs in the Office of the Attorney General; providing a purpose for the program; authorizing the department to contract with a private entity to achieve the purpose of the program; requiring the department to hire specified personnel; authorizing a person to submit a complaint to the Office of the Condominium Ombudsman; requiring the ombudsman to review complaints and take specified actions; providing powers of and requirements for the department relating to the pilot program; requiring that the pilot program be funded from the Division of Florida Condominiums, Timeshares, and Mobile Homes Trust Fund; providing for future repeal of the program unless reviewed and saved from repeal by the Legislature; amending s. 718.501, F.S.; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes to forward complaints received alleging fraud or corruption to the Office of

the Condominium Ombudsman; amending s. 718.5012, F.S.; revising the powers of the ombudsman; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Wright—

SB 1138—A bill to be entitled An act relating to Florida National Guard recruitment; establishing the Florida National Guard Joint Enrollment Enhancement Program within the Department of Military Affairs; providing the purpose of the program; defining the term “recruiting assistant”; providing eligibility requirements for participation in the program; requiring the Adjutant General to provide compensation to recruiting assistants under certain circumstances; requiring the department and the Florida National Guard to adopt rules; providing an appropriation; providing an effective date.

—was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Ingoglia—

SB 1140—A bill to be entitled An act relating to the Rapid DNA Grant Program; creating s. 943.324, F.S.; creating the Rapid DNA Grant Program within the Department of Law Enforcement for county jails or sheriffs’ offices; requiring the department to annually award grant funds to county jails or sheriffs’ offices; providing funding requirements; authorizing the department to establish criteria and set specific time periods for the acceptance of applications and the selection process for awarding grant funds; providing an appropriation; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Thompson—

SB 1142—A bill to be entitled An act relating to the Workforce Education Facilities Grant Program; creating s. 1013.739, F.S.; creating the Workforce Education Facilities Grant Program within the Department of Education; providing the purpose of the program; providing for the award of grants through the program, subject to legislative funding; providing requirements for the use of grant funds; providing requirements for certain workforce education programs; authorizing the State Board of Education to adopt rules; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Thompson—

SB 1144—A bill to be entitled An act relating to corporate income tax; amending s. 220.03, F.S.; revising and providing definitions; amending s. 220.13, F.S.; revising the definition of the term “adjusted federal income” to prohibit specified deductions, limit certain carryovers, and require subtractions of certain dividends paid and received within a unitary combined group to determine subtractions from taxable income; conforming provisions to changes made by the act; repealing s. 220.131, F.S., relating to the adjusted federal income of affiliated groups; creating s. 220.136, F.S.; specifying circumstances under which a corporation is a member of a unitary combined group; creating s. 220.1363, F.S.; defining the term “unitary combined reporting method”; specifying requirements for, limitations on, and prohibitions in calculating and reporting income in a unitary combined group return; requiring all members of a unitary combined group to use the unitary combined reporting method; defining the term “sale”; specifying requirements for designating the filing member and the taxable year of the unitary combined group; specifying income reporting requirements for certain

members of the unitary combined group; requiring that a unitary combined group return include a specified computational schedule and domestic disclosure spreadsheet; authorizing the executive director of the Department of Revenue to undertake certain actions in specified circumstances; authorizing the Department of Revenue to adopt rules; providing legislative intent regarding the adoption of rules; amending s. 220.14, F.S.; revising the calculation for prorating a certain corporate income tax exemption to reflect leap years; conforming a provision to changes made by the act; amending s. 220.15, F.S.; revising provisions determining when certain sales are considered to have occurred in this state; amending ss. 220.183, 220.1845, 220.1875, 220.1876, 220.1877, 220.191, 220.193, and 220.51, F.S.; conforming provisions to changes made by the act; amending s. 220.64, F.S.; providing applicability of unitary combined group provisions to the franchise tax; conforming provisions to changes made by the act; amending ss. 288.1254 and 376.30781, F.S.; conforming provisions to changes made by the act; providing, beginning on a specified date, requirements for corporate income tax return filings for certain taxpayers; requiring that recaptured funds be deposited into the General Revenue Fund; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Yarborough—

SB 1146—A bill to be entitled An act relating to shared parental responsibility after the establishment of paternity; amending s. 742.011, F.S.; authorizing a parent to request certain determinations and the creation of a parenting plan and time-sharing schedule; amending s. 742.10, F.S.; requiring the determination of parental responsibility and the establishment of a parenting plan, a time-sharing schedule, or child support to be done through a certain action; deleting a provision regarding unchallenged acknowledgment of paternity; amending s. 744.301, F.S.; specifying that a mother of a child born out of wedlock and the father of such child are the natural guardians of the child and subject to the rights and responsibilities of being parents if certain conditions are met; providing an effective date.

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

By Senator Rodriguez—

SB 1148—A bill to be entitled An act relating to restricted barbering; amending s. 476.144, F.S.; authorizing persons without a license to practice barbering to perform restricted barbering at barbershops if certain requirements are met; amending ss. 476.188, 476.194, and 476.204, F.S.; conforming provisions to changes made by the act; amending s. 476.214, F.S.; authorizing the Barbers’ Board to discipline persons authorized to practice restricted barbering; providing an effective date.

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

By Senator Ingoglia—

SB 1150—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 493.6105, F.S.; making a technical change; revising requirements for applicants for a Class “K” license; amending s. 493.6113, F.S.; revising the circumstances under which the Department of Agriculture and Consumer Affairs may waive firearms training requirements; revising requirements for applicants for a Class “K” license; requiring the Division of Licensing of the department to establish a specified late fee by rule; amending s. 493.6123, F.S.; authorizing the department to publish certain information online in lieu of using a paper format; amending ss. 493.6304 and 493.6406, F.S.; making technical changes; amending s. 496.405, F.S.; revising requirements relating to registration fees for certain charitable organizations, sponsors, and parent organizations; amending s. 496.406, F.S.; conforming provisions to changes made by the act; amending s. 527.01, F.S.; revising the definitions of the terms “Category I liquefied petroleum gas dealer” and “Category V LP gas installer”; creating s. 812.0151, F.S.; defining the term “fuel”; providing criminal

penalties for certain actions relating to retail fuel theft; requiring law enforcement agencies to remove and reclaim, recycle, or dispose of fuel in a specified manner; requiring judges to enter a specified order for persons convicted of violating specified provisions; specifying that convicted persons are responsible for certain costs and payments; providing applicability; reenacting ss. 366.032(1)(e) and 489.105(3)(m), F.S., relating to preemption over utility service restrictions and definitions, respectively, to incorporate the amendments made by this act to s. 527.01, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Commerce and Tourism; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Wright—

SB 1152—A bill to be entitled An act relating to citizen volunteer advisory committees; amending s. 286.011, F.S.; authorizing specified regional citizen volunteer advisory committees to conduct public meetings and workshops by means of communications media technology; providing that the use of such technology by a member constitutes that member's presence at the meeting or workshop; requiring that such technology allow all persons to audibly communicate; providing notice requirements for public meetings or workshops conducted by means of communications media technology; providing construction; providing an effective date.

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

By Senator Perry—

SB 1154—A bill to be entitled An act relating to the Labor Pool Act; amending s. 448.24, F.S.; providing that a labor pool satisfies certain requirements if its facilities meet the minimum requirements in the Florida Building Code and any local amendments thereto; authorizing a labor pool to provide drinking water in a specified manner; amending s. 448.25, F.S.; requiring an aggrieved worker to provide specified notice to a labor pool before bringing certain civil actions; authorizing a labor pool to cure alleged violations in a specified manner; requiring that a civil action be brought within a certain time period; specifying that certain remedies are exclusive; providing an effective date.

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

By Senator Burton—

SB 1156—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; revising the definition of the term "termination"; defining the term "volunteer services"; amending s. 121.091, F.S.; requiring the Division of Retirement to adopt rules for the provision of volunteer services by retirees; authorizing employers to establish volunteer programs; conforming a provision to changes made by the act; providing an effective date.

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

By Senator DiCeglie—

SB 1158—A bill to be entitled An act relating to the Department of Financial Services; amending s. 20.121, F.S.; revising powers and duties of the department's Division of Investigative and Forensic Services; deleting the department's Strategic Markets Research and Assessment Unit; amending s. 39.6035, F.S.; deleting a requirement for the Department of Children and Families and the community-based care lead agency to provide certain financial literacy curriculum information to certain youth; amending s. 112.215, F.S.; redefining the term "employee" as "government employee" and revising the definition of the term; revising eligibility for plans of deferred compensation established by the Chief Financial Officer; revising the membership of the Deferred Compensation Advisory Council; making technical changes; amending s. 215.422, F.S.; revising the timeframe by which certain payments to

health care providers for services to be reimbursed by a state agency or the judicial branch must be made; amending s. 274.01, F.S.; revising the definition of the term "governmental unit" for purposes of ch. 274, F.S.; amending s. 409.1451, F.S.; conforming a provision to changes made by the act; amending s. 440.13, F.S.; revising the schedules of maximum reimbursement allowances determined by the three-member panel under the Workers' Compensation Law; revising reimbursement requirements for certain providers; requiring the department to annually notify carriers and self-insurers of certain schedules; requiring the publication of a schedule in a certain manner; providing construction; revising factors the panel must consider in establishing the uniform schedule of maximum reimbursement allowances; deleting certain standards for practice parameters; amending s. 440.385, F.S.; revising eligibility requirements for the board of directors of the Florida Self-Insurers Guaranty Association, Incorporated; authorizing the Chief Financial Officer to remove a director under certain circumstances; specifying requirements for, and restrictions on, directors; prohibiting directors and employees of the association from knowingly accepting certain gifts or expenditures; providing penalties; amending s. 624.1265, F.S.; revising conditions for a nonprofit religious organization to be exempt from requirements of the Florida Insurance Code; amending s. 624.501, F.S.; deleting an application filing and license fee for reinsurance intermediaries; amending s. 626.015, F.S.; revising the definition of the term "association" for purposes of part I of ch. 626, F.S.; amending s. 626.171, F.S.; deleting the authority of designated examination centers to take fingerprints of applicants for a license as an agent, customer representative, adjuster, service representative, or reinsurance intermediary; amending s. 626.173, F.S.; providing that a certain notice requirement for certain licensed insurance agencies ceasing the transacting of insurance does not apply to certain kinds of insurance; amending s. 626.207, F.S.; revising violations for which the department must adopt rules establishing specific penalties; amending s. 626.221, F.S.; adding a certification that exempts an applicant for license as an all-lines adjuster from an examination requirement; amending s. 626.2815, F.S.; revising continuing education requirements for certain insurance representatives; amending s. 626.321, F.S.; deleting certain requirements for, and restrictions on, licensees of specified limited licenses; adding a limited license for transacting preneed funeral agreement insurance; specifying conditions for issuing such license without an examination; amending s. 626.611, F.S.; revising specified grounds for compulsory disciplinary actions taken by the department against insurance representatives; amending s. 626.621, F.S.; adding grounds for discretionary disciplinary actions taken by the department against insurance representatives; amending s. 626.7492, F.S.; revising definitions of the terms "producer" and "reinsurance intermediary manager"; revising licensure requirements for reinsurance intermediary brokers and reinsurance intermediary managers; deleting the authority of the department to refuse to issue a reinsurance intermediary license under certain circumstances; amending s. 626.752, F.S.; requiring the department to suspend the authority of an insurer or employer to appoint licensees under certain circumstances relating to the exchange of insurance business; amending s. 626.785, F.S.; authorizing certain persons to obtain a limited license to sell only policies of life insurance covering the expense of a prearrangement for funeral services or merchandise; amending ss. 626.793 and 626.837, F.S.; requiring the department to suspend the authority of an insurer or employer to appoint licensees under certain circumstances relating to the acceptance of excess or rejected insurance business; reordering and amending s. 626.841, F.S.; defining the term "real estate closing transaction" for purposes of part V of ch. 626, F.S.; amending s. 626.8411, F.S.; providing that certain notice requirements do not apply to title insurance agents or title insurance agencies; amending s. 626.8437, F.S.; adding grounds for compulsory disciplinary actions taken by the department against a title insurance agent or agency; amending s. 626.844, F.S.; adding grounds for discretionary disciplinary actions taken by the department against a title insurance agent or agency; amending s. 626.8473, F.S.; revising requirements for engaging in the business as an escrow agent in connection with real estate closing transactions; amending s. 626.854, F.S.; revising applicability of a prohibited act relating to public insurance adjusters; amending s. 626.874, F.S.; revising eligibility requirements for the department's issuance of licenses to catastrophe or emergency adjusters; revising grounds on which the department may deny such license; amending s. 626.9892, F.S.; adding violations for which the department may pay rewards under the Anti-Fraud Reward Program; amending s. 626.9957, F.S.; providing for the expiration of a health coverage navigator's registration under certain circumstances; specifying a restriction on ex-

pired registrations; amending s. 627.351, F.S.; revising requirements for membership and terms of members of the Florida Medical Malpractice Joint Underwriting Association; authorizing the Chief Financial Officer to remove board members under certain circumstances; providing requirements for, and restrictions on, board members; providing penalties; amending s. 627.4215, F.S.; revising the applicability of disclosure requirements for health insurers relating to behavioral health insurance coverage; amending s. 627.70132, F.S.; providing that certain time restrictions on providing notice of property insurance claims do not apply to residential condominium unit owner loss assessment claims; amending s. 627.7015, F.S.; providing that a disputed property insurance claim is not eligible for mediation until certain conditions are met; providing that fees for a rescheduled mediation conference be assessed by the department rather than the administrator; authorizing the department to suspend an insurer's authority to appoint licensees under certain circumstances; amending s. 627.714, F.S.; specifying when a loss assessment claim under a residential condominium unit owner's property policy is deemed to occur; amending s. 627.745, F.S.; revising requirements and procedures for the mediation of personal injury claims under a motor vehicle insurance policy; requiring the department to adopt specified rules relating to a motor vehicle claims insurance mediation program; authorizing the department to designate a person or entity to serve as administrator; amending s. 631.141, F.S.; authorizing the department in receivership proceedings to take certain actions as a domiciliary receiver; amending s. 631.252, F.S.; revising conditions under which policies and contracts of insolvent insurers are canceled; amending ss. 631.56, 631.716, 631.816, and 631.912, F.S.; revising membership eligibility requirements for the Florida Insurance Guaranty Association, the Florida Life and Health Insurance Guaranty Association, the Florida Health Maintenance Organization Consumer Assistance Plan, and the Florida Workers' Compensation Insurance Guaranty Association, Incorporated, respectively; specifying a limit on the terms of service; authorizing the Chief Financial Officer to remove a board member under certain circumstances; specifying requirements for, on restrictions on, board members; providing penalties; creating s. 633.1423, F.S.; defining the term "organization"; authorizing the Division of State Fire Marshal to establish a direct-support organization; specifying the purpose of and requirements for the organization; specifying requirements for the organization's written contract and board of directors; providing requirements for the use of property, annual budgets and reports, an annual audit, and the division's receipt of proceeds; authorizing moneys received to be held in a depository account; amending s. 634.181, F.S.; adding grounds for compulsory disciplinary actions by the department against motor vehicle service agreement salespersons; requiring the department to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such suspension; authorizing the department to adopt rules; amending s. 634.191, F.S.; revising grounds for discretionary disciplinary actions by the department against motor vehicle service agreement salespersons; requiring salespersons to submit certain documents to the department; authorizing the department to adopt rules; amending s. 634.318, F.S.; specifying requirements and procedures for the licensure of nonresident sales representatives for home warranty associations; amending s. 634.320, F.S.; revising grounds for compulsory disciplinary actions by the department against home warranty association sales representatives; requiring the department to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such suspension; authorizing the department to adopt rules; amending s. 634.321, F.S.; revising grounds for discretionary disciplinary actions by the department against home warranty association sales representatives; authorizing the department to adopt rules; amending s. 634.401, F.S.; revising the definition of the term "manufacturer" for purposes of part III of chapter 634, F.S.; amending s. 634.406, F.S.; deleting a debt obligation rating requirement for certain service warranty associations or parent corporations; amending s. 634.419, F.S.; providing that specified home solicitation sale requirements do not apply to certain persons relating to the solicitation of service warranty or related service or product sales; amending s. 634.420, F.S.; specifying requirements and procedures for the licensure of nonresident sales representatives for service warranty associations; amending s. 634.422, F.S.; revising grounds for compulsory disciplinary actions by the department against service warranty association sales representatives; requiring the department to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such sus-

pension; authorizing the department to adopt rules; amending s. 634.423, F.S.; revising grounds for discretionary disciplinary actions by the department against service warranty association sales representatives; authorizing the department to adopt rules; reordering and amending s. 648.25, F.S.; defining and redefining terms; amending s. 648.26, F.S.; authorizing certain actions by the department or the Office of Insurance Regulation relating to certain confidential records relating to bail bond agents; amending s. 648.27, F.S.; deleting a provision relating to the continuance of a temporary bail bond agent license; amending s. 648.285, F.S.; revising requirements, conditions, and procedures for a bail bond agency license; providing applicability; conforming a provision to changes made by the act; amending s. 648.30, F.S.; revising requirements and conditions for the licensure and appointment as a bail bond agent or bail bond agency; conforming a provision to changes made by the act; amending s. 648.31, F.S.; conforming a provision to changes made by the act; amending s. 648.34, F.S.; revising qualifications for a bail bond agent license; conforming a provision to changes made by the act; amending s. 648.355, F.S.; deleting provisions relating to temporary licenses as a limited surety agent or professional bail bond agent; specifying requirements for an individual licensed as a temporary bail bond agent to qualify for bail bond agent license; prohibiting the department from issuing a temporary bail bond agent license beginning on a specified date; providing construction relating to existing temporary licenses; amending s. 648.382, F.S.; revising requirements for the appointment of bail bond agents or bail bond agencies; conforming a provision to changes made by the act; amending s. 648.386, F.S.; defining the term "classroom instruction"; revising requirements for approval and certification as an approved limited surety agent and professional bail bond agent continuing education school; amending s. 648.387, F.S.; renaming primary bail bond agents as bail bond agents in charge; revising the department's disciplinary authority; revising prohibited actions and the applicability of such prohibitions; providing for the automatic expiration of a bail bond agency's license under certain circumstances; creating s. 648.3875, F.S.; providing requirements for applying for designation as a bail bond agent in charge; amending s. 648.39, F.S.; revising applicability of provisions relating to termination of appointments of certain agents and agencies; repealing s. 648.41, F.S., relating to termination of appointment of temporary bail bond agents; amending s. 648.42, F.S.; conforming a provision to changes made by the act; making a technical change; amending s. 648.44, F.S.; revising applicability of prohibited acts; revising and specifying prohibited acts of bail bond agents and bail bond agencies; conforming provisions to changes made by the act; amending s. 648.441, F.S.; revising applicability of a prohibition against furnishing supplies to an unlicensed bail bond agent; amending s. 648.46, F.S.; authorizing certain actions by the department or the office relating to certain confidential records relating to bail bond agents; amending s. 648.50, F.S.; revising applicability of provisions relating to disciplinary actions taken by the department; conforming provisions to changes made by the act; amending s. 843.021, F.S.; revising a defense to an unlawful possession of a concealed handcuff key; amending ss. 28.2221, 119.071, 631.152, 631.398, and 903.09, F.S.; conforming cross-references; ratifying a specified rule of the Florida Administrative Code relating to the Florida Workers' Compensation Health Care Provider Reimbursement Manual; providing construction; providing effective dates.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Hooper—

SB 1160—A bill to be entitled An act relating to the payment of health insurance claims; amending ss. 627.6131 and 641.3155, F.S.; prohibiting a health insurer or health maintenance organization from retroactively denying a claim at any time because of ineligibility of the insured or subscriber, respectively; specifying an exception; providing applicability; providing an effective date.

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

By Senator DiCeglie—

SB 1162—A bill to be entitled An act relating to renewable energy cost recovery; amending s. 366.91, F.S.; revising the types of contracts

which are eligible for cost recovery by a public utility under certain circumstances; authorizing a public utility to recover prudently incurred renewable natural gas and hydrogen fuel infrastructure project costs through the appropriate Public Service Commission cost-recovery mechanism; providing that such costs prudently incurred are not subject to further actions except under certain circumstances; specifying eligible renewable natural gas and hydrogen fuel infrastructure projects; providing an effective date.

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

By Senator Collins—

SB 1164—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; creating s. 212.0802, F.S.; authorizing farmers whose property meets certain requirements to apply to the Department of Revenue for a Florida farm tax exempt agricultural materials (TEAM) card; providing the purpose of the Florida farm TEAM card; providing that the Florida farm TEAM card is subject to certain review and expiration provisions; requiring the department to adopt rules; authorizing the Department of Agriculture and Consumer Services to take certain administrative actions regarding the Florida farm TEAM card; authorizing the Department of Revenue to adopt emergency rules; providing for the expiration of such authority; amending s. 213.053, F.S.; authorizing the Department of Revenue to make certain information available to the Department of Agriculture and Consumer Services for the purpose of administering the Florida farm TEAM card; creating s. 287.0823, F.S.; requiring by a specified date all food commodities purchased by certain state entities to be grown or produced in this state under certain circumstances; requiring such state entities to give preference to certain food commodities; authorizing certain agreements or state contracts to give preference to certain vendors; requiring the Department of Management Services to provide an annual report to the Governor, the Cabinet, and the Legislature by a specified date; providing requirements for the report; amending s. 500.03, F.S.; revising, redefining, and deleting terms; revising construction regarding the selling of food; amending s. 500.032, F.S.; requiring the Department of Agriculture and Consumer Services to administer and enforce certain provisions relating to the storage of food; amending s. 500.12, F.S.; revising the types of entities required to obtain food permits from the department; conforming provisions to changes made by the act; requiring food permits to be annually renewed in accordance with certain provisions; requiring late fees for applications not received on or before their due date; amending s. 500.121, F.S.; conforming provisions to changes made by the act; amending s. 500.147, F.S.; requiring bottled water to be processed in conformance with department rule; amending s. 500.172, F.S.; authorizing an agent of the department to take specified actions regarding mislabeled food; reordering and amending s. 502.012, F.S.; defining, revising, and redefining terms; amending s. 502.013, F.S.; revising the purpose of certain provisions regarding milk and milk products; amending s. 502.014, F.S.; revising the authority of the department to permit and collect samples of products for testing at certain facilities; amending s. 502.042, F.S.; deleting a provision requiring the department to periodically conduct certain shelf-life studies and to sample certain milk products; making technical changes; amending s. 502.053, F.S.; revising the milk facilities required to apply for a permit to operate; requiring operating permits for certain frozen dessert plants; deleting a requirement that frozen dessert plant permitholders submit specified reports to the department; conforming provisions to changes made by the act; amending s. 502.181, F.S.; deleting prohibitions against certain testing for milkfat content and for repasteurizing milk; amending s. 502.231, F.S.; conforming a provision to changes made by the act; repealing s. 502.301, F.S., relating to the Dairy Industry Technical Council; creating s. 570.161, F.S.; requiring certain licensees or permit holders to notify the department in writing of the person's e-mail address; providing civil penalties; providing that service by e-mail constitutes adequate and sufficient notice; authorizing the department to achieve service by other specified means under certain circumstances; repealing ss. 570.23 and 570.843, F.S., relating to the State Agricultural Advisory Council and the Florida Young Farmer and Rancher Advisory Council, respectively; amending s. 570.93, F.S.; revising the required contents of the department's agricultural water conservation program; amending s. 576.011, F.S.; defining and redefining terms; repealing ss. 581.217(14) and 585.008, F.S., relating to the Industrial Hemp Advisory Council and the

Animal Industry Technical Council, respectively; amending s. 586.045, F.S.; revising the timeframe during which the department is required to provide written notice and forms to beekeepers for annual certificate of registration renewals; amending s. 595.404, F.S.; requiring the department to adopt and implement an exemption, waiver, and variance process by rule for sponsors of certain school food and other nutrition programs; amending s. 597.003, F.S.; revising the powers and duties of the department regarding the regulation of aquaculture in this state; providing construction; amending s. 597.004, F.S.; deleting requirements for rules adopted by the department for aquaculture certificates of registration; deleting provisions authorizing certain alligator producers to be issued aquaculture certificates of registration; providing legislative intent; preempting to the department the regulatory and permitting authority for all aquaculture products; providing construction; revising the types of aquaculture products that may be sold by an aquaculture producer under certain circumstances; amending s. 597.005, F.S.; revising the composition and responsibilities of the Aquaculture Review Council; amending s. 599.002, F.S.; revising the composition of the Viticulture Advisory Council; amending s. 934.50, F.S.; authorizing non-law enforcement employees of the department to use drones for specified purposes; reenacting ss. 373.016(4)(a), 373.223(3), and 373.701(2)(a), F.S., relating to declarations of state water policy and conditions for a permit, respectively, to incorporate the amendment made by this act to s. 500.03, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Agriculture; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Collins—

SB 1166—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 current or former inspectors or investigators of the Department of Agriculture and Consumer Services and the spouses and children of the current or former inspectors or investigators; 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 referred to the Committees on Agriculture; Governmental Oversight and Accountability; and Rules.

By Senator Calatayud—

SB 1168—A bill to be entitled An act relating to certificates of completion; amending s. 1003.4282, F.S.; prohibiting the award of certificates of completion after a specified date; requiring certain students to remain in high school to receive special instruction to remedy certain deficiencies beginning on a specified date; amending ss. 1002.394, 1003.433, and 1007.263, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Calatayud—

SB 1170—A bill to be entitled An act relating to flooding and sea level rise vulnerability studies; amending s. 380.093, F.S.; revising the purposes for which the Department of Environmental Protection may provide grants under the Resilient Florida Grant Program to counties or municipalities; authorizing the department to provide such grants to water management districts for a specified purpose; providing for the prioritization of such grants; transferring, renumbering, and amending s. 161.551, F.S.; defining and redefining terms; requiring state-financed constructors to take specified actions before commencing construction of potentially at-risk structures or infrastructure beginning on a specified date; revising requirements for the sea level impact projection study standard the department is required to develop by rule; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Calatayud—

SB 1172—A bill to be entitled An act relating to the Hunger-Free Campus Pilot Program; providing a short title; establishing the pilot program within the Department of Agriculture and Consumer Services for a specified period; providing the purpose of the pilot program; defining the terms “commissioner” and “department”; requiring the Commissioner of Agriculture to identify the three state universities or Florida College System institutions with the highest number of Pell Grant-eligible students for participation in the pilot program; requiring the commissioner to develop a specified survey instrument; providing requirements for participating universities and institutions; requiring participating universities and institutions to submit a report to the department; requiring the commissioner to submit a report to the Governor and the Legislature by a specified date; specifying requirements for the reports; authorizing the department to adopt rules; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study to evaluate food insecurity on the campuses of state universities and Florida College System institutions; providing requirements for the office and the study; requiring the office to submit a report to the Legislature by a specified date; providing an effective date.

—was referred to the Committee on Agriculture; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Polsky—

SB 1174—A bill to be entitled An act relating to the resolution of disputed property insurance claims; amending s. 627.7015, F.S.; requiring, rather than authorizing, parties to a property insurance claims dispute to participate in mediation; providing that mediation is a condition precedent to commencing litigation; providing that the parties may mutually agree to conduct the mediation by teleconference or by telephone; requiring all insureds to personally attend the mediation; revising and specifying duties as to bearing certain costs of mediation; requiring, rather than authorizing, the Department of Financial Services to adopt certain rules; authorizing the department to adopt certain emergency rules; requiring the policyholder to provide the insurer with certain documents within a certain timeframe after mediation is invoked; revising conditions under which a policyholder has a certain timeframe to rescind a settlement; revising the definition of the term “claim”; providing construction; amending s. 627.7074, F.S.; conforming a provision to changes made by the act; providing an appropriation; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Simon—

SB 1176—A bill to be entitled An act relating to electric vehicle infrastructure; amending s. 366.94, F.S.; requiring the Public Service Commission to adopt rules for electric vehicle charging stations which meet certain requirements; providing a timeline for the proposal and adoption of such rules; prohibiting a public utility from using rate base investment for certain purposes; requiring the commission to adopt rules which meet certain requirements for the orderly transition of existing public utility investments; providing a timeline for the proposal and adoption of such rules; providing an effective date.

—was referred to the Committees on Regulated Industries; Transportation; and Rules.

By Senator Simon—

SB 1178—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; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Simon—

SB 1180—A bill to be entitled An act relating to costs of supervision or care; amending s. 985.039, F.S.; prohibiting a child, including a child who is found to be dependent, or the child’s parent or legal guardian or a young adult eligible for continued care from being ordered or deemed obligated to pay any fees for the cost of supervision or cost of care; providing that on or after a specified date the balance of any cost-of-supervision or cost-of-care fees ordered or deemed obligated pursuant to specified provisions against certain persons are unenforceable and uncollectable; providing that as of a specified date, the portion of a court order imposing such costs is vacated; prohibiting any necessary procedures from requiring any affirmative action on the part of the affected persons; requiring the vacatur and discharge of all such fees by a specified date; providing that on or after a specified date all unsatisfied civil judgments or portions thereof for certain unpaid fees against certain persons are deemed null and void and are vacated and discharged; prohibiting any necessary procedures from requiring any affirmative action on the part of the affected persons; requiring the vacatur and discharge of all such civil judgments by a specified date; providing that on or after a specified date certain warrants issued solely on the alleged failure of certain persons to pay or appear to pay certain fees are deemed null and void; prohibiting any necessary procedures from requiring any affirmative action on the part of the affected persons; requiring the rescinding and expungement of all such warrants by a specified date; providing that on or after a specified date certain persons who have had their driver license suspended solely for nonpayment of cost-of-supervision or cost-of-care-fees are immediately eligible to have their driver licenses reinstated; deleting provisions requiring the parent of certain children to pay specified fees for the cost of supervision or cost of care; deleting provisions requiring the parent of certain children to provide specified information to the department or a court; deleting provisions relating to a court receiving information and making determinations regarding a parent’s ability to pay; deleting provisions requiring a court to order the payment of certain fees; deleting provisions authorizing a court to order that a child pay certain fees; deleting provisions requiring the department to seek a certain federal waiver; deleting provisions authorizing the department to employ and work with a collections agency; deleting a definition; amending ss. 985.145 and 985.514, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Simon—

SB 1182—A bill to be entitled An act relating to education and training for Alzheimer’s disease and related forms of dementia; creating s. 430.5025, F.S.; providing a short title; defining terms; requiring the Department of Elderly Affairs to offer certain education about Alzheimer’s disease and related forms of dementia to the general public; specifying uniform dementia-related education and training for employees of covered providers; requiring the department to provide certain dementia-related employee training in an online format and at no cost; providing minimum requirements for the training; requiring the department to make a record of the completion of the training; providing requirements for the record; requiring covered providers to maintain such records of training completion for their employees; providing that an employee does not have to repeat such training after changing employment to another covered provider; providing additional training and continuing education requirements for certain employees who provide direct care to patients with Alzheimer’s disease or related forms of dementia; authorizing the department to establish training curriculum guidelines; authorizing the department to approve training providers and curricula and maintain a list of approved providers; authorizing training to be offered in a variety of formats; providing that certain continuing education does not require the adoption of curriculum

guidelines by the department or provider or curriculum approval by the department; providing qualifications and requirements for training providers; providing that training curricula approved before the effective date of this act remain in effect until their respective expiration dates; authorizing the department to adopt rules related to qualified training providers and compliance monitoring procedures; authorizing certified nursing assistants to count the dementia-related training toward their annual certification training requirements; authorizing health care practitioners to count the dementia-related training requirements toward their continuing education requirements for licensure; authorizing persons employed, contracted, or referred to provide services before the effective date of this act to complete the required training by a specified date; providing for the substitution of equivalent training for training required by this act; authorizing persons to satisfy the training requirements of this act using training curricula approved before the effective date of this act until the department adopts rules for training curricula guidelines; amending ss. 400.0239, 400.1755, 400.4785, and 400.6045, F.S.; conforming provisions to changes made by the act; creating s. 400.51, F.S.; requiring a person employed, contracted, or referred by a nurse registry or a person registered with the Agency for Health Care Administration to provide companion or homemaker services to complete specified training; amending ss. 429.178, 429.52, 429.83, 429.917, and 429.918, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Collins—

SB 1184—A bill to be entitled An act relating to agricultural lands; amending s. 125.01, F.S.; increasing the nonresidential farm building just value threshold for certain special assessments; amending s. 163.3162, F.S.; authorizing construction or installation of housing for migrant farmworkers on certain lands; providing requirements for such housing; exempting such housing from certain local government approval; amending s. 193.461, F.S.; prohibiting local governments from adopting land use or zoning restrictions, conditions, or regulations that require certain termination or surrender of agricultural classifications; providing that such restrictions, conditions, or regulations adopted before a specified date are invalid and unenforceable; amending s. 212.096, F.S.; providing tax credits for the rental or purchase of specified housing for migrant farmworkers; providing requirements for claiming the tax credit; specifying procedures for the governing body when an application for tax credit is received; requiring that applications for tax credit be received by a certain timeframe; conforming a provision to changes made by the act; amending s. 381.0065, F.S.; requiring the Department of Environmental Protection to permit and inspect toilet facilities placed on lands classified as agricultural for certain use; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Stewart—

SB 1186—A bill to be entitled An act relating to organ donation; providing a short title; amending s. 395.2050, F.S.; requiring the Department of Health to establish by rule standards to streamline medical testing of living organ donors and the transfer of medical records between the physicians of organ donors and recipients; providing an effective date.

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

By Senator Boyd—

SB 1188—A bill to be entitled An act relating to contract liability; amending s. 287.058, F.S.; requiring that certain procurement contracts contain a provision specifying a finite maximum limit of liability for a contractor; requiring maximum liability terms for such contract or purchase order to be specified as a defined monetary threshold or formula; providing applicability; reenacting ss. 287.0571(5) and

1002.84(13), F.S., relating to contract requirements for proposed outsourcing and procurement contract requirements for early learning coalitions, respectively, to incorporate the amendment made to s. 287.058, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Fiscal Policy.

By Senator Garcia—

SB 1190—A bill to be entitled An act relating to the Step into Success Workforce Education and Internship Pilot Program; creating s. 409.1455, F.S.; providing a short title; requiring the Department of Children and Families to establish the pilot program; specifying the purposes and components of the program; requiring the department's Office of Continuing Care, in consultation with certain entities, to develop and administer the program; authorizing the department to contract with certain entities to collaborate with the office on development and administration of the pilot program; requiring the independent living professionalism and workforce education component of the pilot program to culminate in a specified certificate; providing that completion of that component allows former foster youth to participate in the onsite workforce and training internship component; defining terms; providing requirements for the administration of the pilot program; requiring the office to initiate the respective components of the pilot program by specified dates; specifying the duties of the office related to the two components; requiring the components to address specified topics; providing requirements for organizations participating in the onsite workforce training internship component; specifying time limitations for former foster youth participating in the onsite workforce training internship component; requiring the Board of Governors and the State Board of Education to adopt certain regulations and rules, respectively; specifying conditions for participation in the onsite workforce internship component; requiring the department to include a section on the pilot program in a specified annual report which must include specified information; requiring the department to adopt rules; amending s. 414.56, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 1192—A bill to be entitled An act relating to certified nurse midwives; amending s. 464.0123, F.S.; requiring certain certified nurse midwives, in order to provide out-of-hospital intrapartum care, to maintain a written policy for the transfer of patients needing a higher acuity of care or emergency services; requiring that such policy prescribe and require the use of an emergency plan-of-care form; providing requirements for the form; requiring such certified nurse midwives to document specified information on the form if the transfer of care is determined to be necessary; requiring certified nurse midwives, before such transfer of the patient, to verbally provide the receiving provider with specified information; requiring certified nurse midwives to provide the patient's emergency plan-of-care form to the receiving provider upon the patient's transfer, as well as certain patient records; requiring the board to adopt certain rules; providing an effective date.

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

By Senator Simon—

SB 1194—A bill to be entitled An act relating to false personation; creating s. 836.131, F.S.; prohibiting the performance of certain acts with specified intent while falsely personating another; providing criminal penalties; providing an effective date.

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

By Senator Simon—

SB 1196—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; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senators Simon and Davis—

SB 1198—A bill to be entitled An act relating to Operation New Hope; creating s. 944.7071, F.S.; authorizing the Department of Corrections, contingent upon appropriation, to contract with Operation New Hope for specified services; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Grall—

SB 1200—A bill to be entitled An act relating to resilience districts; creating s. 190.101, F.S.; providing a short title; creating s. 190.102, F.S.; providing legislative findings; creating s. 190.103, F.S.; defining terms; creating s. 190.104, F.S.; declaring that the act constitutes the sole authority for resilience districts; creating s. 190.105, F.S.; authorizing the establishment of infrastructure resilience districts through a petition by certain persons; prohibiting a local government from initiating an infrastructure resilience district without such petition; specifying the requirements for the petition; requiring the petitioner to send copies of the petition to specified counties and municipalities and pay a certain fee; authorizing petitioners to engage in certain meetings before the filing of the petition; requiring certain counties and municipalities to conduct public hearings; specifying a timeframe for conducting such hearings; authorizing counties or municipalities to express support of or objection to the resilience district by resolution; specifying the requirements for such resolution; requiring the public hearing on a petition to be conducted in accordance with local regulations and at an accessible location; requiring the petitioner to publish notice of the hearing; specifying the requirements of the notice; requiring the local government to give an opportunity to provide oral or written comments on the petition; authorizing the local government to consider specified factors in granting or denying a petition for an infrastructure resilience district; providing that not all factors are required to be considered; specifying certain requirements if the petition is denied on a specified basis; requiring an interlocal agreement to be signed in certain circumstances; authorizing the establishment of condominium resilience districts through a petition by certain persons; requiring counties to develop a process to receive such petitions by a certain date; prohibiting a local government from initiating a condominium resilience district without such petition; specifying the requirements of the petition; requiring the petitioner to submit a petition to a specified county and to pay certain fees; requiring the county to make certain notifications; requiring the county to conduct a public hearing under certain circumstances; specifying a timeframe and requirements for such hearing; authorizing counties to express support of or objection to the resilience district by resolution; specifying the requirements for such resolution; requiring the hearing to be conducted in accordance with local regulations and at an accessible location; requiring the petitioner to publish notice of the hearing; specifying the requirements of the notice; requiring the county to give certain individuals an opportunity to provide oral or written comments on the petition; specifying factors the county may consider in granting or denying a petition for a condominium resilience district; creating s. 190.1052, F.S.; specifying requirements for the size of resilience districts; specifying requirements for condominium resilience districts; prohibiting certain district configurations; requiring resilience districts to replace certain other special taxing districts under certain circumstances; requiring certain funds to be transferred to the resilience district; specifying that the district would include certain consolidated property; creating s. 190.1054, F.S.; specifying acceptable uses of infrastructure resilience districts; prohibiting certain condominiums from using resilience districts; providing limitations on the use of resilience districts; requiring certain modifications to be approved

through an amended petition; creating s. 190.1056, F.S.; authorizing the payment of certain fees for project management of infrastructure resilience districts; specifying a certain fee to the property appraiser for certain administration; requiring all fees to be factored into the loan amount; creating s. 190.106, F.S.; specifying the composition, length of terms, and procedure for filling vacancies of the board for infrastructure resilience districts; specifying the powers, composition, procedure for filling vacancies, and elections of the board of a condominium resilience district; requiring board members to follow applicable laws; prohibiting board members from receiving compensation; prohibiting board members from performing the work of the district; requiring board members to be residents of the state and citizens of the United States; creating s. 190.108, F.S.; requiring each district to publish an annual budget; requiring condominium resilience districts to provide their annual budget to certain persons; requiring the district to provide certain financial reports; authorizing the local government to review and submit comments regarding a district's annual budget; creating s. 190.111, F.S.; specifying the powers the district may exercise; creating s. 190.133, F.S.; requiring infrastructure resilience districts to follow a specified procurement process; specifying a procurement process for condominium resilience districts; creating s. 190.136, F.S.; authorizing a district to recover unpaid fees, rental charges, or penalties; creating s. 190.146, F.S.; specifying the circumstances in which the district can be expanded or reduced; specifying when an infrastructure or condominium resilience district must terminate; creating s. 190.148, F.S.; requiring a specified disclosure for sales of real property located in a resilience district; creating s. 190.149, F.S.; requiring the district to record a specified notice of establishment of a resilience district within a specified timeframe; amending s. 190.002, F.S.; conforming provisions to changes made by the act; amending s. 190.003, F.S.; conforming provisions to changes made by the act; amending s. 190.046, F.S.; conforming provisions to changes made by the act; amending s. 190.048, F.S.; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Fiscal Policy.

By Senator Simon—

SB 1202—A bill to be entitled An act relating to missing child identification; creating s. 937.032, F.S.; defining terms; creating the Missing Child Identification Program to be administered by the Attorney General; providing the purpose of the program; authorizing the Attorney General to use available appropriations to administer the program; requiring the Attorney General, or a specified entity if directed by the Attorney General, to provide the Department of Education with identification kits; requiring the department to distribute the identification kits to all students enrolled in grade 1; requiring certain coordination between the department and the Attorney General; requiring each public and charter school to distribute an identification kit to a parent or person who has legal custody of a child enrolled in grade 1, upon request; providing that a parent or person who has legal custody of a child may use and retain custody of the kit and may submit it to certain law enforcement agencies if the child is reported missing; authorizing the Attorney General to adopt rules; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Simon—

SB 1204—A bill to be entitled An act relating to flat-rate tire installations or replacements; creating s. 559.912, F.S.; defining the term “flat-rate tire installation or replacement”; authorizing motor vehicle repair shops to comply with certain requirements for transactions that consist exclusively of flat-rate tire installation or replacement; requiring motor vehicle repair shops to provide specified notice to customers before accepting payment for a flat-rate tire installation or replacement; providing requirements and authorizations for motor vehicle repair shops that are unable to complete work by a specified completion date; requiring motor vehicle repair shops to give a full refund within a specified timeframe to customers who cancel a flat-rate tire replacement or installation; requiring motor vehicle repair shops to expeditiously reassemble a motor vehicle upon such cancellation; providing excep-

tions; prohibiting a motor vehicle repair shop from billing a customer for charges related to such reassembly; providing an effective date.

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

By Senator Thompson—

SB 1206—A bill to be entitled An act relating to elections; amending s. 20.10, F.S.; requiring the Secretary of State to be elected rather than appointed; specifying when such election must occur; amending s. 97.053, F.S.; requiring an applicant to designate a party affiliation or select “no party affiliation” to be registered to vote; requiring a supervisor of elections to provide a certain notification; requiring the voter registration application to include certain information; creating s. 97.0556, F.S.; authorizing a person who meets certain requirements to register to vote at an early voting site or at his or her polling place and to immediately thereafter cast a ballot; amending s. 97.057, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to preregister certain individuals to vote; providing that driver license or identification card applications, driver license or identification card renewal applications, and applications for changes of address for existing driver licenses or identification cards submitted to the department serve as voter registration applications; providing that an applicant is deemed to have consented to the use of his or her signature for voter registration purposes unless a declination is made; requiring specified applications to include a voter registration component, subject to approval by the Department of State; providing requirements for the voter registration component; requiring the Department of Highway Safety and Motor Vehicles to electronically transmit voter registration information to the Department of State within a specified timeframe; requiring the Department of State to provide such information to supervisors of elections, as applicable; deleting obsolete language; making technical changes; amending s. 97.0575, F.S.; revising certain penalties for third-party voter registration organizations; deleting the aggregate limit of such penalties; amending s. 98.045, F.S.; conforming a cross-reference; amending s. 98.065, F.S.; revising requirements for registration list maintenance programs; requiring supervisors to designate voters as inactive if certain conditions are met; prohibiting the number of voters on the inactive list from being used to calculate the number of signatures necessary for a petition; providing conditions under which a voter on the inactive list may be restored to the active list; requiring an inactive voter’s name to be removed from the statewide voter registration system if certain conditions are met; providing requirements for such inactive voter to have his or her name restored to the system; amending s. 99.061, F.S.; authorizing a candidate to pay his or her qualification fee with a cashier’s check; amending 100.111, F.S.; requiring the Governor to consult with affected supervisors of elections in fixing the dates for special elections; requiring the Governor, in the event of a vacancy in a state legislative office, to limit the period of such vacancy during a regular legislative session to the greatest extent possible in fixing a special election date; requiring the Governor to fix the date for a special election to be held within a certain timeframe; revising the minimum time between a special primary election and a special election; amending s. 100.141, F.S.; requiring the Governor to issue an order calling for a special election within a certain timeframe; conforming a provision to changes made by the act; amending s. 100.371, F.S.; providing a requirement for the delivery of certain petition forms; creating s. 100.51, F.S.; establishing General Election Day as a paid holiday; providing that an elector may absent himself or herself from service or employment at a specific time on a General Election Day and may not be penalized or have salary or wages reduced for such absence; creating s. 101.016, F.S.; requiring the Division of Elections to maintain a strategic elections equipment reserve of voting systems and other equipment for specified purposes; requiring such reserve to include specified equipment; authorizing the division to contract with specified entities rather than physically maintain such reserve; amending s. 101.048, F.S.; providing that a voter may cast a provisional vote at any precinct in the county in which the voter claims to be registered; amending s. 101.151, F.S.; revising the order in which office titles and names of candidates are placed on the ballot; conforming provisions to changes made by the act; amending s. 101.5612, F.S.; requiring supervisors of elections to annually file a plan for operations under certain conditions; amending s. 101.62, F.S.; providing that a request for a vote-by-mail ballot is valid until such request is canceled; revising the deadline by which requests for vote-by-mail bal-

lots must be received by a supervisor of elections; revising the period during which a supervisor of elections may deliver certain ballots; deleting requirements for a person designated by an elector to pick up the elector’s vote-by-mail ballot; providing for extension of deadlines under certain conditions; amending s. 101.64, F.S.; requiring supervisors of elections to enclose a postage prepaid mailing envelope with each vote-by-mail ballot; providing that vote-by-mail ballot voter certificates may be signed with the last four digits of the voter’s social security number; amending s. 101.65, F.S.; revising instructions that must be provided with a vote-by-mail ballot; amending s. 101.68, F.S.; requiring supervisors of elections to compare the signature or last four digits of the social security number on a voter’s certificate with the signature or last four digits of the social security number in the registration books or precinct register when canvassing a vote-by-mail ballot; requiring a canvassing board to compare the signature or last four digits of the social security number on a voter’s certificate or cure affidavit with the signature or last four digits of the social security number in the registration books or precinct register when canvassing a vote-by-mail ballot; deleting the authorization for certain persons to file a protest against the canvass of a ballot; amending s. 101.6952, F.S.; authorizing an absent voter to submit a federal write-in absentee ballot or vote-by-mail ballot; revising requirements for the canvassing of specified ballots; providing that a certain presumption applies to vote-by-mail ballots received from absent voters; requiring a vote-by-mail ballot from an absent voter which is postmarked or dated by a certain date to be counted; amending s. 101.71, F.S.; prohibiting a polling place from being located within a gated community unless certain conditions are met; amending s. 102.031, F.S.; authorizing a person to provide food, water, or other items to certain voters; prohibiting the use of devices that amplify sound in certain locations during certain hours; amending s. 102.111, F.S.; revising the dates by which the Elections Canvassing Commission must certify certain election returns; amending s. 102.112, F.S.; revising the deadlines for submission of county returns to the Department of State; creating s. 102.181, F.S.; authorizing certain persons to file actions against a supervisor of elections for non-compliance with the election code; providing that such persons are entitled to an immediate hearing; providing for the waiver of fees and costs and the awarding of attorney fees; providing an effective date.

—was referred to the Committee on Ethics and Elections; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Burgess—

SB 1208—A bill to be entitled An act relating to depositions of witnesses in criminal proceedings; amending s. 92.55, F.S.; prohibiting the deposition of victims and certain witnesses in certain proceedings without a showing of good cause; providing for motions to depose witnesses; providing for factors to be considered in granting such motions; requiring written findings of fact in rulings on such motions; providing an effective date.

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

By Senator Burgess—

SB 1210—A bill to be entitled An act relating to public records; amending s. 943.0583, F.S.; expanding an existing public records exemption relating to human trafficking victims seeking expunction of certain records related to an offense listed in s. 775.084(1)(b)1., F.S.; providing for future review and repeal of the expanded exemption; providing for the reversion of specified provisions if the exemption is not saved from repeal; providing that a petition for human trafficking victim expunction and all pleadings and documents related to the petition are confidential and exempt from public records requirements; 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; and Rules.

By Senator Rodriguez—

SB 1212—A bill to be entitled An act relating to affordable housing; amending s. 125.01055, F.S.; providing that a provision authorizing the board of county commissioners to approve certain development projects does not apply in a specified area of critical state concern; amending s. 166.04151, F.S.; providing that a provision authorizing a municipality to approve certain development projects does not apply in a specified area of critical state concern; amending s. 420.9075, F.S.; providing that certain provisions governing awards made pursuant to local housing assistance plans do not apply to counties and municipalities within areas of critical state concern meeting certain criteria; providing for retroactive application and future expiration; providing an effective date.

—was referred to the Committee on Community Affairs; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Gruters—

SB 1214—A bill to be entitled An act relating to continuing chiropractic education; amending s. 460.408, F.S.; deleting a requirement that all chiropractic continuing education be completed in a classroom setting; prohibiting the Board of Chiropractic Medicine from limiting the number of hours of continuing education a chiropractic physician may complete through distance learning; authorizing the board to make exceptions to continuing education requirements during a declared state of emergency in this state; specifying who may teach board-approved continuing education courses; requiring, rather than authorizing, the board to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Education Post-secondary; and Rules.

By Senator Ingoglia—

SB 1216—A bill to be entitled An act relating to campaign finance; creating s. 106.38, F.S.; prohibiting a political committee from transferring funds to another political committee; amending s. 106.011, F.S.; revising the definition of the term “contribution” to conform to changes made by the act; amending s. 106.07, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Wright—

SB 1218—A bill to be entitled An act relating to biomarker testing; amending s. 409.905, F.S.; requiring the Agency for Health Care Administration to pay for biomarker testing under the state Medicaid program for specified purposes; defining terms; specifying tests and circumstances for testing which are deemed covered; requiring certain entities contracted with the program to provide coverage of biomarker testing in the same manner as the program provides to its recipients; requiring the agency to act on a prior authorization request for biomarker testing and notify specified parties within specified timeframes, if the program requires such utilization review procedures; requiring the agency to provide a clear, readily accessible, and convenient process on its website for requesting an exception to the terms of coverage or to appeal certain adverse utilization review determinations; creating ss. 627.64055, 627.6614, and 641.31078, F.S.; defining terms; beginning on a specified date, requiring individual health insurance policies; group, blanket, and franchise health insurance policies; and health maintenance contracts, respectively, to provide coverage for biomarker testing under certain circumstances; specifying tests and circumstances for testing which are deemed covered; requiring coverage to be provided in a manner that limits disruption in care; requiring insurers and health maintenance organizations, as applicable, to act on a prior authorization request and notify specified parties within specified timeframes if they require such utilization review procedures; requiring insurers and health maintenance organizations, as applicable, to provide a clear, readily accessible, and convenient process on their websites for requesting exceptions to policy or contract terms, as applicable, and

for appealing certain adverse utilization review determinations; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senators Brodeur and Perry—

SB 1220—A bill to be entitled An act relating to defamation and related actions; amending s. 90.5015, F.S.; specifying that the professional journalist’s privilege does not apply to defamation or related actions; creating s. 770.001, F.S.; specifying that an action for defamation includes other specified actions; creating s. 770.045, F.S.; specifying that the publication of an altered or unaltered photograph, video, or audio recording may form the basis of a defamation action; amending s. 770.05, F.S.; specifying proper venue for a defamation cause of action; creating s. 770.09, F.S.; specifying that certain actions are insufficient to make a person a public figure for purposes of a defamation action; creating s. 770.11, F.S.; specifying that a defamatory allegation is made with actual malice for purposes of a defamation action under certain circumstances; creating s. 770.12, F.S.; providing that the negligence standard applies in a defamation action in which the defendant does not identify the source for a defamatory statement; creating s. 770.13, F.S.; providing that the negligence standard applies to a defamation action by a public figure if the defamatory statement does not relate to the reasons for the plaintiff’s public figure status; amending ss. 768.295 and 720.304, F.S.; specifying that defendants in certain actions are only entitled to attorney fees and costs under certain circumstances; providing construction; providing an effective date.

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

By Senator Powell—

SB 1222—A bill to be entitled An act relating to corporate practice of medicine; amending s. 458.331, F.S.; providing additional acts that constitute grounds for denial of a license to practice medicine or for disciplinary action, to which penalties apply; providing an effective date.

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

By Senator Burgess—

SB 1224—A bill to be entitled An act relating to motor vehicles and driver licenses; amending s. 218.12, F.S.; requiring certain moneys from reductions in ad valorem tax revenue to be distributed to tax collectors for the provision of state driver license services; amending s. 319.28, F.S.; authorizing an additional method for transfer of ownership of a motor vehicle if a motor vehicle owner dies testate; amending s. 319.29, F.S.; clarifying a provision related to lost or destroyed certificates of title for motor vehicles; amending s. 320.06, F.S.; specifying that a license plate with reduced dimensions is only required for small vehicles weighing less than a specified weight; amending s. 320.084, F.S.; authorizing disabled veterans to choose any plate, rather than a disabled veteran plate, if required fees are paid; amending s. 322.141, F.S.; requiring certain information regarding sex offenders and predators to be printed in a distinct format and in the color red; requiring, upon the request of certain persons, sexual predators and sexual offenders to remove their driver license or identification card from wallets or similar cases before presenting them; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Burgess—

SB 1226—A bill to be entitled An act relating to controlled substances; amending s. 893.13, F.S.; providing criminal penalties and a mandatory minimum term of imprisonment if a person sells, manufactures, or delivers, or possesses with intent to sell, manufacture, or

deliver, specified substances or mixtures, and such substance or mixture has at least one specified attribute; amending s. 893.135, F.S.; providing enhanced criminal penalties and a mandatory minimum term of imprisonment if a person commits specified prohibited acts relating to controlled substances, and such substance or mixture has at least one specified attribute; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Grall—

SB 1228—A bill to be entitled An act relating to the district courts of appeal; expressing the intent of the Legislature relating to excess judicial capacity in certain appellate districts; amending s. 35.06, F.S.; providing for the reduction in the number of judges on the First District Court of Appeal and the Second District Court of Appeal upon the occurrence of an event that otherwise would have resulted in a judicial vacancy; providing a limitation on the automatic reduction of judges on the First District Court of Appeal and the Second District Court of Appeal; requiring the Chief Justice of the Supreme Court to notify the Governor and the Legislature of the occurrence of a specified event; providing an effective date.

—was referred to the Committee on Judiciary; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Brodeur—

SB 1230—A bill to be entitled An act relating to fill material for reclamation activities; amending s. 253.03, F.S.; requiring the Department of Environmental Protection to approve reclamation and restoration activities on sovereignty submerged lands involving specified fill material; providing an effective date.

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

By Senator Brodeur—

SB 1232—A bill to be entitled An act relating to telehealth prescribing; amending s. 456.47, F.S.; revising the circumstances under which a telehealth provider may use telehealth to prescribe certain controlled substances; providing an effective date.

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

By Senator Brodeur—

SJR 1234—A joint resolution proposing the creation of Section 28 of Article I of the State Constitution to preserve in perpetuity hunting and fishing as a public right.

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

By Senator Wright—

SB 1236—A bill to be entitled An act relating to class size; amending s. 1003.03, F.S.; revising a specified reduction calculation for certain school district funding for school districts that fail to meet certain class size requirements; amending s. 1003.05, F.S.; providing that certain dependent children of active duty military personnel must be enrolled in certain programs; authorizing certain students of military personnel to enroll in any school within the school district under certain circumstances; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 1238—A bill to be entitled An act relating to energy regulation; creating s. 377.708, F.S.; defining the term “federal phase-out mandate”; requiring determinations on building new energy generating facilities to take certain factors into consideration; prohibiting local governmental entities from requiring or prohibiting certain building materials, vehicles, or home heating elements under certain circumstances; providing an exception; authorizing local governmental entities to adopt bid specifications for public works projects that take energy savings or production into consideration; creating s. 403.08723, F.S.; defining the term “greenhouse gas”; prohibiting the adoption or enforcement of certain state and regional programs to regulate greenhouse gas emissions without specific legislative authorization; providing an effective date.

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

By Senator Burgess—

SB 1240—A bill to be entitled An act relating to land and water management; creating s. 373.027, F.S.; prohibiting counties and municipalities from adopting laws, regulations, rules, or policies relating to water quality or quantity, pollution control, pollutant discharge prevention or removal, and wetlands; preempting such regulation to the state; providing applicability and construction; requiring the Department of Environmental Protection to notify the Chief Financial Officer of certain violations; requiring the Chief Financial Officer to withhold certain funds; repealing s. 373.591, F.S., relating to land management review teams; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Boyd—

SB 1242—A bill to be entitled An act relating to registrations and transfers of heating, ventilation, and air-conditioning system manufacturer warranties; creating s. 559.956, F.S.; requiring manufacturer warranties for heating, ventilation, and air-conditioning (HVAC) systems to be registered to the home or building and not to the owner of the home or building; providing for the automatic effectiveness of such warranties at a specified time; requiring contractors installing HVAC systems to provide certain documentation; providing an effective date.

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

By Senator Polsky—

SB 1244—A bill to be entitled An act relating to the corporate income tax; amending s. 220.13, F.S.; requiring the subtraction from adjusted federal income certain expenditures of a taxpayer that is a medical marijuana treatment center; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Yarborough—

SB 1246—A bill to be entitled An act relating to truth in legal advertising; creating s. 501.139, F.S.; defining terms; specifying prohibited practices relating to advertisements for legal services; requiring persons and entities that issue advertisements to solicit certain clients to include specified information and statements in such advertisements; providing for both written and verbal statements in advertisements for legal services; providing requirements for such written and verbal

statements; providing that the person or entity that issues an advertisement is solely responsible for ensuring its compliance with specified provisions; providing media entities with immunity from liability for disseminating another person's or entity's advertisement that violates specified provisions; providing applicability; prohibiting the use, obtaining, sale, transfer, or disclosure of a consumer's protected health information for a specified purpose without written authorization; providing an exception; providing that certain violations are deemed deceptive and unfair trade practices; providing construction; providing an effective date.

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

By Senator Ingoglia—

SB 1248—A bill to be entitled An act relating to political parties; providing a short title; amending s. 103.091, F.S.; requiring the Division of Elections to immediately cancel the filings of a political party if certain conditions exist; requiring the division to follow a certain procedure; requiring the division to provide a specified notice to certain voters; authorizing a canceled political party to reregister with the Department of State; providing procedures for an organization to reregister as a political party; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; Fiscal Policy; and Rules.

By Senator DiCeglie—

SB 1250—A bill to be entitled An act relating to the Department of Transportation; amending s. 287.057, F.S.; revising the contractual services and commodities that are not subject to specified competitive-solicitation requirements; amending s. 288.9606, F.S.; providing construction regarding the proceeds of bonds of the Florida Development Finance Corporation; revising purposes for which the corporation may, without certain authorization from a public agency, issue revenue bonds or other evidence of indebtedness; amending s. 334.044, F.S.; revising the department's powers and duties; amending s. 337.11, F.S.; increasing the maximum cost of contracts for construction and maintenance the department may enter into without advertising and receiving competitive bids; amending s. 339.135, F.S.; abrogating the expiration of provisions authorizing the approval of certain work program amendments submitted by the department; amending s. 341.052, F.S.; requiring that public transportation development plans of eligible providers of public transit block grants be consistent with the long-range transportation plans of the metropolitan planning area in which the providers are located; amending s. 341.071, F.S.; revising requirements of annual public transit provider reports; requiring each public transit provider to publish on its website, rather than in the local newspaper, certain performance measures; repealing part IV of ch. 348, F.S., relating to the Santa Rosa Bay Bridge Authority; transferring the governance and control of the Santa Rosa Bay Bridge Authority to the department; transferring the remaining assets, facilities, property, and property rights of the authority to the department; providing that the department succeeds to all powers of the authority; authorizing the department to review other contracts, financial obligations, and contractual obligations and liabilities of the authority and to assume legal liability for such obligations determined by the department to be necessary for the continued operation of the bridge system; authorizing the department to transfer the bridge system, or any portion thereof, to become part of the turnpike system; providing effective dates.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator DiCeglie—

SB 1252—A bill to be entitled An act relating to motor vehicles; amending s. 207.004, F.S.; requiring that certain licenses and fuel tax decals be issued by the Department of Highway Safety and Motor Vehicles or its authorized agent; making technical changes; providing legislative findings and intent; amending s. 316.066, F.S.; requiring all traffic law enforcement agencies to provide uniform crash reports by

electronic means to the department; requiring that crash reports be consistent with certain rules and procedures and be appropriately numbered and inventoried; amending s. 316.2935, F.S.; providing an exception regarding certifications of the air pollution control devices on motor vehicles; amending s. 316.302, F.S.; revising the list of applicable federal rules and regulations governing owners and drivers of commercial motor vehicles; conforming cross-references; making technical changes; amending s. 319.14, F.S.; requiring that flood vehicles have the water type specified on the certificate of title under certain conditions; revising the definition of the term "flood vehicle"; reordering definitions; amending s. 319.23, F.S.; making a technical change; amending s. 319.30, F.S.; revising the definition of the term "major component parts"; clarifying and revising provisions relating to obtaining a salvage certificate or certificate of destruction; declaring that the department is not liable to certain persons as a result of an issuance of a salvage title or certificate of destruction; amending s. 320.06, F.S.; authorizing certain rental trucks to elect a permanent registration period; amending s. 322.01, F.S.; revising definitions; defining the term "downgrade"; amending s. 322.02, F.S.; revising legislative intent regarding the department's charge; amending s. 322.05, F.S.; prohibiting the department from issuing a commercial vehicle operator license to certain persons; amending s. 322.07, F.S.; revising requirements for issuance of temporary commercial instruction permits; amending s. 322.142, F.S.; authorizing the department to issue its record of digital images and signatures to certain criminal justice agencies and driver licensing agencies of any other state under certain circumstances; amending s. 322.21, F.S.; authorizing reinstatement of a commercial driver license after a downgrade of the person's privilege to operate a commercial motor vehicle, under certain circumstances; conforming provisions to changes made by the act; creating s. 322.591, F.S.; requiring the department to obtain a driver's record from the Commercial Driver's License Drug and Alcohol Clearinghouse under certain circumstances; prohibiting the department from issuing, renewing, transferring, or revising the type of authorized vehicles or the endorsements of certain commercial driver licenses or commercial instruction permits if the department receives a certain notification; requiring the department to downgrade a commercial driver license or commercial instruction permit if the department receives a certain notification; providing a timeframe for such downgrade to be completed and recorded; requiring the department to notify certain drivers of their prohibition from operating a commercial motor vehicle and, upon request, afford them an opportunity for an informal hearing; specifying requirements for the notice and the hearing; specifying that a request for a hearing tolls certain deadlines; specifying that certain notifications received by the department are in the record and self-authenticating; specifying that the basis for the notification and the information in the Commercial Driver's License Drug and Alcohol Clearinghouse is not subject to challenge in certain hearings or proceedings; requiring the department to dismiss the downgrade of a commercial driver license or instruction permit under certain circumstances; requiring the department to record in the driver's record that he or she is disqualified from operating a commercial motor vehicle under certain circumstances; specifying certain actions that are not stayed during the pendency of certain proceedings; requiring the department to reinstate a commercial driver license or commercial instruction permit under certain circumstances; providing that the department is not liable for certain commercial driver license or commercial instruction permit downgrades; designating the exclusive procedures for downgrade of commercial driver licenses or commercial instruction permits; providing construction and applicability; authorizing the department to issue at no cost a specified driver license to certain persons prohibited from operating a commercial motor vehicle; amending ss. 322.34 and 322.61, F.S.; conforming cross-references; providing effective dates.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Trumbull—

SB 1254—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Recycle Florida license plate and a Florida Association of Realtors license plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Collins—

SB 1256—A bill to be entitled An act relating to preemption over utility service restrictions; amending s. 366.032, F.S.; preventing certain local governmental entities from enacting or enforcing a resolution, ordinance, rule, code, or policy or from taking any action that restricts or prohibits or has the effect of restricting or prohibiting the use of certain major appliances; providing an effective date.

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

By Senator Trumbull—

SB 1258—A bill to be entitled An act relating to the use of phosphogypsum; amending s. 336.044, F.S.; authorizing the Department of Transportation to undertake demonstration projects using phosphogypsum in road construction aggregate material to determine its feasibility as a paving material; creating s. 337.02611, F.S.; requiring the department to conduct a study on the suitability of using phosphogypsum as a construction aggregate material; providing requirements for the study; providing that such materials may be used as a construction aggregate material in accordance with specified regulations if the department determines it suitable for such use; amending s. 403.7045, F.S.; prohibiting phosphogypsum placed in specified stack systems from being regulated as solid waste under certain circumstances; providing an effective date.

—was referred to the Committees on Transportation; Environment and Natural Resources; and Fiscal Policy.

By Senator Trumbull—

SB 1260—A bill to be entitled An act relating to asbestos and silica claims; amending s. 774.205, F.S.; requiring a claimant to file a sworn information form containing certain information within a certain time period after filing an asbestos or silica claim; authorizing a court to dismiss certain claims upon a motion by a defendant; amending s. 774.209, F.S.; providing that certain defendants are not liable for certain asbestos or silica exposures; providing an effective date.

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

By Senator Martin—

SB 1262—A bill to be entitled An act relating to requirements for special food service licenses; amending s. 561.20, F.S.; revising requirements relating to the issuance of special food service licenses; reenacting s. 565.045(1)(c), F.S., relating to regulations for consumption on premises, to incorporate the amendment made to s. 561.20, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Rouson—

SB 1264—A bill to be entitled An act relating to electronic payment of public records fees; amending s. 119.07, F.S.; requiring an agency subject to ch. 119, F.S., to provide an electronic option for payment of fees associated with a public records request; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Agriculture, En-

vironment, and General Government; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 1266—A bill to be entitled An act relating to venomous reptiles; amending s. 379.305, F.S.; revising the penalty for certain release or escape of venomous reptiles; providing a penalty for specified activities involving venomous reptiles without a special permit or license issued by the Fish and Wildlife Conservation Commission; amending s. 379.4015, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Criminal Justice; and Rules.

By Senator Rouson—

SB 1268—A bill to be entitled An act relating to urban agriculture pilot projects; amending s. 604.73, F.S.; redefining the term “urban agriculture” to include new commercial agricultural uses; reenacting ss. 604.40(2) and 604.50(2)(e), F.S., relating to farm equipment used in urban agriculture and nonresidential farm buildings, farm fences, and farm signs, respectively, to incorporate the amendment made to s. 604.73, F.S., in references thereto; providing an effective date.

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

By Senator Book—

SB 1270—A bill to be entitled An act relating to victims of criminal offenses; amending s. 960.001, F.S.; providing that private counsel retained by a sexual assault victim may be present during victim depositions; providing that results of a toxicology screening of a victim may not be used to prosecute certain offenses; providing an effective date.

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

By Senators Simon and Powell—

SB 1272—A bill to be entitled An act relating to educational grants; creating s. 1009.521, F.S.; providing education grants under the William L. Boyd, IV, Effective Access to Student Education Grant Program to certain students who were eligible as of a specified date to receive grants under the former Access to Better Learning and Education Grant Program; providing education grants to students at for-profit colleges or universities under certain conditions; prescribing criteria for participating institutions; requiring that institutions that wish to participate provide notice to the Department of Education by a certain date; requiring that such institutions comply with specified provision; providing that participation in the grant program does not subject institutions to certain licensure requirements or the jurisdiction of a specified organization; providing an effective date.

—was referred to the Committee on Education Postsecondary; the Appropriations Committee on Education; and the Committee on Appropriations.

By Senator Burton—

SB 1274—A bill to be entitled An act relating to premises liability for criminal acts by third parties; creating s. 768.0706, F.S.; defining terms; specifying that owners or principal operators of multifamily residential properties have a certain presumption against liability under certain circumstances; requiring the Florida Crime Prevention Training Institute of the Department of Legal Affairs to develop a proposed curriculum relating to crime deterrence and safety training; specifying that the state has no liability in connection with providing such curriculum; providing construction; amending s. 768.075, F.S.; revising the circumstances under which persons or organizations owning or controlling

an interest in real property are immune from liability; providing an effective date.

—was referred to the Committee on Judiciary; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Book—

SB 1276—A bill to be entitled An act relating to involuntary civil commitment of sexually violent predators; creating s. 394.9131, F.S.; requiring the Department of Children and Families to enroll certain persons for a specified time in a prerelease treatment program developed by the department under certain circumstances; providing requirements for such program; requiring the department to coordinate with the Department of Corrections to ensure access to such program; requiring that the program be delivered remotely by video conference; amending s. 394.918, F.S.; creating a rebuttable presumption that it is not safe for a person to be at large if the person has not completed a hierarchal advancing treatment plan; creating s. 394.9181, F.S.; requiring certain persons to complete a hierarchal advancing treatment plan before being released; providing requirements for such plan; requiring primary treating clinicians and clinical directors or their specified designees to review a person’s treatment plan and progress and prepare a status report for the person’s clinical file; amending s. 394.930, F.S.; requiring the Department of Children and Families to adopt rules; amending s. 394.931, F.S.; requiring the Department of Corrections to include specified data in its quarterly reports; requiring the department to publish certain quarterly and annual reports on its public website; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Simon—

SB 1278—A bill to be entitled An act relating to direct-support organizations of the Department of Children and Families; amending s. 402.57, F.S.; authorizing the Department of Children and Families to establish a direct-support organization for a specified purpose; specifying criteria for the direct-support organization; requiring the direct-support organization to operate under written contract with the department; providing requirements for the contract; requiring the Secretary of Children and Families to appoint a board of directors for the direct-support organization; providing for appointment of board members; authorizing the department to allow the direct-support organization to use, without charge, the department’s fixed property, facilities, and personnel services, subject to certain requirements; defining the term “personnel services”; authorizing the direct-support organization to collect, expend, and provide funds for specified purposes; prohibiting the use of such funds for lobbying purposes; authorizing moneys to be held in a separate depository account in the name of the direct-support organization, subject to certain requirements; requiring the direct-support organization to provide for annual audits; providing for future repeal; providing an effective date.

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

By Senator Mayfield—

SCR 1280—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.

—was previously introduced and adopted this day.

By Senator Stewart—

SB 1282—A bill to be entitled An act relating to public restroom requirements; amending s. 553.86, F.S.; requiring the Florida Building Commission to adopt certain requirements in the Florida Building Code

for certain public restroom facilities newly constructed or renovated after a specified date; providing an effective date.

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

By Senator Simon—

SB 1284—A bill to be entitled An act relating to criminal defendants adjudicated incompetent to proceed; amending s. 916.13, F.S.; requiring that the Department of Children and Families initiate a transfer evaluation to determine if a defendant adjudicated incompetent to proceed meets the criteria for involuntary civil commitment if it determines that the defendant will not or is unlikely to gain competence; requiring that a copy of the evaluation be provided to the court and counsel; providing an effective date.

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

By Senator Book—

SB 1286—A bill to be entitled An act relating to designated public safe exchange locations; amending s. 61.13, F.S.; requiring that certain information be included in a parenting plan; specifying that a parent may not be found in violation of a parenting plan, time-sharing schedule, or child exchange order, or charged with a certain offense, under certain circumstances; amending s. 125.01, F.S.; requiring boards of county commissioners to designate certain areas as public safe exchange locations for a specified purpose; providing requirements for such areas; providing immunity; amending s. 787.03, F.S.; providing that a parent of a child or the parent’s designee may not be charged with the offense of interference with custody under certain circumstances; providing an effective date.

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

By Senator Rodriguez—

SB 1288—A bill to be entitled An act relating to adoption; amending s. 63.032, F.S.; revising the definitions of the terms “abandoned” and “parent”; amending s. 63.037, F.S.; exempting certain adoption proceedings from specified requirements if certain documentation is contained in the court’s file; making technical changes; amending s. 63.0423, F.S.; providing requirements for an adoption entity, rather than a licensed child-placing agency, relating to surrendered infants; requiring a certain finding by the court before a judgment terminating parental rights may be granted; amending s. 63.052, F.S.; providing when an adoption entity, rather than an intermediary, becomes the designated guardian of the person for a child; requiring a child to be placed with an intermediary, rather than with a relative, under certain circumstances; making technical changes; amending s. 63.062, F.S.; revising consent requirements for unmarried biological fathers; providing requirements for a notice of intended adoption plan and service of such notice on an unmarried biological father; revising the methods by which a notice of a petition to adopt an adult may be completed; providing construction; making technical changes; amending s. 63.082, F.S.; providing that a consent to adoption may identify a specific adoptive parent; providing that a parent’s identified or nonidentified consent is valid, binding, and enforceable; authorizing an adoption entity to intervene after the execution of consent and filing of a preliminary home study; revising the factors a court must consider in determining whether to transfer custody of a child; specifying persons who must be notified upon a revocation of consent; requiring the court to enter an order maintaining certain placement of the child under certain circumstances; providing that a denied petition to terminate parental rights may not be used in certain ways; providing that an identified or nonidentified consent may not be treated as a surrender of parental rights to the department or the court in the absence of the express written consent of the parent; making technical changes; amending s. 63.085, F.S.; revising the requirements of a certain required disclosure; requiring that a copy of certain documents be filed with the court; making technical changes; amending s. 63.087, F.S.; requiring the clerk of court to issue a separate case number for a petition for adoption and

providing that such petition may not be maintained in a specified court file; authorizing a copy of a consent to adoption to be filed with a petition for termination of parental rights; revising and providing requirements for such petitions; making technical changes; amending s. 63.089, F.S.; revising the factors a court must consider in determining a finding of abandonment; amending s. 63.122, F.S.; requiring that a certain notice of hearing be given as prescribed in the Florida Family Law Rules of Procedure; amending s. 63.132, F.S.; specifying that certain fees are hourly fees; making technical changes; amending s. 63.212, F.S.; providing that a person contemplating adoption of a child may make specified payments to the mother of the child for a specified period of time regardless of whether the medical needs of the mother require such support; amending s. 39.812, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Grall—

SB 1290—A bill to be entitled An act relating to age and licensure requirements for operation of a golf cart; amending s. 316.212, F.S.; prohibiting a person from operating a golf cart on certain roadways unless he or she possesses a valid learner's driver license or valid driver license that is not suspended or revoked; amending s. 322.04, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Jones—

SB 1292—A bill to be entitled An act relating to parenting plans; amending s. 61.13, F.S.; creating a presumption that equal time-sharing is in the best interests of the child, with exceptions; creating a presumption for purposes of modifying a parenting plan and time-sharing schedule regarding relocation of a parent; providing an effective date.

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

SR 1294—Not introduced.

By Senator Thompson—

SB 1296—A bill to be entitled An act relating to restoration of voting rights; amending s. 20.32, F.S.; requiring the Florida Commission on Offender Review to develop and maintain a database containing certain information for a certain purpose; requiring certain governmental entities to provide certain information to the commission; requiring the Department of Management Services, acting through the Florida Digital Service, to provide certain technical assistance to the commission; authorizing the department to adopt rules; requiring the commission to make the database available to the public on an Internet website by a certain date; requiring the commission to update the database monthly and publish certain information on the website; requiring the commission to provide a comprehensive plan to the Governor and Legislature by a certain date; providing requirements for the comprehensive plan; providing that a person who takes certain actions in reasonable reliance on the database may not be charged with certain violations of criminal law; requiring the commission to adopt rules; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Jones—

SB 1298—A bill to be entitled An act relating to endangered and threatened species; amending s. 379.2291, F.S.; revising the legislative intent of the Florida Endangered and Threatened Species Act; revising

definitions; directing the Fish and Wildlife Conservation Commission to protect certain endangered or threatened species, regardless of the status of their federal classification; prohibiting the commission from considering certain costs when designating a species as endangered or threatened; amending s. 581.185, F.S.; revising criteria for placement of species on the Regulated Plant Index by the Department of Agriculture and Consumer Services; directing the department, in consultation with the Endangered Plant Advisory Council, to protect certain endangered or threatened species, regardless of the status of their federal classification; prohibiting the department from considering certain costs when designating a species as endangered or threatened; reenacting ss. 379.1026 and 379.4115(1), F.S., relating to site-specific location information for endangered and threatened species and prohibitions relating to the Florida panther, respectively, to incorporate the amendment made to s. 379.2291, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Agriculture; and Rules.

By Senator Burton—

SB 1300—A bill to be entitled An act relating to animals working with law enforcement officers; amending s. 843.01, F.S.; prohibiting the knowing and willful resistance to, obstruction of, or opposition to a police canine or police horse under certain circumstances; providing criminal penalties; making technical changes; amending s. 843.19, F.S.; increasing criminal penalties for persons who actually and intentionally maliciously touch, strike, or cause bodily harm to a police canine, fire canine, SAR canine, or police horse; increasing criminal penalties for persons who intentionally or knowingly maliciously harass, tease, interfere with, or attempt to interfere with a police canine, fire canine, SAR canine, or police horse while the animal is in the performance of its duties; providing an effective date.

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

By Senator Torres—

SB 1302—A bill to be entitled An act relating to translation services; amending ss. 28.35 and 28.215, F.S.; authorizing a clerk of the circuit court to provide translation services; creating s. 28.217, F.S.; authorizing a clerk of the circuit court to contract with a third-party translation service provider to provide translation services; requiring that such service by a clerk of the circuit court be ministerial assistance only; prohibiting a clerk of the circuit court from providing legal advice; providing construction; providing an effective date.

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

By Senator Burton—

SB 1304—A bill to be entitled An act relating to claims against long-term care facilities; amending s. 400.023, F.S.; providing requirements for admissible evidence for specified claims; authorizing certain individuals to provide certain expert opinions relating to such claims if they meet specified criteria; prohibiting an expert witness from testifying on a contingency fee basis; amending ss. 400.0233 and 429.293, F.S.; providing requirements for corroboration of reasonable grounds to initiate a claim for residents' rights violation or negligence as to each prospective defendant; deleting a provision authorizing a licensed physician or registered nurse to be retained for specified purposes; repealing ss. 400.0235 and 429.295, F.S., relating to specified actions not being applicable to claims for medical malpractice; amending ss. 400.0236 and 429.296, F.S.; deleting provisions providing applicability of certain limitations; amending s. 429.29, F.S.; providing requirements for an exclusive cause of action for residents' rights violations or negligence to be brought against specified individuals; providing definitions; prohibiting such action from being asserted against certain individuals or entities under certain circumstances; providing exceptions; providing requirements for admissible evidence for specified claims; providing requirements for an individual to provide expert opinions; prohibiting an expert witness from testifying on a contingency fee basis; providing

immunity from liability for certain individuals; providing that such actions are not claims for medical negligence; amending s. 429.294, F.S.; providing requirements for residents' records; prohibiting a facility from being cited by the Agency for Health Care Administration under certain circumstances; providing construction; amending s. 429.297, F.S.; revising requirements for recovery of certain damages and liability for such damages; deleting obsolete language; creating s. 429.299, F.S.; providing requirements for a licensee to satisfy a judgment or settlement agreement; providing applicability; providing an effective date.

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

By Senator Harrell—

SB 1306—A bill to be entitled An act relating to placement of surrendered newborn infants; amending s. 63.039, F.S.; requiring licensed child-placing agencies to maintain a specified registry; requiring that certain information be removed from the registry under certain circumstances; prohibiting the child-placing agency from transferring certain costs to prospective adoptive parents; amending s. 63.0423, F.S.; requiring licensed child-placing agencies to immediately place a surrendered newborn infant in the physical custody of an identified prospective adoptive parent; providing that the prospective adoptive parent becomes the guardian of such infant under certain conditions for a certain period of time; providing requirements that apply if a certain prospective adoptive home is not available; requiring the court to require the child-placing agency to make certain reasonable efforts to identify an appropriate prospective adoptive parent; conforming provisions to changes made by the act; amending s. 383.50, F.S.; providing requirements for licensed child-placing agencies once they take physical custody of a surrendered newborn infant; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Yarborough—

SB 1308—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; providing and revising definitions; prohibiting certain telephonic sales calls; providing retroactive applicability; providing an effective date.

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

By Senator DiCeglie—

SB 1310—A bill to be entitled An act relating to expanding public sector career opportunities; providing a short title; creating s. 110.1075, F.S.; defining terms; providing requirements for hiring considerations by public employers; providing an exception; providing that a postsecondary degree may be a baseline requirement under a certain circumstance; providing direct experience to degree equivalencies; authorizing an applicant to appeal a hiring consideration to the Department of Management Services; authorizing a person to report to the department that certain job openings do not include specified required information; providing remedies if the department substantiates an appeal or report; providing applicability; requiring the department to adopt specified rules; amending s. 112.219, F.S.; deleting obsolete language; authorizing the head of an employing agency to elect to substitute certain work experience for postsecondary educational requirements for a person seeking to enter into a contract with the employing agency under certain circumstances; prohibiting the substitution of work experience for certain licensure, certification, or registration requirements; providing an effective date.

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

By Senator Collins—

SB 1312—A bill to be entitled An act relating to regulatory assessment fees; amending s. 120.80, F.S.; exempting certain rules adopted by the Florida Public Service Commission relating to regulatory assessment fees from the required filing of statements of estimated regulatory costs and from submission for legislative ratification; providing an effective date.

—was referred to the Committees on Regulated Industries; and Rules.

By Senator Wright—

SB 1314—A bill to be entitled An act relating to boating-restricted areas; amending s. 327.46, F.S.; authorizing counties and municipalities to establish within certain portions of the Florida Intracoastal Waterway slow speed, minimum wake boating-restricted areas within a specified distance from private or public marina pumpouts; reenacting s. 327.41(2), F.S., relating to uniform waterway regulatory markers, to incorporate the amendment made to s. 327.46, F.S., in a reference thereto; providing an effective date.

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

By Senator Brodeur—

SB 1316—A bill to be entitled An act relating to information dissemination; amending s. 45.031, F.S.; deleting a provision requiring a judicial notice of sale to be published for a specified timeframe on a publicly accessible website; amending s. 50.0311, F.S.; specifying that a governmental agency may use the public website of a county to publish legally required advertisements and public notices if the cost for such publication is not paid by or recovered from a person; creating s. 286.31, F.S.; defining terms; requiring bloggers to register with the Office of Legislative Services or the Commission on Ethics, as applicable, within a specified timeframe; requiring such bloggers to file monthly reports with the appropriate office by a certain date; providing an exception; specifying reporting requirements; authorizing a magistrate to enter a final order determining the reasonableness of circumstances for an untimely filing or a fine amount; requiring that the Legislature and the Commission on Ethics adopt a specified rule; providing penalties for late filing; prohibiting the assessment of a fine for the first time a report is not timely filed, under specified conditions; authorizing bloggers to appeal a fine within a specified timeframe; specifying the appeal process; authorizing bloggers to request that the appropriate office waive the reporting requirement under specified conditions; providing that unpaid fines for a specified timeframe may be recovered through the courts of this state; providing an effective date.

—was referred to the Committee on Judiciary; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Wright—

SB 1318—A bill to be entitled An act relating to spaceflight entity liability; amending s. 331.501, F.S.; defining the term “crew”; exempting a spaceflight entity from liability for injury to or death of a crew resulting from the inherent risks of spaceflight activities under certain circumstances; providing exceptions; providing construction; requiring a spaceflight entity to have a crew sign a specified warning statement; revoking immunity privileges for a noncompliant spaceflight entity; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; Judiciary; and Rules.

By Senators Yarborough and Perry—

SB 1320—A bill to be entitled An act relating to child protection in public schools; amending s. 1000.21, F.S.; defining the term “sex”; creating s. 1001.07, F.S.; defining the term “sex”; prohibiting an em-

ployee, contractor, or student of a public school from being required to refer to a person using personal titles or pronouns that do not correspond with that person's sex; prohibiting employees and contractors from providing a pronoun or personal title to students which does not correspond with his or her sex; providing that students may not be asked for preferred personal titles or pronouns or penalized for not providing such information; authorizing the State Board of Education to adopt rules; amending s. 1001.42, F.S.; prohibiting classroom instruction by school personnel on sexual orientation or gender identity until grade 9; deleting a provision authorizing a parent to bring an action against a school district for a declaratory judgment; amending s. 1003.42, F.S.; providing that materials used to teach reproductive health or any disease as part of certain courses must be approved by the Department of Education; amending s. 1003.46, F.S.; requiring that instruction in acquired immune deficiency syndrome, sexually transmitted diseases, and health education identify males and females as provided in a specified provision and teach that the male and female reproductive roles are binary, stable, and unchangeable; requiring that such instructional materials be approved by the department; amending s. 1006.28, F.S.; providing that district school boards are responsible for materials used in classroom libraries; requiring that a specified objection form and the district school board's process for handling objections be easy to read and easily accessible on school districts' website homepages; expanding the criteria for materials used in the classroom, available in the school library, or included on a reading list under which a parent or resident may bring an objection; requiring that certain materials be unavailable to students until the resolution of any objection; providing requirements for certain meetings of school district committees relating to instructional materials; revising certain district school board procedures relating to library media center collections; revising elementary school requirements relating to materials in specified libraries; requiring district school boards to adopt and publish a specified process relating to student access to certain materials; revising district school board reporting requirements relating to materials that received certain objections; requiring school principals to communicate to parents the procedures for contesting the adoption and use of instructional materials; reenacting ss. 1000.05(2), (3), (4)(a), (5) and (7)(d), 1001.453(2)(c), 1002.42(3)(a), 1003.27(2)(b) and (c), 1003.42(3)(a), (c), (e), and (f), 1004.43(2), 1006.205(2)(b) and (3), 1009.23(7), 1009.24(10)(b), 1009.983(6), 1009.986(3)(e), and 1014.05(1)(c), (d), and (f), F.S., relating to biological sex, to incorporate the amendment made to s. 1000.21, F.S., in references thereto; providing for severability; providing an effective date.

—was referred to the Committees on Education Pre-K -12; and Fiscal Policy.

By Senator Grall—

SB 1322—A bill to be entitled An act relating to adoption of children in dependency court; amending s. 63.082, F.S.; specifying that certain adoption consents are valid, binding, and enforceable by the court; specifying that a consent to adoption is not valid after certain petitions for termination of parental rights have been filed; making technical changes; requiring that the final hearing on a motion to intervene and the change of placement of the child be held by a certain date; deleting a provision regarding the sufficiency of the home study provided by the adoption entity; requiring that an evidentiary hearing be granted if a certain motion to intervene is filed; specifying the determinations to be made at such hearing; providing legislative findings; providing a rebuttable presumption; requiring the court to grant party status to the current caregivers under certain circumstances; providing when such party status expires; specifying the factors for consideration to rebut the rebuttable presumption; requiring the court to order the transfer of custody of the child to the adoptive parents under certain circumstances and in accordance with a certain transition plan; conforming provisions to changes made by the act; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to conduct a certain analysis; requiring the Department of Children and Families to provide a certain list of child-caring and child-placing agencies to OPPAGA by a certain date; requiring certain child-caring and child-placing agencies to provide certain data to OPPAGA by a certain date; requiring OPPAGA to provide a certain analysis and report to the Legislature by a certain date; providing an effective date.

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

By Senator Berman—

SB 1324—A bill to be entitled An act relating to limited liability companies; creating s. 605.2101, F.S.; providing a short title; creating s. 605.2102, F.S.; defining terms; creating s. 605.2103, F.S.; providing that a protected series of a series limited liability company is a person distinct from certain other entities; creating s. 605.2104, F.S.; providing for powers and prohibitions for protected series of series limited liability companies; creating s. 605.2105, F.S.; providing construction; creating s. 605.2106, F.S.; specifying what the operating agreement of a series limited liability company governs; providing applicability; creating s. 605.2107, F.S.; providing prohibitions and authorizations relating to operating agreements; creating s. 605.2108, F.S.; providing applicability; creating s. 605.2201, F.S.; authorizing series limited liability companies to establish protected series; providing requirements for establishing protected series and amending protected series designations; creating s. 605.2202, F.S.; providing requirements for naming a protected series; creating s. 605.2203, F.S.; providing specifications and requirements for the registered agent for a protected series; providing requirements relating to protected series designations; specifying that a registered agent is not required to distinguish between certain processes, notices, demands, and records unless otherwise agreed upon; creating s. 605.2204, F.S.; authorizing a protected series to be served in a specified manner; specifying that certain services are notice to each protected series; providing certain notice is effective regardless of whether the summons and complaint identify a person if certain requirements are met; providing authorizations relating to certain services and notices; providing construction; creating s. 605.2205, F.S.; requiring the Department of State to issue a certificate of status or certificate of registration under certain circumstances; providing requirements for such certificates; providing that such certificates may be relied upon as conclusive evidence of the facts stated in the certificate; creating s. 605.2206, F.S.; requiring series limited liability companies to include specified information in an annual report; specifying that failure to include such information prevents a certificate of status from being issued; creating s. 605.2301, F.S.; specifying that only certain assets may be associated assets; providing requirements for an asset to be considered an associated asset; authorizing certain records and recordkeeping to be organized in a specified manner; authorizing series limited liability companies or protected series of a company to hold an associated asset in a specified manner; providing exceptions; creating s. 605.2302, F.S.; providing requirements for becoming an associated member of a protected series; creating s. 605.2303, F.S.; requiring that protected-series transferable interests be initially owned by an associated member or a series limited liability company; providing that a company owns such interest under certain circumstances; authorizing series limited liability companies to acquire such interests through a transfer; providing applicability; creating s. 605.2304, F.S.; authorizing protected series to have more than one protected-series manager; specifying that if a protected series does not have associated members, the series limited liability company is the protected-series manager; providing applicability; specifying that a person does not owe a duty to specified entities for certain reasons; providing rights of associated members; providing applicability; specifying that an associated member of a protected series is an agent for the protected series and has a specified power; creating s. 605.2305, F.S.; providing rights for certain persons relating to protected series; providing applicability; creating s. 605.2401, F.S.; providing limitations on liability for certain persons; creating s. 605.2402, F.S.; specifying that certain claims are governed by certain provisions; specifying that the failure of limited liability companies or protected series to observe certain formalities is not a ground to disregard a specified limitation; providing applicability; creating s. 605.2403, F.S.; specifying that certain provisions relating to the provision or restriction of remedies apply to judgment creditors; creating s. 605.2404, F.S.; defining the terms “enforcement date” and “incurrence date”; authorizing certain judgments to be enforced in accordance with specified provisions; authorizing courts to provide a specified prejudgment remedy; providing that a party making a certain assertion has the burden of proof in specified proceedings; providing applicability; creating s. 605.2501, F.S.; providing specifications for the dissolution of series limited liability companies; creating s. 605.2502, F.S.; providing requirements and authorizations relating to dissolved protected series; specifying that a series limited liability company has

not completed winding up until each of the protected series of the company has completed winding up; creating s. 605.2503, F.S.; providing for the effect of reinstatements of series limited liability companies and revocations of voluntary dissolutions; creating s. 605.2601, F.S.; defining terms; creating s. 605.2602, F.S.; providing prohibitions for protected series relating to conversions, domestications, interest exchanges, and mergers or similar transactions; creating s. 605.2603, F.S.; prohibiting series limited liability companies from involvement in certain transactions; creating s. 605.2604, F.S.; authorizing series limited liability companies to be a party to a merger under certain circumstances; creating s. 605.2605, F.S.; requiring plans of merger to meet certain requirements; creating s. 605.2606, F.S.; requiring articles of merger to meet certain requirements; creating s. 605.2607, F.S.; providing for effects of mergers of protected series; creating s. 605.2608, F.S.; providing applicability of certain provisions after a merger; creating s. 605.2701, F.S.; providing for the governance of the law of the jurisdiction of formation of a foreign series limited liability company; creating s. 605.2702, F.S.; providing requirements for making a specified determination relating to certain companies transacting business in this state or being subject to the personal jurisdiction of courts in this state; creating s. 605.2703, F.S.; providing applicability of laws relating to registration of foreign series limited liability companies; creating s. 605.2704, F.S.; requiring foreign series limited liability companies and foreign protected series of such foreign series limited liability companies to make specified disclosures; tolling such requirements under certain circumstances; authorizing parties to make a specified request or bring a separate proceeding if such company or series fails to make the disclosures; creating s. 605.2801, F.S.; providing applicability of provisions relating to electronic signatures; creating s. 605.2802, F.S.; providing construction and applicability; amending s. 605.0103, F.S.; correcting a cross-reference; providing effective dates.

—was referred to the Committees on Commerce and Tourism; Judiciary; and Fiscal Policy.

By Senator Grall—

SB 1326—A bill to be entitled An act relating to motor vehicle license tags; amending s. 316.003, F.S.; deleting the definitions of the terms “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, the authorization for the Department of Highway Safety and Motor Vehicles, a county, or a municipality to use a traffic enforcement officer for a specified purpose, and the distribution of penalties collected for specified violations, respectively; repealing ss. 316.07456, 316.0776, 318.15(3), and 321.50, F.S., relating to transitional implementation of traffic infraction detectors, placement and installation of traffic infraction detectors, and failure to comply with civil penalty or to appear, and authorization to use traffic infraction detectors, respectively; amending s. 718.114, F.S.; prohibiting a condominium association from using certain devices; providing an exception; amending s. 720.303, F.S.; prohibiting a homeowners’ association from using certain devices; providing an exception; amending s. 723.023, F.S.; prohibiting a mobile home owner from using certain devices; providing an exception; amending ss. 28.37, 316.306, 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 Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Boyd—

SB 1328—A bill to be entitled An act relating to charter school capital outlay funding; amending s. 212.055, F.S.; revising the form of a resolution proposing a school capital outlay surtax regarding the sharing of surtax revenues with charter schools; reenacting and amending s. 1013.62, F.S.; revising the manner of determining charter school capital outlay funding; revising the calculation methodologies to be used by the Department of Education in determining the allocation of state funds to charter schools; providing applicability; providing an effective date.

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

By Senator Martin—

SB 1330—A bill to be entitled An act relating to costs of prosecution and investigation; amending ss. 938.27 and 938.29, F.S.; increasing minimum attorney fees and costs in certain cases; providing an effective date.

—was referred to the Committee on Judiciary; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Martin—

SB 1332—A bill to be entitled An act relating to missing persons; amending s. 937.021, F.S.; adding the National Missing and Unidentified Persons System as a database for reports of missing children and missing adults; providing an effective date.

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

By Senator Martin—

SB 1334—A bill to be entitled An act relating to battery by strangulation; creating s. 784.031, F.S.; prohibiting battery by strangulation; providing applicability; providing criminal penalties; providing an effective date.

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

By Senator Polsky—

SB 1336—A bill to be entitled An act relating to disposal of food waste materials study; directing the Department of Environmental Protection to conduct a study on the disposal of food waste materials and submit a report to the Legislature by a specified date; providing study requirements; providing an appropriation; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Martin—

SB 1338—A bill to be entitled An act relating to massage establishments; amending s. 480.033, F.S.; providing and revising definitions; amending s. 480.035, F.S.; revising quorum requirements for the Board of Massage Therapy; amending s. 480.039, F.S.; authorizing specified enforcement officers to perform inspections and investigations of massage establishments for specified purposes; requiring code enforcement officers, and authorizing law enforcement officers, to submit affidavits with specified photos and other evidence to the Department of Health within a specified timeframe; requiring the department to issue a summary suspension of a massage establishment license within a specified timeframe after an investigation finds that a specified violation occurred; requiring certain law enforcement agencies to notify the department within a specified timeframe after discovering certain violations by a massage therapist or massage establishment; amending s. 480.043, F.S.; prohibiting sexual activity and certain devices in massage establishments; specifying prohibited conduct by massage establishment owners and employees; providing requirements for outside windows and signs in massage establishments; providing exceptions; providing employee dress code requirements; requiring establishments to maintain certain employment records in English and Spanish; requiring specified information be recorded before an employee may provide services or treatment; requiring massage establishments to conspicuously display a photo and specified information for each employee; providing that such photos and information must be displayed before an employee may provide services or treatment; providing for such re-

quirements in massage establishments within public lodging establishments; requiring massage establishments to maintain customer and patient records for services and treatment provided in the massage establishment in English and Spanish; providing that medical records satisfy this requirement if they contain specified information; requiring massage establishments to maintain such records for a specified time-frame; requiring massage establishments to collect and record specified information and confirm the identification of a customer or patient before providing services or treatment; requiring the board to adopt certain rules; providing for summary suspension of massage establishment licenses under certain circumstances; amending s. 480.0465, F.S.; revising advertising requirements for massage therapists and massage establishments; amending s. 480.0475, F.S.; revising hours during which a massage establishment may operate; requiring all customer and patient services and treatment to be performed within specified hours; prohibiting establishments from sheltering or harboring, or being used as sleeping quarters for, any person; providing criminal penalties; providing for summary suspension of massage establishment licenses under certain circumstances; amending s. 480.0485, F.S.; specifying additional conduct that constitutes sexual misconduct in the practice of massage therapy; amending s. 480.0535, F.S.; requiring department investigators to request valid government identification from all employees while in a massage establishment; specifying additional documents a person operating a massage establishment must immediately present, upon request, to department investigators and law enforcement officers; providing for summary suspension of massage establishment licenses under certain circumstances; requiring the department to notify a federal immigration office if specified persons fail to provide valid government identification; amending s. 847.001, F.S.; revising the definitions of the terms “adult entertainment establishment” and “unlicensed massage establishment” for purposes of certain criminal conduct; providing severability; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Grall—

SB 1340—A bill to be entitled An act relating to insurance; amending s. 624.155, F.S.; providing construction relating to the recovery of damages under the common-law remedy of bad faith against insurers; amending s. 624.3161, F.S.; providing that specified property insurers shall, rather than may, be subject to an additional market conduct examination after a hurricane; amending s. 624.4055, F.S.; revising a prohibition against the continued writing of private passenger automobile insurance by certain insurers; amending ss. 624.407 and 624.408, F.S.; revising minimum surplus requirements for certain residential property insurers; amending s. 624.424, F.S.; revising information required to be reported by property insurers in certain supplemental reports; specifying requirements for the Office of Insurance Regulation in publicly reporting certain data; providing construction; amending s. 626.9201, F.S.; prohibiting insurers providing homeowners’ insurance or commercial property insurance from canceling, non-renewing, or terminating a policy during a pending claim except under certain circumstances; amending s. 626.9541, F.S.; adding unfair claim settlement practices that constitute unfair methods of competition or unfair or deceptive acts or practices; prohibiting directors or officers of insolvent or impaired insurers from authorizing or permitting the payment of certain bonuses; defining the term “bonus”; providing a criminal penalty; amending s. 627.0613, F.S.; requiring the consumer advocate, in conjunction with the Department of Financial Services and the office, to annually prepare and make publicly available a report relating to insurer rate increases; amending s. 627.351, F.S.; deleting a requirement that a Citizens Property Insurance Corporation policyholder making a claim for water damage has the burden of proving that the damage was not caused by flooding; amending s. 627.35191, F.S.; requiring the corporation to provide to the Legislature and the Financial Services Commission an annual supplemental report relating to closed claims; specifying requirements for the report; amending s. 627.4133, F.S.; prohibiting insurers providing homeowners’ insurance from canceling, nonrenewing, or terminating a policy during a pending claim except under certain circumstances; amending s. 627.420, F.S.; prohibiting certain actions by an insurer issuing a homeowner’s insurance binder before closing to a purchaser of residential property; requiring such insurer to perform any required inspections before

binding coverage; requiring a seller of a new home purchase to allow access to the property for such inspection before closing; amending s. 627.701, F.S.; providing that if a roof deductible is applied under a personal lines residential property insurance policy, no other deductible may be applied to certain other losses; amending s. 627.7011, F.S.; providing that if a homeowner’s insurance policy provides an option with limited coverage, the insurer must offer a premium with a certain discount or credit; creating s. 627.70111, F.S.; requiring a specified notice period to a homeowner before any inspection of the homeowner’s residential property for insurance purposes, except under certain circumstances; amending s. 627.70131, F.S.; providing that repeated violations of certain prompt payment requirements are an unfair method of competition and an unfair or deceptive act or practice; deleting a provision providing that failure to comply with certain provisions does not form the sole basis for a private cause of action; amending s. 627.70132, F.S.; providing that certain timeframes to provide notice of a property insurance claim are tolled during the period of active duty for an insured in active military service; amending s. 627.70152, F.S.; requiring a property insurer to provide a certain response to a presuit notice to the department; deleting the authority for an insurer to require the claimant to participate in appraisal; providing that a policy must require a claimant’s consent; specifying a limitation and restriction on invoking appraisal; providing that a certain notice and response are admissible as evidence in certain proceedings; requiring that any alternative dispute resolution process be authorized by statute; creating s. 627.70155, F.S.; specifying restrictions on property insurance policies relating to venue and controlling law provisions; amending s. 627.702, F.S.; providing that certain total losses under the valued policy law may not be subject to any requirement for the insured to participate in appraisal; amending s. 768.79, F.S.; revising conditions for making, and parties who may make, certain joint offers of judgment or settlement; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; and Fiscal Policy.

By Senator Martin—

SB 1342—A bill to be entitled An act relating to capital sexual battery; amending s. 794.011, F.S.; revising how certain capital felonies are punished; requiring that specified procedures be followed to determine a sentence of death or life imprisonment without the possibility of parole in specified capital felony cases; requiring a prosecutor to give certain notice if he or she intends to seek the death penalty; providing notice requirements; creating s. 921.1425, F.S.; providing legislative findings and intent; requiring a court to conduct a separate sentencing proceeding to determine whether a defendant should be sentenced to death or life imprisonment without the possibility of parole upon the defendant’s conviction or adjudication of guilt for a capital felony; providing proceeding requirements; authorizing the presentation of certain evidence during such proceedings; requiring a jury to make specified determinations, findings, and recommendations; requiring a recommendation to the court of a sentence of death if at least eight jurors determine that the defendant should be sentenced to death; requiring a recommendation to the court of a sentence of life imprisonment without the possibility of parole if fewer than eight jurors determine that the defendant should be sentenced to death; requiring the court to impose the jury’s recommended sentence; requiring a finding of unanimity on at least one aggravating factor beyond a reasonable doubt for a court to impose a sentence of death; requiring a court, if a defendant waives his or her right to a sentencing proceeding by a jury and the court imposes a sentence of death, to enter a written order addressing specified information; specifying that a judgment of conviction and sentence of death is subject to automatic review by the Florida Supreme Court; specifying aggravating factors; specifying mitigating circumstances; authorizing the prosecution to introduce and argue victim impact evidence to the jury; providing construction; providing applicability; amending s. 921.141, 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 Bradley—

SB 1344—A bill to be entitled An act relating to medical treatment under the Workers’ Compensation Law; amending s. 440.13, F.S.; increasing limits on witness fees charged by certain witnesses; increasing maximum reimbursement allowances for physicians and surgical procedures; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Policy; and Fiscal Policy.

By Senator Avila—

SB 1346—A bill to be entitled An act relating to local regulation of nonconforming or unsafe structures; amending s. 553.79, F.S.; authorizing private property owners to obtain building permits to demolish certain historic structures under certain circumstances; providing an exception; creating s. 553.8991, F.S.; providing a short title; defining terms; providing applicability; prohibiting local governments from prohibiting, restricting, or preventing the demolition of certain structures unless necessary for public safety; prohibiting local governments from imposing limitations or conditions on certain replacement structures; providing that owners and developers of such structures are entitled to certain land use and development rights; providing for retroactive application; preempting regulation of the demolition or replacement of certain structures to the state under certain circumstances; providing an effective date.

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

By Senator Stewart—

SB 1348—A bill to be entitled An act relating to private schools; amending s. 1002.421, F.S.; revising requirements that private schools participating in certain educational scholarship programs must meet; conforming a cross-reference; amending s. 1002.394, F.S.; conforming cross-references; revising school district obligations under the Family Empowerment Scholarship Program; revising Department of Education obligations; revising private school eligibility and obligations; revising parent and student responsibilities; conforming provisions to changes made by the act; amending s. 1002.395, F.S.; revising parent and student responsibilities for participating in the Florida Tax Credit Scholarship Program; revising private school eligibility and obligations; revising department obligations; conforming cross-references and provisions to changes made by the act; amending s. 1002.40, F.S.; revising school district obligations under the Hope Scholarship Program; revising private school eligibility and obligations; revising department obligations; revising parent and student responsibilities; conforming provisions to changes made by the act; amending s. 1008.34, F.S.; requiring certain private schools to be graded according to specified rules; requiring certain private schools to assess at least 95 percent of eligible students; deleting obsolete language; requiring the department to annually develop, in collaboration with certain private schools, a school report card that certain private schools provide to parents; amending s. 1013.37, F.S.; requiring private schools to comply with the State Requirements for Educational Facilities of the Florida Building Code; providing for injunctive relief under certain circumstances; authorizing attorney fees and court costs; providing an effective date.

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

By Senator Rouson—

SB 1350—A bill to be entitled An act relating to health disparities; amending s. 381.735, F.S.; specifying that efforts of the Office of Minority Health and Health Equity to improve access to and delivery of health services to racial and ethnic minority populations include efforts to eliminate racial disparities in vaccination rates in this state; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Rouson—

SB 1352—A bill to be entitled An act relating to Medicaid enrollees with sickle cell disease; creating s. 409.9129, F.S.; requiring the Agency for Health Care Administration to conduct a biennial review of Medicaid enrollees with sickle cell disease to determine if the available covered medications, treatment, and services are adequate to meet their needs; providing minimum requirements for the review; requiring the agency to submit a report of its findings to the Governor, the Legislature, the Office of Minority Health and Health Equity, and the Rare Disease Advisory Council by a specified date every 2 years; requiring the agency to publish the report on its website in an easily accessible manner; requiring the agency to develop its review and report in consultation with a certain dedicated sickle cell disease medical treatment and research center; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Stewart—

SB 1354—A bill to be entitled An act relating to cost-of-living adjustment of retirement benefits; amending s. 121.101, F.S.; specifying the minimum amount of the factor used to calculate the cost-of-living adjustment of benefits for certain retirees and beneficiaries of the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

By Senator Rouson—

SB 1356—A bill to be entitled An act relating to medical marijuana treatment center licenses; amending s. 381.986, F.S.; requiring the Department of Health to award a medical marijuana treatment center license to an applicant from a certain recognized member class if specified conditions are met; providing that a license awarded to such applicant be deducted from the number of licenses to be issued pursuant to a specified calculation; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Rouson—

SB 1358—A bill to be entitled An act relating to background screenings for mental health and substance abuse service provider personnel; amending s. 394.4572, F.S.; providing requirements for mental health personnel applying for an exemption from disqualification; requiring the Department of Children and Families or the Agency for Health Care Administration to notify an applicant who submits an incomplete application within a specified timeframe; requiring the department or the agency to grant or deny an exemption request within a specified timeframe; amending s. 397.4073, F.S.; revising requirements for mental health personnel applying for an exemption from disqualification; requiring the department to notify an applicant who submits an incomplete application within a specified timeframe and to identify outstanding application items; requiring the department to grant or deny a complete exemption application within a specified timeframe; amending s. 397.417, F.S.; revising the burden of proof for peer specialists seeking an exemption from employment disqualification; reenacting ss. 397.487(6), 397.4871(5), and 985.045(4)(e), F.S., relating to voluntary certification of recovery residences, recovery residence administrator certification, and court records, respectively, to incorporate the amendment made to s. 397.4073, F.S., in references thereto; providing an effective date.

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

By Senator Ingoglia—

SB 1360—A bill to be entitled An act relating to public deposits; amending s. 17.68, F.S.; conforming provisions to changes made by the act; amending s. 280.02, F.S.; revising definitions; adding credit unions to a list of financial institutions that are eligible to be qualified public depositories; amending s. 280.03, F.S.; conforming a provision to changes made by the act; creating s. 280.042, F.S.; prohibiting the Chief Financial Officer from designating credit unions as qualified public depositories unless certain conditions are met; requiring the Chief Financial Officer to withdraw from a collateral agreement with a credit union under certain circumstances; specifying a requirement for and a restriction on a credit union that is a party to a withdrawn collateral agreement; authorizing the Chief Financial Officer to limit the amount of public deposits a credit union may hold; amending ss. 280.05, 280.052, 280.053, and 280.055, F.S.; providing applicability of qualified public depository provisions to credit unions; amending s. 280.07, F.S.; specifying the losses against which certain solvent banks, savings banks, savings associations, and credit unions must guarantee public depositors; amending ss. 280.08 and 280.085, F.S.; conforming provisions to changes made by the act; amending s. 280.09, F.S.; requiring the Chief Financial Officer to segregate and separately account for proceeds, assessments, and administrative penalties attributable to a credit union from those attributable to other specified financial institutions; revising a condition for the payment of losses to public depositors; amending s. 280.10, F.S.; conforming provisions to changes made by the act; amending s. 280.13, F.S.; providing that a specified limit on securities eligible to be pledged as collateral apply to qualified public depositories, rather than to banks and savings associations; amending s. 280.17, F.S.; conforming a provision 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)(c), 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; boards of supervisors; general powers; state funds and noncollectible items; local government investment policies; definitions; treasurer, depositories, and fiscal agent for Space Florida; 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 by this act to s. 280.02, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Brodeur—

SB 1362—A bill to be entitled An act relating to medical countermeasures; amending s. 401.265, F.S.; providing that a medical director is liable for any act or omission of a paramedic under his or her supervision who administers medical countermeasures in a nonemergency environment; providing for a State Emergency Medical Services Medical Director appointed by the State Surgeon General; requiring the medical director to meet certain minimum qualifications and perform certain duties; amending s. 401.272, F.S.; defining the terms “health promotion and wellness activities” and “medical countermeasures”; authorizing paramedics to administer medical countermeasures in a nonemergency environment under the direction of a medical director; providing that a paramedic's medical director may have a certain required written agreement with the Department of Health, rather than only with a county health department; requiring medical directors to verify and document that paramedics under their direction have received sufficient training and experience to administer medical countermeasures; authorizing independent special fire control districts to allow their paramedics and emergency medical technicians to perform certain activities and administer certain services in accordance with

specified provisions; revising the department's rulemaking authority; providing an effective date.

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

Senate Bills 1364-1646—Not introduced.

By Senator Bradley—

SB 1648—A bill to be entitled An act relating to public records; amending s. 501.173, F.S.; providing an exemption from public records requirements for information relating to investigations by the Department of Legal Affairs and law enforcement agencies of certain data privacy violations; 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 Commerce and Tourism; Judiciary; and Rules.

By the Committee on Children, Families, and Elder Affairs—

SB 7000—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 744.21031, F.S., which provides an exemption from public records requirements for certain identifying and location information of current or former public guardians, employees with fiduciary responsibility, and the spouses and children thereof; defining terms; narrowing the scope of the public records exemption for current public guardians and employees with fiduciary responsibility and former public guardians and employees with fiduciary responsibility, respectively; removing the scheduled repeal date of the exemption; providing an effective date.

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

By the Committee on Environment and Natural Resources—

SB 7002—A bill to be entitled An act relating to ratification of rules of the Department of Environmental Protection; ratifying specified rules relating to standards for onsite sewage treatment and disposal systems and for domestic wastewater facility planning for facilities expansion, collection/transmission systems, and an operation and maintenance manual 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 construction; providing an effective date.

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

By the Committee on Environment and Natural Resources—

SB 7004—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 373.089, F.S., which provides an exemption from public records requirements for written valuations of surplus lands, documents used to form or pertaining to such a valuation, and written offers to purchase surplus land held by a water management district; 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 Governmental Oversight and Accountability—

SB 7006—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 an exemption from public records requirements for certain information held by an agency relating to the Nationwide Public Safety

Broadband Network; 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 7008—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 an exemption from public records for building plans, blueprints, schematic drawings, and diagrams, including draft, preliminary, and final formats, which depict the internal layout or structural elements of an attractions and recreation facility, entertainment or resort complex, industrial complex, retail and service development, office development, health care facility, or hotel or motel development; removing a provision authorizing disclosure of exempt information under certain circumstances; 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 7010—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; repealing s. 119.071(1)(g), F.S., which provides an exemption from public records requirements for United States Census Bureau address information held by an agency pursuant to the Local Update of Census Addresses Program; providing an effective date.

—was referred to the Committee on Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Education Pre-K -12; and Senators Burgess, Osgood, Avila, Calatayud, and Garcia—

CS for SB 52—A bill to be entitled An act relating to student use of social media platforms; amending s. 1003.42, F.S.; requiring members of the instructional staff of public schools to provide instruction on social media safety; defining the term “social media”; requiring the Department of Education to make social media safety instructional material available online; requiring district school boards to notify parents of the availability of the instructional material; providing requirements for the instructional material developed by the department; defining the term “digital citizenship”; specifying required components of the instructional material; creating s. 1006.1494, F.S.; requiring each school district to prohibit and prevent students from accessing social media platforms through the use of Internet access provided by the school district; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Rodriguez—

CS for SB 54—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring an annual appropriation from the Land Acquisition Trust Fund to the Department of Environmental Protection to implement the Florida Keys Stewardship Act or to acquire land within the Florida Keys Area of Critical State Concern for specified purposes; requiring the distribution to be reduced by a specified amount; deleting obsolete language; providing an effective date.

By the Committee on Transportation; and Senator Hooper—

CS for SB 64—A bill to be entitled An act relating to the Department of Transportation; amending s. 334.179, F.S.; revising the definition of the term “certified for use” in regard to permissible use of aggregates; prohibiting a producer from certifying shipments of aggregates which are not in compliance with department rules; requiring a producer to certify aggregates in accordance with specified rules; amending s.

337.11, F.S.; requiring that contracts let by the department for performance of bridge construction or maintenance over navigable waters contain certain insurance requirements; requiring the department to implement and track strategies to reduce the cost of projects while ensuring that such projects meet federal and state standards; authorizing the department to share a portion of cost savings with certain consultants under specified circumstances; providing that payments to consultants may not exceed a specified amount; amending s. 337.1101, F.S.; revising the calculation of a certain settlement paid to a non-selected responsive bidder which requires the department to maintain certain records and provide certain notices to the Legislature and the Attorney General; amending s. 337.14, F.S.; increasing the proposed budget estimates of construction contracts for which an applying contractor may submit certain financial statements; revising procedures relating to certificates of qualification issued by the department to construction contractors seeking certification to bid on certain contracts; amending s. 337.168, F.S.; deleting a public records exemption for certain documents that reveal the identity of a potential bidder; amending s. 338.223, F.S.; deleting a requirement regarding the department’s request for legislative approval of proposed turnpike projects; creating s. 334.180, F.S.; specifying that an electronic ticket generated by a system used by the department serves as a certain official record; prohibiting local governments from refusing to accept such electronic tickets; providing an effective date.

By the Committee on Appropriations; and Senators Calatayud, Rouson, Hooper, Osgood, and Rodriguez—

CS for SB 102—A bill to be entitled An act relating to housing; providing a short title; amending s. 125.0103, F.S.; deleting the authority of local governments to adopt or maintain laws, ordinances, rules, or other measures that would have the effect of imposing controls on rents; amending s. 125.01055, F.S.; revising applicability for areas of critical state concern; specifying requirements for, and restrictions on, counties in approving certain housing developments; providing for future expiration; amending s. 125.379, F.S.; revising the date by which counties must prepare inventory lists of real property; requiring counties to make the inventory lists publicly available on their websites; authorizing counties to use certain properties for affordable housing through a long-term land lease; revising requirements for counties relating to inventory lists of certain property for affordable housing; providing that counties are encouraged to adopt best practices for surplus land programs; amending s. 166.04151, F.S.; revising applicability for areas of critical state concern; specifying requirements for, and restrictions on, municipalities in approving applications for certain housing developments; providing for future expiration; amending s. 166.043, F.S.; deleting the authority of local governments to adopt or maintain laws, ordinances, rules, or other measures that would have the effect of imposing controls on rents; amending s. 166.0451, F.S.; revising the date by which municipalities must prepare inventory lists of real property; requiring municipalities to make the inventory lists publicly available on their websites; authorizing municipalities to use certain properties for affordable housing through a long-term land lease; revising requirements for municipalities relating to inventory lists of certain property for affordable housing; providing that municipalities are encouraged to adopt best practices for surplus land programs; amending s. 196.1978, F.S.; providing an exemption from ad valorem taxation for land that meets certain criteria; providing applicability; providing for future repeal; defining terms; providing an ad valorem tax exemption for portions of property in a multifamily project if certain conditions are met; providing that vacant units may be eligible for the exemption under certain circumstances; specifying percentages of the exemption for qualified properties; specifying requirements for applying for the exemption with the property appraiser; specifying requirements for requesting certification from the Florida Housing Finance Corporation; specifying requirements for the corporation in reviewing requests, certifying property, and posting deadlines for applications; specifying requirements for property appraisers in reviewing and granting exemptions and for improperly granted exemptions; providing a penalty; providing limitations on eligibility; specifying requirements for a rental market study; authorizing the corporation to adopt rules; providing applicability; providing for future repeal; creating s. 196.1979, F.S.; authorizing local governments to adopt ordinances to provide an ad valorem tax exemption for portions of property used to provide affordable housing meeting certain requirements; specifying requirements and limitations for the exemption; providing

that vacant units may be eligible for the exemption under certain circumstances; specifying requirements for ordinances granting an exemption; specifying requirements for a rental market study; providing that ordinances must expire within a certain timeframe; requiring the property appraiser to take certain action in response to an improperly granted exemption; providing a penalty; providing applicability; amending s. 201.15, F.S.; suspending, for a specified period, the General Revenue Fund service charge on documentary stamp tax collections; providing for specified amounts of such collections to be credited to the State Housing Trust Fund for certain purposes; providing for certain amounts to be credited to the General Revenue Fund under certain circumstances; prohibiting the transfer of such funds to the General Revenue Fund in the General Appropriations Act; providing for the future expiration and reversion of specified statutory text; amending s. 212.08, F.S.; revising the total amount of community contribution tax credits which may be granted for certain projects; defining terms; providing a sales tax exemption for building materials used in the construction of affordable housing units; defining terms; specifying eligibility requirements; specifying requirements for applying for a sales tax refund with the Department of Revenue; specifying requirements for and limitations on refunds; providing requirements for the department in issuing refunds; authorizing the department to adopt rules; providing applicability; amending s. 213.053, F.S.; authorizing the department to make certain information available to the corporation to administer the Live Local Program; creating s. 215.212, F.S.; prohibiting the deduction of the General Revenue Fund service charge on documentary stamp tax proceeds; providing for future repeal; amending s. 215.22, F.S.; conforming a provision to changes made by the act; providing for the future expiration and reversion of specified statutory text; amending s. 220.02, F.S.; specifying the order of application of Live Local Program tax credits against the state corporate income tax; amending s. 220.13, F.S.; specifying requirements for the addition to adjusted federal income of amounts taken as a credit under the Live Local Program; amending s. 220.183, F.S.; conforming a provision to changes made by the act; amending s. 220.186, F.S.; providing applicability of Live Local Program tax credits to the Florida alternative minimum tax credit; creating s. 220.1878, F.S.; providing a credit against the state corporate income tax under the Live Local Program; specifying requirements and procedures for making eligible contributions and claiming the credit; amending s. 220.222, F.S.; requiring returns filed in connection with the Live Local Program tax credits to include the amount of certain credits; amending s. 253.034, F.S.; modifying requirements for the analysis included in land use plans; making technical changes; amending s. 253.0341, F.S.; requiring that local government requests for the state to surplus conservation or non-conservation lands for any means of transfer be expedited throughout the surplus process; amending s. 288.101, F.S.; authorizing the Governor, under the Florida Job Growth Grant Fund, to approve state or local public infrastructure projects to facilitate the development or construction of affordable housing; providing for future repeal; amending s. 420.0003, F.S.; revising legislative intent for, and policies of, the state housing strategy; revising requirements for the implementation of the strategy; revising duties of the Shimberg Center for Housing Studies at the University of Florida; requiring the Office of Program Policy Analysis and Government Accountability to evaluate specified strategies, policies, and programs at specified intervals; specifying requirements for the office's analyses; authorizing rule amendments; amending s. 420.503, F.S.; revising the definition of the term "qualified contract" for purposes of the Florida Housing Finance Corporation Act; amending s. 420.504, F.S.; revising the composition of the corporation's board of directors; providing specifications for filling vacancies on the board of directors; amending s. 420.507, F.S.; specifying a requirement for the corporation's annual budget request to the Secretary of Economic Opportunity; providing for the future expiration and reversion of specified statutory text; amending s. 420.5087, F.S.; revising prioritization of funds for the State Apartment Incentive Loan Program; creating s. 420.50871, F.S.; specifying requirements for, and authorized actions by, the corporation in allocating certain increased revenues during specified fiscal years to finance certain housing projects; providing construction; providing for future repeal; providing a directive to the Division of Law Revision; creating s. 420.50872, F.S.; defining terms; creating the Live Local Program; specifying responsibilities of the corporation; specifying the annual tax credit cap; specifying requirements for applying for tax credits with the department; providing requirements for the carryforward of credits; specifying restrictions on, and requirements for, the conveyance, transfer, or assignment of credits; providing requirements and procedures for the rescindment of credits;

specifying procedures for calculating underpayments and penalties; providing construction; authorizing the department and the corporation to develop a cooperative agreement; authorizing the department to adopt rules; requiring the department to annually notify certain taxpayers of certain information; creating s. 420.5096, F.S.; providing legislative findings; creating the Florida Hometown Hero Program for a specified purpose; authorizing the corporation to underwrite and make certain mortgage loans; specifying terms for such loans and requirements for borrowers; authorizing loans made under the program to be used for the purchase of certain manufactured homes; providing construction; amending s. 420.531, F.S.; authorizing the Florida Housing Corporation to contract with certain entities to provide technical assistance to local governments in establishing selection criteria for proposals to use certain property for affordable housing purposes; amending s. 420.6075, F.S.; making technical changes; amending s. 553.792, F.S.; requiring local governments to maintain on their websites a policy relating to the expedited processing of certain building permits and development orders; amending s. 624.509, F.S.; specifying the order of application of Live Local Program tax credits against the insurance premium tax; amending s. 624.5105, F.S.; conforming a provision to changes made by the act; creating s. 624.51058, F.S.; providing a credit against the insurance premium tax under the Live Local Program; providing a requirement for making eligible contributions; providing construction; providing applicability; exempting a certain initiative from certain evacuation time constraints; specifying that certain comprehensive plan amendments are valid; authorizing certain local governments to adopt local ordinances or regulations for certain purposes; authorizing the department to adopt emergency rules; providing for future expiration of such rulemaking authority; providing appropriations; providing a declaration of important state interest; providing effective dates.

By the Committee on Appropriations; and Senators Brodeur and Stewart—

CS for SB 106—A bill to be entitled An act relating to the Florida Shared-Use Nonmotorized Trail Network; amending s. 260.014, F.S.; authorizing the Department of Environmental Protection to establish a program to recognize specified local communities as trail towns; amending s. 260.0142, F.S.; increasing the membership of the Florida Greenways and Trails Council; revising the duties of the council; defining the term "regionally significant trails"; amending s. 260.016, F.S.; revising the general powers of the department to include development and dissemination of criteria for prioritization of regionally significant trails within or connected to the Florida wildlife corridor; amending s. 288.1226, F.S.; revising the composition of the board of directors of the Florida Tourism Industry Marketing Corporation; amending s. 288.923, F.S.; specifying additional requirements for the marketing plan of the Division of Tourism Marketing; amending s. 320.072, F.S.; increasing the amount of funding the Department of Transportation is required to use for the Florida Shared-Use Nonmotorized Trail Network; amending s. 335.065, F.S.; revising the funding priorities for the Department of Transportation's trail projects; amending s. 339.175, F.S.; revising required components of long-range transportation plans developed by metropolitan planning organizations; amending s. 339.81, F.S.; revising legislative findings and intent; clarifying the components that make up Florida Shared-Use Nonmotorized Trail Network; extending the Florida Shared-Use Nonmotorized Trail Network to lands of the Florida wildlife corridor; including certain connecting components as parts of the statewide network; increasing the amount the Department of Transportation is required to allocate for purposes of funding and maintaining projects within the Florida Shared-Use Nonmotorized Trail Network; requiring the department to give funding priority to specified trail projects; requiring the department to construct projects within the Florida wildlife corridor or on other specified lands using previously disturbed lands; requiring the department to coordinate with other state agencies to ensure recreation and public access in developing the planning and design of trails; requiring the department to program projects in the work program for development of the entire trail and to minimize creation of gaps between trail segments; requiring the department to ensure that local support exists for projects and trail segments; requiring metropolitan planning organizations or boards of county commissioners to include trails in project priorities; requiring the department to create and erect certain signage; authorizing the department and local governments to enter into a sponsorship agreement with certain entities for commercial sponsorship displays on

multiuse trails and related facilities; requiring the department or local government to administer a sponsorship agreement and ensure that a sponsorship agreement complies with specified requirements; subjecting sponsorship agreements to specified federal laws and agreements; providing that no proprietary or compensable interest in any sign, display site, or location is created; requiring the Department of Transportation, in coordination with the Department of Environmental Protection, to submit a report by a certain date, and at specified intervals thereafter, to the Governor and the Legislature summarizing the status of the Florida Shared-Use Nonmotorized Trail Network; authorizing the Department of Transportation to include in the report its recommendations for legislative revisions that would facilitate connectivity of the statewide network; requiring that specified items be included in the report; requiring the department to coordinate with certain entities regarding certain items in the report; providing an appropriation; providing for construction; authorizing the department to take certain action regarding funding for the trail network projects in response to appropriations made by the act; providing an effective date.

By the Committee on Transportation; and Senator Rodriguez—

CS for SB 108—A bill to be entitled An act relating to trees and vegetation within the rights-of-way of certain roads and rail corridors; amending s. 337.405, F.S.; providing that the prohibition against the removal, cutting, marring, defacing, or destruction of trees or other vegetation in certain rights-of-way does not apply if the Department of Transportation suspends such prohibition pursuant to a declared state of emergency; requiring the department to publish informational guidelines regarding the removal of debris from certain emergencies; providing an effective date.

By the Committee on Health Policy; and Senators Harrell and Wright—

CS for SB 112—A bill to be entitled An act relating to step-therapy protocols; amending s. 409.901, F.S.; defining the term “serious mental illness”; amending s. 409.912, F.S.; requiring the Agency for Health Care Administration to approve drug products for Medicaid recipients for the treatment of serious mental illness without step-therapy prior authorization under certain circumstances; amending s. 409.910, F.S.; conforming a cross-reference; directing the agency to include rate impacts resulting from the act in certain rates that become effective on a specified date; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Rodriguez—

CS for SB 116—A bill to be entitled An act relating to taxation of investigation services; amending s. 212.08, F.S.; defining the terms “private investigation services” and “small private investigative agency”; providing a sales tax exemption for the sale of private investigation services by a small private investigative agency to a client; providing applicability; authorizing the Department of Revenue to adopt emergency rules; providing for expiration of such authority; providing effective dates.

By the Committee on Community Affairs; and Senator Avila—

CS for SB 120—A bill to be entitled An act relating to homestead assessments; amending s. 193.155, F.S.; revising the limitation on annual increases of homestead property tax assessments; providing a contingent effective date.

By the Committee on Community Affairs; and Senator Avila—

CS for SB 124—A bill to be entitled An act relating to homestead exemptions for persons age 65 and older; amending s. 196.075, F.S.; increasing the just value limit of real estate eligible for the homestead tax exemption that may be adopted by counties or municipalities for certain persons age 65 and older; providing a contingent effective date.

By the Committee on Regulated Industries; and Senator Bradley—

CS for SB 154—A bill to be entitled An act relating to condominium and cooperative associations; amending s. 468.4334, F.S.; revising the circumstances under which community association managers or management firms must comply with a specified provision; amending s. 553.899, F.S.; revising legislative findings; revising the definition of the terms “milestone inspection” and “substantial structural deterioration”; revising who must have milestone inspections performed for buildings; authorizing local enforcement agencies to make certain determinations relating to milestone inspections after a building reaches a specified age; revising costs that condominium and cooperative associations are responsible for; requiring certain parties to obtain milestone inspection reports; authorizing local enforcement agencies to extend deadlines for milestone inspections under certain circumstances; revising requirements relating to written notice of required inspections; requiring architects or engineers performing milestone inspections to submit a specified progress report to a local enforcement agency within a specified timeframe under certain circumstances; specifying that associations must distribute copies of certain inspection reports within a specified timeframe and in a specified manner; authorizing municipal governing bodies to adopt certain ordinances relating to association repairs; requiring the Florida Building Commission to adopt rules by a specified date; providing requirements for such rules; conforming provisions; amending s. 627.351, F.S.; revising the types of policyholders not required to purchase flood insurance as a condition for maintaining certain policies issued by the Citizens Property Insurance Corporation; amending s. 718.103, F.S.; defining the term “alternative funding method”; revising the definition of the term “structural integrity reserve study”; amending s. 718.111, F.S.; making a technical change; amending s. 718.112, F.S.; revising condominium association reserve account requirements; revising requirements relating to waiving reserve requirements or providing less reserves than required by law; revising requirements relating to using reserve funds or interest accrued on reserve funds for certain purposes; revising requirements for structural integrity reserve studies; providing applicability; conforming provisions to changes made by the act; amending s. 718.1255, F.S.; revising the definition of the term “dispute”; specifying that certain disputes are not subject to nonbinding arbitration and must be submitted to presuit mediation; amending s. 718.113, F.S.; revising requirements relating to maintenance, repair, and replacement of common elements and condominium property; amending s. 718.503, F.S.; revising the documents developers are required to provide to prospective buyers or lessees; requiring specified disclosures relating to milestone inspections and structural integrity reserve studies for certain contracts entered into after a specified date; amending s. 719.103, F.S.; revising the definition of the term “structural integrity reserve study”; amending s. 719.104, F.S.; revising rights relating to the official records of a cooperative association; providing maintenance requirements for cooperative associations; amending s. 719.106, F.S.; revising cooperative association reserve account requirements; revising requirements relating to waiving reserve requirements or providing less reserves than required by law; revising a prohibition on using reserve funds or interest accrued on reserve funds for certain purposes; revising requirements for structural integrity reserve studies; providing applicability; conforming provisions to changes made by the act; amending s. 719.503, F.S.; revising the types of documents developers are required to provide to prospective buyers and lessees; requiring specified disclosures relating to milestone inspections and structural integrity reserve studies for certain contracts entered into after a specified date; amending ss. 558.002, 718.116, and 720.3085, F.S.; conforming cross-references; reenacting s. 719.1255, F.S., relating to alternative resolution of disputes, to incorporate amendments made to s. 718.1255, F.S., in a reference thereto; reenacting ss. 718.501(1)(f) and 719.501(1)(f), F.S., relating to the rule-making authority of the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation; providing effective dates.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senators Avila and Collins—

CS for SM 160—A memorial to the United States Department of State, urging the United States Secretary of State to redesignate the

Revolutionary Armed Forces of Colombia (FARC) as a Foreign Terrorist Organization pursuant to section 219 of the Immigration and Nationality Act, as amended.

By the Committee on Community Affairs; and Senators Trumbull and Perry—

CS for SB 170—A bill to be entitled An act relating to local ordinances; amending s. 57.112, F.S.; authorizing courts to assess and award reasonable attorney fees and costs and damages in certain civil actions filed against local governments; specifying a limitation on awards and a restriction on fees and costs of certain litigation; providing construction and applicability; amending s. 125.66, F.S.; requiring a board of county commissioners to prepare or cause to be prepared a business impact estimate before the enactment of a proposed ordinance; specifying requirements for the posting and content of the estimate; providing construction and applicability; creating s. 125.675, F.S.; requiring a county to suspend enforcement of an ordinance that is the subject of a certain legal action if certain conditions are met; authorizing a prevailing county to enforce the ordinance after a specified period, except under certain circumstances; requiring courts to give priority to certain cases; providing construction relating to an attorney's or a party's signature; requiring a court to impose sanctions under certain circumstances; providing applicability; authorizing courts to award attorney fees and costs and damages if certain conditions are met; amending s. 166.041, F.S.; requiring a governing body of a municipality to prepare or cause to be prepared a business impact estimate before the enactment of a proposed ordinance; specifying requirements for the posting and content of the estimate; providing construction and applicability; creating s. 166.0411, F.S.; requiring a municipality to suspend enforcement of an ordinance that is the subject of a certain legal action if certain conditions are met; authorizing a prevailing municipality to enforce the ordinance after a specified period, except under certain circumstances; requiring courts to give priority to certain cases; providing construction relating to an attorney's or a party's signature; requiring a court to impose sanctions under certain circumstances; providing applicability; authorizing courts to award attorney fees and costs and damages if certain conditions are met; amending ss. 163.2517, 163.3181, 163.3215, 376.80, 497.270, 562.45, and 847.0134, F.S.; conforming cross-references; providing a declaration of important state interest; providing an effective date.

By the Committees on Rules; and Community Affairs; and Senators Trumbull and Perry—

CS for CS for SB 170—A bill to be entitled An act relating to local ordinances; amending s. 57.112, F.S.; authorizing courts to assess and award reasonable attorney fees and costs and damages in certain civil actions filed against local governments; specifying a limitation on awards and a restriction on fees and costs of certain litigation; providing construction and applicability; amending s. 125.66, F.S.; providing certain procedures for continued meetings on proposed ordinances for counties; providing for construction and retroactive application; requiring a board of county commissioners to prepare or cause to be prepared a business impact estimate before the enactment of a proposed ordinance; specifying requirements for the posting and content of the estimate; providing construction and applicability; creating s. 125.675, F.S.; requiring a county to suspend enforcement of an ordinance that is the subject of a certain legal action if certain conditions are met; authorizing a prevailing county to enforce the ordinance after a specified period, except under certain circumstances; requiring courts to give priority to certain cases; providing construction relating to an attorney's or a party's signature; requiring a court to impose sanctions under certain circumstances; providing applicability; authorizing courts to award attorney fees and costs and damages if certain conditions are met; amending s. 166.041, F.S.; providing certain procedures for continued meetings on proposed ordinances for municipalities; providing for construction and retroactive application; requiring a governing body of a municipality to prepare or cause to be prepared a business impact estimate before the enactment of a proposed ordinance; specifying requirements for the posting and content of the estimate; providing construction and applicability; creating s. 166.0411, F.S.; requiring a mu-

nicipality to suspend enforcement of an ordinance that is the subject of a certain legal action if certain conditions are met; authorizing a prevailing municipality to enforce the ordinance after a specified period, except under certain circumstances; requiring courts to give priority to certain cases; providing construction relating to an attorney's or a party's signature; requiring a court to impose sanctions under certain circumstances; providing applicability; authorizing courts to award attorney fees and costs and damages if certain conditions are met; amending ss. 163.2517, 163.3181, 163.3215, 376.80, 497.270, 562.45, and 847.0134, F.S.; conforming cross-references and making technical changes; providing a declaration of important state interest; providing effective dates.

By the Committee on Transportation; and Senator DiCeglie—

CS for SB 198—A bill to be entitled An act relating to the Tampa Bay Area Regional Transit Authority; repealing part III of ch. 343, F.S., relating to the creation and operation of the authority; dissolving the authority and requiring the authority to perform specified activities; amending s. 341.302, F.S.; conforming a provision to changes made by the act; providing effective dates.

By the Committee on Education Postsecondary; and Senator Hutson—

CS for SB 200—A bill to be entitled An act relating to intercollegiate athlete compensation and rights; amending s. 468.453, F.S.; revising requirements for athlete agents representing intercollegiate athletes for certain purposes; conforming provisions to changes made by the act; amending s. 1006.74, F.S.; deleting definitions; deleting requirements regarding the compensation that intercollegiate athletes may receive; deleting certain requirements for postsecondary educational institutions whose intercollegiate athletes seek to earn compensation or to have professional representation; requiring a postsecondary educational institution to conduct at least two financial literacy, life skills, and entrepreneurship workshops under certain conditions; making technical changes; providing that postsecondary educational institutions and specified individuals are not liable for damages under certain circumstances; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Harrell—

CS for SB 210—A bill to be entitled An act relating to substance abuse services; amending s. 397.403, F.S.; revising application requirements for licensure as a substance abuse service provider; defining the term "marijuana"; amending s. 397.410, F.S.; revising licensure requirements for substance abuse providers; defining the term "marijuana"; amending s. 397.411, F.S.; requiring the Department of Children and Families to establish, by a specified date, a mechanism to impose and collect fines for certain violations of law; amending s. 397.487, F.S.; revising credentialing requirements for recovery residences; defining the term "marijuana"; prohibiting persons discharged from a recovery residence from willfully refusing to depart after being warned by specified persons; providing criminal penalties; amending s. 397.4873, F.S.; prohibiting service providers from referring patients to, or accepting referrals from, specified recovery residences; revising requirements regarding patient referrals for substance abuse service providers and recovery residences; defining the term "marijuana"; requiring the department to establish, by a specified date, a mechanism to impose and collect fines for certain violations of law; providing an effective date.

By the Committee on Judiciary; and Senator Berman—

CS for SB 226—A bill to be entitled An act relating to support for dependent adult children; creating s. 61.1255, F.S.; defining the term "dependent adult child"; specifying that parents are responsible for supporting their dependent adult child; requiring that certain rights of the parents of a dependent adult child be established in a guardianship

proceeding; specifying individuals who may file a suit to establish support for a dependent adult child; specifying a timeframe during which such suits may be filed; providing an exception; specifying procedures for establishing support; specifying who may receive such support before and after the dependent adult child reaches the age of 18; providing construction; authorizing the court to assign support to certain trusts established for a dependent adult child; prohibiting the Department of Revenue from filing petitions to establish, modify, or enforce certain support orders; amending s. 61.13, F.S.; conforming a provision to changes made by the act; specifying that a child support order does not terminate on the child's 18th birthday in certain circumstances; specifying that a court may modify a child support order for adult children in certain circumstances; authorizing either parent to consent to mental health treatment for a child in certain circumstances unless stated otherwise in the parenting plan; amending s. 61.29, F.S.; providing that child support guidelines do not apply to certain cases; amending s. 61.30, F.S.; conforming a provision to changes made by the act; creating s. 61.31, F.S.; providing factors a court must consider when determining the amount of child support for a dependent adult child; authorizing a court to assign support to certain trusts established for a dependent adult child for a specified purpose; requiring the court to consider certain state and federal programs and benefits when making its decisions; amending s. 393.12, F.S.; providing an additional circumstance under which a guardian advocate must be represented by an attorney in guardianship proceedings; specifying that petitions to appoint a guardian advocate for a person with disabilities may include certain requests for support from the person's parents; amending ss. 742.031 and 742.06, F.S.; conforming provisions to changes made by the act; creating s. 744.1013, F.S.; assigning jurisdiction over petitions for support of dependent adult children to the guardianship court; specifying who may receive such support for dependent adult children over the age of 18; authorizing a court to assign support to certain trusts established for a dependent adult child for a specified purpose; specifying that such support orders supersede any orders entered under certain other provisions; amending s. 744.3021, F.S.; conforming provisions to changes made by the act; creating s. 744.422, F.S.; authorizing a guardian of a dependent adult child to petition the court for certain support payments from the dependent adult child's parents in certain circumstances; specifying that the amount of such support is determined pursuant to certain provisions; providing an effective date.

By the Committee on Health Policy; and Senator Harrell—

CS for SB 230—A bill to be entitled An act relating to health care practitioner titles and designations; creating s. 456.0651, F.S.; defining terms; providing that, for specified purposes, the use of specified titles or designations in connection with one's name constitutes the practice of medicine or the practice of osteopathic medicine; providing exceptions; amending s. 456.072, F.S.; revising grounds for disciplinary action relating to a practitioner's use of such titles or designations in identifying himself or herself to patients or in advertisements for health care services; revising applicability; requiring certain health care practitioners to prominently display a copy of their license in a conspicuous area of their practices; requiring that the copy of the license be a specified size; requiring such health care practitioners to also verbally identify themselves in a specified manner to new patients; requiring, rather than authorizing, certain boards, or the Department of Health if there is no board, to adopt certain rules; providing an effective date.

By the Committee on Criminal Justice; and Senator Brodeur—

CS for SB 280—A bill to be entitled An act relating to controlled substances; amending s. 782.04, F.S.; revising the elements that constitute the capital offense of murder in the first degree; revising the elements that constitute the offense of murder in the third degree and constitute a felony of the second degree; defining the term "substantial factor"; creating s. 893.131, F.S.; defining terms; providing criminal penalties for adults who unlawfully distribute, deliver, sell, or dispense specified substances or mixtures and an injury or overdose of the user results; providing enhanced criminal penalties for repeat offenders; providing applicability and construction; providing an effective date.

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

CS for SB 284—A bill to be entitled An act relating to energy; amending s. 212.08, F.S.; defining the term "electric vehicle conversion"; exempting certain components and labor used for electric vehicle conversion from sales tax; amending s. 286.29, F.S.; revising the selection criteria for purchasing or leasing vehicles for state agencies, state universities, community colleges, and local governments under a state purchasing plan; deleting a provision requiring the use and procurement of ethanol and biodiesel blended fuels; requiring the Department of Management Services, before a specified date, to make recommendations to state agencies, state universities, community colleges, and local governments relating to the procurement and integration of electric and natural gas fuel vehicles; amending s. 553.791, F.S.; revising the definition of the term "single-trade inspection"; providing an effective date.

By the Committee on Banking and Insurance; and Senator Powell—

CS for SB 286—A bill to be entitled An act relating to legal instruments; amending s. 117.201, F.S.; defining the term "witness"; amending s. 697.07, F.S.; defining the terms "mortgagee" and "mortgagor"; requiring that a lien created by an assignment of rents be perfected against a mortgagor in addition to third parties under certain conditions; making technical changes; revising the types of expenses that may be paid by collected rents in foreclosure actions under certain circumstances; providing applicability; amending s. 702.036, F.S.; defining the term "property"; expanding the scope of a final judgment of foreclosure to include other liens; requiring the award of attorney fees in certain circumstances; providing applicability; amending s. 702.10, F.S.; defining the term "mortgagor"; providing for retroactive applicability of a specified provision; providing an effective date.

By the Committee on Transportation; and Senator DiCeglie—

CS for SB 296—A bill to be entitled An act relating to a lawful breath test for alcohol; amending s. 316.1932, F.S.; requiring that a person arrested for driving under the influence who refuses to submit to a lawful test of his or her breath be told that he or she is subject to mandatory placement, for a specified period of time and at his or her expense, of an ignition interlock device on vehicles he or she leases or owns and routinely operates; amending s. 316.1939, F.S.; requiring that a person arrested for driving under the influence who refuses to submit to a lawful test of his or her breath install an ignition interlock device, at his or her expense, for a specified period of time; conforming a provision to changes made by the act; amending s. 322.2615, F.S.; decreasing the timeframe during which a person whose license is suspended for failure to submit to a breath, urine, or blood test is not eligible to receive a license for business or employment purposes only; amending s. 322.2715, F.S.; requiring a driver who refuses to take a lawful test of his or her breath to install an ignition interlock device, upon a reinstatement of certain licenses and for a specified time, on vehicles he or she leases or owns and routinely operates; providing an effective date.

By the Committee on Criminal Justice; and Senators Boyd, Hooper, and Stewart—

CS for SB 306—A bill to be entitled An act relating to catalytic converters; amending s. 538.26, F.S.; prohibiting a secondary metals recycler from processing or removing a catalytic converter from the recycler's place of business for a specified period; providing an exception; creating s. 860.142, F.S.; providing a short title; providing definitions; requiring certain records regarding a transaction involving a detached catalytic converter to be maintained for a specified period; authorizing inspection of such records by a law enforcement officer or agency representative; requiring a person who sells or installs a detached catalytic converter to disclose that the catalytic converter has been detached; requiring certain information regarding a transaction to be provided to certain persons upon request; providing application of specified statutory provisions; providing for an inference that a catalytic converter may have been stolen; providing prohibitions regarding the possession, purchase, sale, or installation of a stolen, detached, or altered catalytic converter; providing prohibitions regarding the import-

ing, manufacturing, purchase, sale, or installation or reinstallation of a counterfeit, fake, or junk-filled catalytic converter; providing criminal penalties; providing criminal penalties for failure to maintain certain records, prepare certain documents, provide certain records upon request, or make certain disclosures; providing an effective date.

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

CS for SB 314—A bill to be entitled An act relating to licensed counseling for first responders, correctional officers, and correctional probation officers; amending s. 112.1815, F.S.; defining terms; requiring an employing agency of a first responder to pay for licensed counseling for certain first responders; specifying that such counseling is limited to addressing specified events; providing that such counseling is in addition to and separate from any benefits provided to the first responder; requiring that such counseling be completed within a specified timeframe; prohibiting the employing agency from requiring the first responder to use specified leave for such counseling under certain circumstances; authorizing a first responder to select a licensed mental health professional and providing requirements for the employing agency related thereto; specifying the maximum amount an employer may pay for such counseling; providing that payment by the employing agency for such counseling does not create a presumption of a compensable occupational disease; requiring employing agencies to submit a specified annual report to the Chief Financial Officer, beginning on a specified date; amending s. 112.18155, F.S.; defining the term “correctional probation officer”; requiring an employing agency of a correctional officer or a correctional probation officer to pay for licensed counseling for such officers under certain circumstances; specifying that such counseling is limited to addressing specified events; providing that such counseling is in addition to and separate from any benefits provided to a correctional officer or a correctional probation officer; requiring that such counseling be completed within a specified timeframe; prohibiting the employing agency from requiring a correctional officer or a correctional probation officer to use specified leave for such counseling under certain circumstances; authorizing a correctional officer or a correctional probation officer to select a licensed mental health professional and providing requirements for the employing agency related thereto; specifying the maximum amount an employer may pay for such counseling; providing that payment by the employing agency for such counseling does not create a presumption of a compensable occupational disease; requiring employing agencies to submit a specified annual report to the Chief Financial Officer, beginning on a specified date; providing a declaration of important state interest; providing an effective date.

By the Committee on Judiciary; and Senator Hutson—

CS for SB 360—A bill to be entitled An act relating to causes of action based on improvements to real property; amending s. 95.11, F.S.; revising the time in which an action founded on the design, planning, or construction of an improvement to real property must be commenced; revising the date on which the statute of limitations period begins; providing for the calculation of the statute of limitations period for multi-dwelling buildings; amending s. 553.84, F.S.; defining the term “material violation”; conforming provisions to changes made by the act; providing applicability; providing an effective date.

By the Committee on Transportation; and Senator Brodeur—

CS for SB 370—A bill to be entitled An act relating to electronic motor vehicle registration certificates; amending s. 320.0605, F.S.; authorizing a uniform paper or electronic format of the registration certificate for a motor vehicle; prohibiting an officer or agent from accessing certain information upon presentation of an electronic registration certificate on an electronic device; making technical changes; providing an effective date.

By the Committee on Banking and Insurance; and Senator Perry—

CS for SB 418—A bill to be entitled An act relating to insurance; amending s. 627.062, F.S.; authorizing residential property insurance rate filings to use a specified modeling indication; amending s.

627.0628, F.S.; revising membership requirements for specified members of the Florida Commission on Hurricane Loss Projection Methodology; amending s. 627.0629, F.S.; authorizing insurers to file with the Office of Insurance Regulation personal lines residential property insurance rating plans providing rate differentials based on certain windstorm mitigation construction standards; providing requirements for such plans; amending s. 627.0665, F.S.; revising the timeframe for notices from insurers to insureds of automatic bank withdrawal increases; specifying the increase threshold for such notices; amending s. 627.421, F.S.; revising the types of documents and kinds of insurance for which electronic transmission constitutes delivery to the insured or person entitled to delivery; deleting a requirement to include a certain notice to an insured electing to receive policy documents electronically; deleting a requirement to provide a paper copy of the policy upon request by such person; amending s. 627.701, F.S.; specifying limitations on personal lines residential property insurance deductibles on policies covering risks with specified dwelling limits; authorizing insurers to make an additional filing within a certain timeframe to implement changes; amending s. 627.712, F.S.; providing that a policyholder’s written exclusion from residential windstorm coverage or contents coverage may be typed rather than handwritten; amending s. 627.7276, F.S.; revising the requirements for the notice of limited coverage under certain automobile policies; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Rodriguez—

CS for SB 458—A bill to be entitled An act relating to wastewater grants; amending s. 403.0673, F.S.; authorizing the Department of Environmental Protection to provide grants for certain projects to restore specified impaired water bodies and water segments; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Trumbull—

CS for SB 538—A bill to be entitled An act relating to provisional child care licensing; amending s. 402.309, F.S.; requiring a local licensing agency or the Department of Children and Families, as applicable, to issue a provisional license or registration for a family day care home under certain circumstances; providing an effective date.

By the Committee on Health Policy; and Senator Burton—

CS for SB 558—A bill to be entitled An act relating to certified nursing assistants; amending s. 400.211, F.S.; authorizing nursing home facilities to allow their registered nurses to delegate certain tasks to certified nursing assistants who meet specified criteria; providing for the designation of such certified nursing assistants as qualified medication aides; requiring qualified medication aides to complete annual validation and inservice training requirements; providing that qualified medication aides may administer medication to residents only under the direct supervision of a licensed nurse; requiring that medication administration be included in certain performance improvement activities tracked by nursing homes in accordance with federal regulations; requiring the Board of Nursing, in consultation with the Agency for Health Care Administration, to adopt rules; amending s. 400.23, F.S.; providing that the time spent by certified nursing assistants performing the duties of a qualified medication aide may not be included in the computing of certain minimum staffing ratio requirements for direct care provided to residents; amending s. 464.0156, F.S.; authorizing registered nurses to delegate to certified nursing assistants the administration of medication to residents in nursing home facilities if the certified nursing assistants meet specified criteria; amending s. 464.2035, F.S.; authorizing certified nursing assistants to administer certain medications to residents of nursing home facilities if they have been delegated such task by a registered nurse and they meet specified criteria; requiring the board, in consultation with the agency, to establish standards and procedures that a certified nursing assistant must follow when administering medication to a resident of a nursing home facility; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Burgess—

CS for SB 664—A bill to be entitled An act relating to contracts entered into by the Department of Children and Families; amending s. 409.996, F.S.; revising requirements for contracts between the department and lead agencies; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Regulated Industries; and Senator Bradley—

CS for SB 154—A bill to be entitled An act relating to condominium and cooperative associations; amending s. 468.4334, F.S.; revising the circumstances under which community association managers or management firms must comply with a specified provision; amending s. 553.899, F.S.; revising legislative findings; revising the definition of the terms “milestone inspection” and “substantial structural deterioration”; revising who must have milestone inspections performed for buildings; authorizing local enforcement agencies to make certain determinations relating to milestone inspections after a building reaches a specified age; revising costs that condominium and cooperative associations are responsible for; requiring certain parties to obtain milestone inspection reports; authorizing local enforcement agencies to extend deadlines for milestone inspections under certain circumstances; revising requirements relating to written notice of required inspections; requiring architects or engineers performing milestone inspections to submit a specified progress report to a local enforcement agency within a specified timeframe under certain circumstances; specifying that associations must distribute copies of certain inspection reports within a specified timeframe and in a specified manner; authorizing municipal governing bodies to adopt certain ordinances relating to association repairs; requiring the Florida Building Commission to adopt rules by a specified date; providing requirements for such rules; conforming provisions; amending s. 627.351, F.S.; revising the types of policyholders not required to purchase flood insurance as a condition for maintaining certain policies issued by the Citizens Property Insurance Corporation; amending s. 718.103, F.S.; defining the term “alternative funding method”; revising the definition of the term “structural integrity reserve study”; amending s. 718.111, F.S.; making a technical change; amending s. 718.112, F.S.; revising condominium association reserve account requirements; revising requirements relating to waiving reserve requirements or providing less reserves than required by law; revising requirements relating to using reserve funds or interest accrued on reserve funds for certain purposes; revising requirements for structural integrity reserve studies; providing applicability; conforming provisions to changes made by the act; amending s. 718.1255, F.S.; revising the definition of the term “dispute”; specifying that certain disputes are not subject to nonbinding arbitration and must be submitted to presuit mediation; amending s. 718.113, F.S.; revising requirements relating to maintenance, repair, and replacement of common elements and condominium property; amending s. 718.503, F.S.; revising the documents developers are required to provide to prospective buyers or lessees; requiring specified disclosures relating to milestone inspections and structural integrity reserve studies for certain contracts entered into after a specified date; amending s. 719.103, F.S.; revising the definition of the term “structural integrity reserve study”; amending s. 719.104, F.S.; revising rights relating to the official records of a cooperative association; providing maintenance requirements for cooperative associations; amending s. 719.106, F.S.; revising cooperative association reserve account requirements; revising requirements relating to waiving reserve requirements or providing less reserves than required by law; revising a prohibition on using reserve funds or interest accrued on reserve funds for certain purposes; revising requirements for structural integrity reserve studies; providing applicability; conforming provisions to changes made by the act; amending s. 719.503, F.S.; revising the types of documents developers are required to provide to prospective buyers and lessees; requiring specified disclosures relating to milestone inspections and structural integrity reserve studies for certain contracts entered into after a specified date; amending ss. 558.002, 718.116, and 720.3085, F.S.; conforming cross-references; reenacting s. 719.1255, F.S., relating to alternative resolution of disputes, to incorporate

amendments made to s. 718.1255, F.S., in a reference thereto; reenacting ss. 718.501(1)(f) and 719.501(1)(f), F.S., relating to the rule-making authority of the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation; providing effective dates.

—was referred to the Committee on Fiscal Policy.

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

CS for SB 284—A bill to be entitled An act relating to energy; amending s. 212.08, F.S.; defining the term “electric vehicle conversion”; exempting certain components and labor used for electric vehicle conversion from sales tax; amending s. 286.29, F.S.; revising the selection criteria for purchasing or leasing vehicles for state agencies, state universities, community colleges, and local governments under a state purchasing plan; deleting a provision requiring the use and procurement of ethanol and biodiesel blended fuels; requiring the Department of Management Services, before a specified date, to make recommendations to state agencies, state universities, community colleges, and local governments relating to the procurement and integration of electric and natural gas fuel vehicles; amending s. 553.791, F.S.; revising the definition of the term “single-trade inspection”; providing an effective date.

—was referred to the Committees on Finance and Tax; and Fiscal Policy.

REPORTS OF COMMITTEES

The Committee on Community Affairs recommends the following pass: SB 102

The Committee on Transportation recommends the following pass: SB 106

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

The Committee on Environment and Natural Resources recommends the following pass: SB 76; SB 100; SB 320; SB 506; SB 546; SB 602

The bills were referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Education Pre-K -12 recommends the following pass: SB 178; SB 202; SB 212; SB 244; SB 294; SB 478

The bills were referred to the Appropriations Committee on Education under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 168; SB 390

The Committee on Health Policy recommends the following pass: SB 452

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

The Committee on Health Policy recommends the following pass: SB 298; SB 356

The bills were referred to the Committee on Banking and Insurance under the original reference.

The Committee on Health Policy recommends the following pass: SB 870

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

The Committee on Banking and Insurance recommends the following pass: SB 214

The Committee on Education Pre-K -12 recommends the following pass: SB 196

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

The Committee on Health Policy recommends the following pass: SB 380

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 288; SB 844

The Committee on Community Affairs recommends the following pass: SJR 122; SJR 126

The Committee on Judiciary recommends the following pass: SB 278

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 204

The Committee on Criminal Justice recommends the following pass: SB 150; SB 152

The Committee on Judiciary recommends the following pass: SB 144

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 404

The Committee on Commerce and Tourism recommends the following pass: SB 892

The Committee on Judiciary recommends the following pass: SB 50

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

The Committee on Education Postsecondary recommends the following pass: SB 274

The bill was referred to the Committee on Health Policy under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 164

The Committee on Education Pre-K -12 recommends the following pass: SB 190

The Committee on Health Policy recommends the following pass: SB 218

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

The Committee on Governmental Oversight and Accountability recommends the following pass: SM 176

The Committee on Health Policy recommends the following pass: SB 274; SB 614

The Committee on Judiciary recommends the following pass: SB 190; CS for SB 286

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

The Committee on Rules recommends the following pass: SB 32; SB 34; SB 36; SB 38; SB 40; SB 42; SB 44

The bills were placed on the Calendar.

The Committee on Environment and Natural Resources recommends committee substitutes for the following: SB 54; SB 458

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 284

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Criminal Justice recommends committee substitutes for the following: SB 280; SB 306

The bills with committee substitute attached were referred to the Appropriations Committee on Criminal and Civil Justice under the original reference.

The Committee on Education Pre-K -12 recommends a committee substitute for the following: SB 52

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 210

The Committee on Health Policy recommends committee substitutes for the following: SB 112; SB 558

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Committee on Health and Human Services under the original reference.

The Committee on Transportation recommends committee substitutes for the following: SB 64; SB 198; SB 370

The bills with committee substitute attached were referred to the Appropriations Committee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 226

The bill with committee substitute attached was referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 314

The Committee on Transportation recommends a committee substitute for the following: SB 108

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 Transportation recommends a committee substitute for the following: SB 296

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 116

The Committee on Community Affairs recommends committee substitutes for the following: SB 120; SB 124

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Finance and Tax under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 664

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 286

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 418

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 538

The bills with committee substitute attached contained in the foregoing reports 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 170

The Committee on Education Postsecondary recommends a committee substitute for the following: SB 200

The Committee on Health Policy recommends a committee substitute for the following: SB 230

The Committee on Judiciary recommends a committee substitute for the following: SB 360

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SM 160

The Committee on Regulated Industries recommends a committee substitute for the following: SB 154

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 102; SB 106

The Committee on Rules recommends a committee substitute for the following: CS for SB 170

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Environment and Natural Resources recommends that the Senate confirm the following appointments made by the Governor:

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
Governing Board of the St. Johns River Water Management District	
Appointees: Oliver, John Cole	03/01/2026
Price, Janet	03/01/2026
Governing Board of the Suwannee River Water Management District	
Appointees: Keith, Charles G.	03/01/2026
Sessions, Larry C.	03/01/2026

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 2022 REGULAR SESSION

Secretary Laurel Lee March 29, 2022
 Secretary of State
 R.A. Gray Building
 500 South Bronough Street
 Tallahassee, Florida 32399

Dear Secretary Lee:

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 objection to CS/SB 102, enacted during the 124th Session of the Legislature of Florida, during Regular Session 2022 and entitled:

An act relating to Establishing the Congressional Districts of the State

As presented in both the primary and secondary maps enacted by the Legislature, Congressional District 5 violates the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution for the reasons set forth in the attached memorandum. Although I understand the Legislature's desire to comply with the Florida Constitution, the Legislature is not absolved of its duty to comply with the U.S. Constitution. Where the U.S. and Florida Constitutions conflict, the U.S. Constitution must prevail.

Accordingly, I withhold my approval of CS/SB 102 and do hereby veto the same.

Sincerely,

Ron DeSantis
 Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

MEMORANDUM

To: Ron DeSantis, Governor of Florida
 From: Ryan Newman, General Counsel, Executive Office of the Governor
 Date: March 29, 2022
 Re: Constitutionality of CS/SB 102, An Act Relating to Establishing the Congressional Districts of the State

Congressional District 5 in both the primary and secondary maps enacted by the Legislature violates the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution because it assigns voters primarily on the basis of race but is not narrowly tailored to achieve a compelling state interest.

“Just as the State may not, absent extraordinary justification, segregate citizens on the basis of race in its public parks, buses, golf courses, beaches, and schools,” the U.S. Supreme Court has made clear that the State also “may not separate its citizens into different voting districts on the basis of race.” *Miller v. Johnson*, 515 U.S. 900, 911 (1995) (internal citations omitted). “When the State assigns voters on the basis of race,” the Court explained, “it engages in the offensive and demeaning assumption that voters of a particular race, because of their race, ‘think alike, share the same political interests, and will prefer the same candidates at the polls.’” *Id.* at 911-12 (quoting *Shaw v. Reno*, 509 U.S. 630, 647 (1993)).

For these reasons, the Court has interpreted the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution to prohibit state legislatures from using race as the “predominant factor motivating [their] decision to place a significant number of voters within or without a particular district,” *id.* at 916, unless they can prove that their “race-based sorting of voters serves a ‘compelling interest’ and is ‘narrowly tailored’ to that end.” *Cooper v. Harris*, 137 S. Ct. 1455, 1464 (2017) (citation omitted). That race was the predominant factor motivating a legislature’s line-drawing decision can be shown “either through circumstantial evidence of a district’s shape and demographics or more direct evidence going to legislative purpose.” *Miller*, 515 U.S. at 916.

Although non-adherence to traditional districting principles, which results in a non-compact, unusually shaped district, is relevant evidence that race was the predominant motivation of a legislature, such evidence is not required to establish a constitutional violation. “Race may predominate even when a reapportionment plan respects traditional principles, if ‘[r]ace was the criterion that, in the State’s view, could not be compromised,’ and race-neutral considerations ‘came into play only after the race-based decision had been made.’” *Bethune-Hill v. Va. State Bd. of Elections*, 137 S. Ct. 788, 798 (2017) (quoting *Shaw v. Hunt*, 517 U.S. 899, 907 (1996) (alteration in original)). “The racial predominance inquiry concerns the actual considerations that provided the essential basis for the lines drawn, not *post hoc* justifications the legislature in theory could have used but in reality did not.” *Id.* at 799. A legislature “could construct a plethora of potential maps that look consistent with traditional, race-neutral principles,” but “if race for its own sake is the overriding reason for choosing one map over others, race still may predominate.” *Id.* It is the “racial purpose of state action, not its stark manifestation,” that offends the Equal Protection Clause. *Miller*, 515 U.S. at 913.

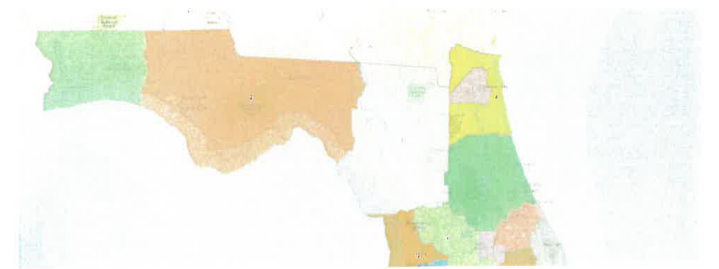
In light of these well-established constitutional principles, the congressional redistricting bill enacted by the Legislature violates the U.S. Constitution. The bill contains a primary map and secondary map that include a racially gerrymandered district—Congressional District 5—that is not narrowly tailored to achieve a compelling state interest. See generally Fla. H.R. Comm. on Redist., recording of proceedings, at 0:00-2:55:19 (Feb. 25, 2022), <https://thefloridachannel.org/videos/2-25-22-house-redistricting-committee/> (committee presentation and discussion of the maps later passed by the Legislature).

In the secondary map, which was the original map reported out of the House Congressional Redistricting Subcommittee, District 5 is a sprawling district that stretches approximately 200 miles from East to West and cuts across eight counties to connect a minority population in Jacksonville with a separate and distinct minority population in Leon and Gadsden Counties. The district is not compact, does not conform to usual political or geographic boundaries, and is bizarrely shaped to include minority populations in western Leon County and Gadsden County while excluding non-minority populations in eastern Leon County. Because this version of District 5 plainly subordinates traditional districting criteria to avoid diminishment of minority voting age

population, there is no question that race was “the predominant factor motivating the legislature’s decision” to draw this district. *Miller*, 515 U.S. at 916.

District 5 in the Secondary Map

In response to federal constitutional concerns about the unusual shape of District 5 as it was originally drawn, and which is now reflected in the secondary map, the House Redistricting Committee drew a new version of District 5, which is reflected in the primary map. This configuration of the district is more compact but has caused the adjacent district—District 4—to take on a bizarre doughnut shape that almost completely surrounds District 5. The reason for this unusual configuration is the Legislature’s desire to maximize the black voting age population in District 5. The Chair of the House Redistricting Committee confirmed this motivation when he explained that the new District 5 was drawn to “protect[] a black minority seat in north Florida.” Fla. H.R. Comm. on Redist., recording of proceedings, at 19:15-19:26 (Feb. 25, 2022).

District 5 in the Primary Map

Despite the Legislature’s attempt to address the federal constitutional concerns by drawing a more compact district, the constitutional defect nevertheless persists. Where “race was the criterion that, in the State’s view, could not be compromised, and race-neutral considerations came into play only after the race-based decision had been made,” it follows that race was the predominant factor, even though the district otherwise respects traditional districting principles. *Bethune-Hill*, 137 S. Ct. at 798 (cleaned up).

Such was the case here. Even for the more compact district, the Legislature believed (albeit incorrectly) that the Florida Constitution required it to ensure “a black minority seat in north Florida.” Fla. H.R. Comm. on Redist., recording of proceedings, at 19:15-19:26 (Feb. 25, 2022). Specifically, according to the House Redistricting Chair, the primary map’s version of District 5 is the House’s “attempt at continuing to protect the minority group’s ability to elect a candidate of their choice.” *Id.* at 19:45-19:54. The Legislature thus used “an express racial target” for District 5 of a black voting age population sufficiently large to elect a candidate of its choice. *Bethune-Hill*, 137 S. Ct. at 800.

Because racial considerations predominated even in drawing the new District 5, the Legislature must satisfy strict scrutiny, the U.S. Supreme Court’s “most rigorous and exacting standard of constitutional review.” *Miller*, 515 U.S. at 920. And to satisfy strict scrutiny, the Legislature “must demonstrate that its districting legislation is narrowly tailored to achieve a compelling interest.” *Id.* That, the Legislature cannot do.

There is no good reason to believe that District 5 needed to be drawn as a minority-performing district to comply with Section 2 of the Voting Rights Act (VRA), because the relevant minority group is not sufficiently large to constitute a majority in a geographically compact area. In the primary map, the black voting age population of District 5 is 35.32%, and even in the secondary map, with the racially gerrymandered, non-compact version of District 5, the black voting age population increases only to 43.48%. *Compare* Fla. Redist. 2022, H000C8019, <https://bit.ly/3uczOXb> (available at floridaredistricting.gov/pages/submitted-plans) (last visited Mar. 28, 2022), *with* Fla. Redist. 2022, H000C8015, <https://bit.ly/36hFRBB> (available at floridaredistricting.gov/pages/submitted-plans) (last visited Mar. 28, 2022). “When a minority group is not sufficiently large to make up a majority in a reasonably shaped district, § 2 simply does not apply.” *Cooper*, 137 S. Ct. at 1472 (citing *Bartlett v. Strickland*, 556 U.S. 1, 18-20 (2009) (plurality opinion)); *see also* *Thornburg v. Gingles*, 478 U.S. 30, 50 (1986) (explaining that one of the threshold conditions for proving vote dilution under Section 2 is that the minority group is “sufficiently large and geographically compact to constitute a majority”).

Nor is there good reason to believe that District 5 is required to be drawn to comply with Section 5 of the VRA. Section 5 is no longer operative now that the U.S. Supreme Court invalidated the VRA’s formula for determining which jurisdictions are subject to Section 5. *See Shelby Cnty. v. Holder*, 570 U.S. 529, 553-57 (2013); *see also* *Ala. Legis. Black Caucus v. Alabama*, 575 U.S. 254, 279 (2015) (suggesting that continued compliance with Section 5 may not remain a compelling interest in light of *Shelby County*). In any event, even before the coverage formula was invalidated, the State of Florida was not a covered jurisdiction subject to Section 5. *See In re Senate Joint Resolution of Legislative Apportionment 1176 (Apportionment I)*, 83 So. 3d 597, 624 (Fla. 2012). Only five counties in Florida were covered—Collier, Hardee, Hendry, Hillsborough, and Monroe—and none of them are in northern Florida where District 5 is located. *See id.*

The only justification left for drawing a race-based district is compliance with Article III, Section 20(a) of the Florida Constitution. But District 5 does not comply with this provision. Article III, Section 20(a) provides that “districts shall not be drawn with the intent or result of denying or abridging the equal opportunity of racial or language minorities to participate in the political process or to diminish their ability to elect representatives of their choice.” The Florida Supreme Court has noted that these “dual constitutional imperatives follow almost verbatim the requirements embodied in the Federal Voting Rights Act.” *Id.* at 619 (cleaned up). The first imperative, which prohibits districts that deny or abridge the equal opportunity of minority groups to participate in the political process, is modeled after Section 2 of the VRA, and the second imperative, which prohibits districts that diminish the ability of minority groups to elect representatives of their choice, is modeled after Section 5. *Id.* at 619-20.

Like the VRA, these provisions of the Florida Constitution “aim[] at safeguarding the voting strength of minority groups against both impermissible dilution and retrogression.” *Id.* at 620. Although judicial interpretation of the VRA is relevant to understanding the Florida Constitution’s non-dilution and non-diminishment provisions, the Florida Supreme Court nonetheless recognizes its “independent constitutional obligation” to interpret these provisions. *Id.* at 621.

Relevant here is the Florida Constitution’s non-diminishment requirement. Unlike Section 5 of the VRA, this requirement “applies to the entire state.” *Id.* at 620. Under this standard, the Legislature “cannot eliminate majority-minority districts or weaken other historically performing minority districts where doing so would actually diminish a minority group’s ability to elect its preferred candidates.” *Id.* at 625. The existing districts “serve[] as the ‘benchmark’ against which the ‘effect’ of voting changes is measured.” *Id.* at 624 (cleaned up). Where a voting change leaves a minority group “less able to elect a preferred candidate of choice” than the benchmark, that change violates the non-diminishment standard. *Id.* at 625 (internal quotation marks omitted); *see also id.* at 702 (Canady, C.J., concurring in part and dissenting in part) (noting that the dictionary definition of “diminish” means “to make less or cause to appear less” (citation omitted)).

The Florida Supreme Court has acknowledged that “a slight change in percentage of the minority group’s population in a given district does not necessarily have a cognizable effect on a minority group’s ability to elect its preferred candidate of choice.” *Id.* at 625. The minority population percentage in each district need not be “fixed” in perpetuity. *Id.* at 627. But where the reduction in minority population in a given district is more than “slight,” such that the ability of the minority population to elect a candidate of choice has been reduced (even if not eliminated), the Legislature has violated the Florida Constitution’s non-diminishment requirement as interpreted by the Florida Supreme Court.

Given these principles, there is no good reason to believe that District 5, as presented in the primary map, complies with the Florida Constitution’s non-diminishment requirement. The benchmark district contains a black voting age population of 46.20%, whereas the black voting age population of District 5 in the primary map is only 35.32%.¹ *Compare* Fla. Redist. 2022, FLCD2016, <https://bit.ly/3Iv6FeW> (available at floridaredistricting.gov/pages/submitted-plans) (last visited Mar. 28, 2022), *with* Fla. Redist. 2022, H000C8019, <https://bit.ly/3uczOXb> (available at floridaredistricting.gov/pages/submitted-plans) (last visited Mar. 28, 2022). This nearly eleven percentage point drop is more than slight, and while the House Redistricting Chair represented that the black population of the district could still elect a candidate of choice, *see* Fla. H.R. Comm. on Redist., recording of proceedings, at 59:44-1:00:17 (Feb. 25, 2022), there appears to be little dispute that the ability of the black population to elect such a candidate had nevertheless been reduced, *see id.* at 1:00:18-1:00:58 (noting that the benchmark district performed for the minority candidate of choice in 14 of 14 previous elections and that the new district would not perform for the minority candidate of choice in one-third of the same elections).

Moreover, the House Redistricting Chair claimed that the only criterion that mattered was whether the new district still performed at all. *See id.* at 1:06:09-1:06:30 (“It is not a diminishment unless the district does not perform.”); *see also id.* at 1:05:05-1:05:13 (“Is it less likely to perform? Honestly, I don’t know.”). But that view is plainly inconsistent with the Florida Supreme Court precedent described above, which prohibits any voting change that leaves a minority group “less able to elect a preferred candidate of choice.” *Apportionment I*, 83 So. 3d at 625 (internal quotation marks omitted). In sum, because the reduction of black voting age population is more than slight and because such reduction appears to have diminished the ability of black voters to elect a candidate of their choice, District 5 does not comply with the non-diminishment requirement of Article III, Section 20(a) of the Florida Constitution. Therefore, compliance with the Florida Constitution cannot supply the compelling reason to justify the Legislature’s use of race in drawing District 5 in the primary map.

In the secondary map, by contrast, District 5 complies with the Florida Constitution’s non-diminishment requirement, but in doing so, it violates the Equal Protection Clause of the Fourteenth Amendment to the U.S. Constitution. The U.S. Supreme Court has warned that a “reapportionment plan that includes in one district individuals who belong to the same race, but who are otherwise widely separated by geographical and political boundaries, and who may have little in common with one another but the color of their skin, bears an uncomfortable resemblance to political apartheid.” *Shaw*, 509 U.S. at 647. As described earlier, District 5 in the secondary map does precisely this.

That the district is believed to be necessary to comply with the Florida Constitution’s non-diminishment requirement does not alone suffice to justify the use of race in drawing bizarre, non-compact district boundaries for the sole purpose of cobbling together disparate minority populations from across northern Florida to form a minority-performing district. Mere compliance with a state constitutional requirement to engage in race-based districting is not, without more, a compelling interest sufficient to satisfy strict scrutiny. The Fourteenth and Fifteenth Amendments to the U.S. Constitution and the VRA, which enforces the Fifteenth Amendment, exist to *prevent* states from engaging in racially discriminatory electoral practices. Indeed, one such weapon that states long used, and that the VRA was designed to combat, “was the racial gerrymander—the deliberate and arbitrary distortion of district boundaries for racial purposes.” *Id.* at 640 (cleaned up).

Here, the Florida Constitution’s non-diminishment standard would be satisfied only by a sprawling, non-compact district that spans 200 miles and repeatedly violates traditional political boundaries to join minority communities from disparate geographic areas. Such a district is not narrowly tailored to achieve the compelling interest of protecting the voting rights of a minority community in a reasonably cohesive geographic area. As applied to District 5 in the secondary map, therefore, the Florida Constitution’s non-diminishment standard cannot survive strict scrutiny and clearly violates the U.S. Constitution.

For the foregoing reasons, Congressional District 5 in both maps is unlawful.

¹ The benchmark district itself is a sprawling, non-compact racial gerrymander that connects minority communities from two distinct regions of the State; however, for purposes of this point, I assume that the district can be used as a valid benchmark against which to judge the new maps.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 24, 2022

Dear Secretary Byrd:

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 objection to Senate Bill 406 (SB 406), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Secured Transactions

If SB 406 were to become law and be given retroactive effect as the Legislature intends, it would unconstitutionally impair certain vested rights and contracts. See art. I, §§ 9, 10, Fla. Const. While the prospective policy reforms are sound this does not cure the legal infirmities of the legislation.

For this reason, I withhold my approval of Senate Bill 406 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor’s objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 24, 2022

Dear Secretary Byrd:

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 Senate Bill 620 (CS/SB 620), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to the Local Business Protection Act

CS/SB 620 authorizes private, for-profit businesses to claim damages from a county or municipality if the county or municipality enacts or amends certain non-exempt ordinances or charter provisions that have the effect of reducing profits beyond the designated threshold.

Local governments do overstep their authority and unreasonably burden businesses through policies that range from the merely misguided to the politically motivated. Indeed, this was illustrated by the bizarre and draconian measures adopted by some local governments during COVID-19, necessitating the state to overrule these edicts to protect freedom and opportunity for Floridians. Incredibly, this bill exempts compensating businesses due to “emergency” orders of local government. However, the broad and ambiguous language of the bill will lead to both unintended and unforeseen consequences and costly litigation.

Because of this, the better approach is to enact targeted preemption legislation when local governments act in a way that frustrates state policy and/or undermines the rights of Floridians.

For the reasons stated above, I withhold my approval of CS/SB 620 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor’s objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 24, 2022

Dear Secretary Byrd:

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 objection to Committee Substitute Senate Bill 1260 (CS/SB 1260), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Independent Hospital Districts

As Governor, I have approved local legislation for independent hospital districts. CS/SB 1260 intends to solve a priority of one independent hospital district through broad statewide policy changes, rather than through the local bill process. Florida’s public hospitals serve our medically indigent population and support the state share of the low-income pool. Under these circumstances, each policy change to the governance structure of our independent hospital districts should be reviewed on a district-by-district basis.

For this reason, I withhold my approval of CS/SB 1260 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor’s objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

June 24, 2022

Dear Secretary Byrd:

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 objection to Committee Substitute for Committee Substitute for Senate Bill 1382 (CS/CS/SB

1382), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Tax Administration

I appreciate the Department of Revenue and their efforts to protect the rights of taxpayers, and I understand the problem this bill seeks to address. Some of the provisions within the bill are already authorized in law, and I fully expect the Department to faithfully enforce those laws against anyone who would violate our tax code.

However, I have concerns that this bill may subject small businesses to additional administrative processes that could prove challenging in a year where the Biden Administration's policies have led to record inflation and economic turmoil.

For this reason, I withhold my approval CS/CS/SB 1382 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd June 24, 2022
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

Dear Secretary Byrd:

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 objection to Committee Substitute for Senate Bill 1796 (CS/CS/SB 1796), enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Dissolution of Marriage

If CS/CS/SB 1796 were to become law and be given retroactive effect as the Legislature intends, it would unconstitutionally impair vested rights under certain preexisting marital settlement agreements. See art. I, § 10, Fla. Const.

For this reason, I withhold my approval of CS/CS/SB 1796 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd June 8, 2022
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

Dear Secretary Byrd:

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 objection to Senate Bill 2508, enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Environmental Resources

While the bill that was ultimately passed by the Legislature is an improvement over what was initially filed, SB 2508 still creates unnecessary and redundant regulatory hurdles that may compromise the timely execution and implementation of Everglades restoration projects, water control plans and regulation schedules.

For this reason, I withhold my approval of SB 2508 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd June 2, 2022
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

Dear Secretary Byrd:

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 objection to Senate Bill 2512 (SB 2512), enacted during the 124th Session of the Legislature of Florida, during the Regular Session 2022 and entitled:

An act relating to Aircraft

The Legislature passed SB 2512, which in part, creates the executive aircraft pool for two new aircrafts that could be utilized by over 100 government officials, available 24/7, 365 days a year, requiring additional 17 staff positions within the Department of Management Services for the purpose of providing multiple state-owned aircrafts for executive air travel.

This is an inadvisable expense, especially under current economic conditions, and could have unintended consequences given the breath of the officials included in the authorization.

For this reason, I withhold my approval of SB 2512 and do hereby veto the same.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

Secretary Cord Byrd June 2, 2022
Florida Department of State
R.A. Gray Building
500 South Bronough Street
Tallahassee, Florida 32399

Dear Secretary Byrd:

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 withhold my approval from the following specific appropriation contained within Senate Bill 2526 (lines 78-93):

- (2) Beginning in the 2022-2023 fiscal year, and annually through the 2052-2053 fiscal year, the sum of \$20 million is appropriated and shall be transferred to the Board of Directors of the H. Lee Moffitt Cancer Center and Research Institute for construction and development of Moffitt's Pasco County life sciences park. Monies transferred to the Board of Directors of the H. Lee Moffitt

Cancer Center and Research Institute pursuant to this subsection may be used to secure financing to pay costs related to the construction and development of Moffitt's Pasco County life sciences park. Such financing may include the issuance of tax-exempt bonds or other forms of indebtedness by a local authority, municipality, or county pursuant to parts II and III of chapter 159. Such bonds shall not constitute state bonds for purposes of s. 11, Art. VII of the State Constitution, but shall constitute bonds of a local agency as defined in s. 92159.27(4).

I do hereby sign and transmit the remainder of Senate Bill 2526 enacted during the 124th Session of the Legislature of Florida, during the Regular Session of 2022 and entitled:

An act relating to Health

The Freedom First Budget provides \$100,000,000 to support the Florida Consortium of National Cancer Institute Centers Program, of which the H. Lee Moffitt Cancer Center and Research Institute is one of three eligible institutions. This funding represents an increase of \$37,771,257 over the previous year. I requested this additional funding because I am committed to enhancing Florida's competitiveness in cancer research and care at national and international levels to ensure that all Floridians have access to the highest quality of care.

However, I do not support the provision of funding that will tie the state to a long term, thirty-year commitment that inhibits budget flexibility. These state funds could be used to support more than \$300 million of bonding capacity that would impact the state's debt capacity without any state oversight.

For the reasons stated above, the \$20,000,000 appropriation contained in Senate Bill 2526 is hereby vetoed, and I hereby approve the remainder of the Act.

Sincerely,

Ron DeSantis
Governor

The bill, together with the Governor's objections thereto, was referred to the Committee on Rules.

EXECUTIVE BUSINESS

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: Blend, William, Orlando	10/31/2026
Platau, Steven M., Tampa	10/31/2025
Sackreiter, Shireen S., Tallahassee	10/31/2026
Sparkman, Brent D., Tallahassee	10/31/2026
Vasallo, Caridad, Miami Lakes	10/31/2024
Jacksonville Aviation Authority	
Appointee: Hodges, David C., Jr., Jacksonville	09/30/2025
Board of Architecture and Interior Design	
Appointees: Burke, Gregory John, St. Augustine	10/31/2022
Burke, Gregory John, St. Augustine	10/31/2026
Dennis, Holly L., Sarasota	10/31/2025
Jernigan, Gerald Steven, Pensacola	10/31/2025
Nolen, Timothy, Tampa	10/31/2024
Board of Athletic Training	
Appointees: Riddle, Kari, Confidential pursuant to s. 119.071(4), F.S.	10/31/2022
Roberts, Terry Lynne, Tallahassee	10/31/2025
<i>Office and Appointment</i>	
Florida Board of Auctioneers	
Appointees: Cotton, Donald, Cantonment	10/31/2022
Cotton, Donald, Cantonment	10/31/2026
Crooks, Stan L., Lake Worth	10/31/2025
Hartman, Ransom Reed, Palm City	10/31/2024
Steele, Pamela, Tallahassee	10/31/2023
Greater Orlando Aviation Authority	
Appointees: Evans, John, Winter Park	04/16/2026
Good, M. Carson, Winter Park	04/16/2026
Barbers' Board	
Appointees: Rivera, Jorge, Orlando	10/31/2025
Stewart, Edwin A., Jr., Pensacola	10/31/2026
Florida Athletic Commission	
Appointees: Holley, John, Tallahassee	09/30/2022
Holley, John, Tallahassee	09/30/2026
Patel, Anup, Winter Park	09/30/2025
Wehby, Jeremy D., Plantation	09/30/2024
Florida Building Code Administrators and Inspectors Board	
Appointees: Decker, Jane, Miami	10/31/2024
Grenier, Mark, Deland	10/31/2022
Hernandez, Alexander, Coral Springs	10/31/2023
Howe, Charles, Gainesville	10/31/2024
Ringle, Peter, Lake Worth	10/31/2023
Schoeff, Steven K., Keystone Heights	10/31/2025
Florida Building Commission	
Appointees: Swope, Brian, Wesley Chapel	05/01/2023
Tolbert, John T., Navarre	01/09/2025
Board of Chiropractic Medicine	
Appointees: Cielo, Todd, Tampa	10/31/2025
Comerford, Jason, Palm Bay	10/31/2024
Fuste, Luis M., Confidential pursuant to s. 119.071(4), F.S.	10/31/2025
Oliverio, Anthony B., Crystal River	10/31/2024
Florida Citrus Commission	
Appointees: Groom, Christopher, Orlando	06/30/2023
Johnson, Steve Allen, Wauchula	06/30/2023
McKenna, Martin J., Sebring	06/30/2024
Meador, Paul Jackson, Jr., LaBelle	05/31/2025
Poulton, William Scott, Lakewood Ranch	05/31/2025
Schirard, John Patrick, Vero Beach	06/30/2024
Smoak, John F., III, Lake Placid	06/30/2023
Sutton, Daniel, Alva	05/31/2025
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling	
Appointee: Molina, Joaquin, Miami	10/31/2022
Board of Trustees of Eastern Florida State College	
Appointees: Deardoff, Robert "Bruce," Cocoa Beach	05/31/2026
Figueroa, Edgar Allan, Melbourne	05/31/2026
Moody, Laura Michelle, Confidential pursuant to s. 119.071(4), F.S.	05/31/2025
Scott, Winston E., Melbourne	05/31/2023
Board of Trustees of College of Central Florida	
Appointees: Branson, Russell, Ocala	05/31/2023
Roberts, Frederick N., Jr., Ocala	05/31/2023
Stone, Charlie, Ocala	05/31/2025
Torres, Michael A., Ocala	05/31/2025
Board of Trustees of Chipola College	
Appointees: Cauley, Melissa A., Chipley	05/31/2026
Corbin, Travis "Dell" L., Chipley	05/31/2026
Dean, James R., Marianna	05/31/2025

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Paul, Joel F., Jr., Ponce de Leon Ryals, Daniel E., III, Blountstown Worley, Karla N., Bonifay	05/31/2023 05/31/2025 05/31/2025	Board of Trustees of St. Petersburg College Appointees: Butts, Jason, Palm Harbor Cole, Katherine E., Belleair	05/31/2023 05/31/2025
Board of Trustees of Daytona State College Appointees: Howard, Randall B., New Smyrna Beach Kwiatek, Kelly Parsons, Ormond Beach Lubi, Garry R., Palm Coast	05/31/2026 05/31/2025 05/31/2026	Board of Trustees of Seminole State College Appointees: Good, John, Winter Park Lockhart, Amy L., Sanford Molsberger, Shawn Christopher, Longwood	05/31/2026 05/31/2025 05/31/2026
Board of Trustees of Florida State College at Jacksonville Appointee: Miri, Aaron, St. Augustine	05/31/2026	Board of Trustees of Tallahassee Community College Appointee: Lamb, Eugene, Jr., Midway	05/31/2026
Board of Trustees of The College of the Florida Keys Appointees: Leben, Daniel S., Key Largo Madok, Kevin M., Big Pine Key Maxwell, Michelle Sylvia, Confidential pursuant to s. 119.071(4), F.S. Puto, Michael H., Marathon Suga, Sheldon, Monroe Weinstein, Richard, Key Largo	05/31/2026 05/31/2024 05/31/2026 05/31/2023 05/31/2025 05/31/2024	Construction Industry Licensing Board Appointees: Barreto, Bradley Louis, Coral Gables Barreto, Bradley Louis, Coral Gables Cawthon, Franklin Hill, Jr., Windermere Famada, Mario, Miami Kobie, Fred, LaBelle Maphis, Robert Lewis, III, Windermere Sasso, Michael C., Oviedo Strickland, Michael W., Sr., Lakeland Wilson, Brian Parks, Cedar Key Zettle, Brian, Tallahassee	10/31/2022 10/31/2026 10/31/2026 10/31/2026 10/31/2025 10/31/2025 10/31/2024 10/31/2026 10/31/2023
Board of Trustees of Gulf Coast State College Appointees: Berry, Tricia E., Panama City Cramer, William Cato, Jr., Panama City Beach De La Rosa, Abel, Port Saint Joe Hall, Frank, Lynn Haven Powell, Charles David, Panama City Tannehill, Joe K., Jr., Panama City	05/31/2025 05/31/2023 05/31/2025 05/31/2026 05/31/2026 05/31/2026	Board of Cosmetology Appointees: Giddens, Trena, Quincy Marin, Marisol, Miami Streit, Stephania, McDavid Tabano, Robin, Tallahassee	10/31/2026 10/31/2026 10/31/2025 10/31/2025
Board of Trustees of Hillsborough Community College Appointees: Celestan, Gregory, Tampa Diehl, Arthur F., III, Tampa	05/31/2026 05/31/2025	Board of Trustees for the Florida School for the Deaf and the Blind Appointees: Chapman, Christine M., St. Augustine Hadley, Ralph V., III, Winter Park McCaul, Owen B., Confidential pursuant to s. 119.071(4), F.S. Zavelson, Thomas M., Gainesville	11/13/2025 11/20/2025 12/10/2024 11/07/2023
Board of Trustees of Indian River State College Appointees: Davis, Vicki, Stuart Kindell, Melissa, Okeechobee Luna, Christa C., Okeechobee Thornton, Milo, Vero Beach	05/31/2025 05/31/2026 05/31/2026 05/31/2026	Board of Dentistry Appointees: Bojaxhi, Christine, Jacksonville Mirza, Assad S., Plantation	10/31/2026 10/31/2026
Board of Trustees of Lake-Sumter State College Appointees: Jones, Bret, Clermont Morris, Timothy, Confidential pursuant to s. 119.071(4), F.S. Parks, Ivy, Clermont	05/31/2025 05/31/2025 05/31/2026	Florida Development Finance Corporation Appointees: Barakat, Charbel J., Tampa Quijano, John Michael, Miami Smith, Taylor M., Jacksonville	05/02/2025 05/02/2026 05/02/2026
Board of Trustees of State College of Florida, Manatee- Sarasota Appointees: Carter, Jaymie G., Bradenton Goodson, Mark, Palmetto Knight, Tracy, Confidential pursuant to s. 119.071(4), F.S. Moore, Ryan S., Bradenton Thomson, Rodney Philip, Sarasota	05/31/2026 05/31/2023 05/23/2023 05/31/2025 05/31/2026	Education Practices Commission Appointees: Goodwin, Joseph F., Pace Rowe, Kevin, Confidential pursuant to s. 119.071(4), F.S. Shaw, Charles, Greenacres Thomas, Malcolm A., Cantonment	09/30/2026 11/27/2025 09/30/2026 09/20/2023
Board of Trustees of Miami-Dade College Appointees: Bileca, Michael, Miami Bosque-Blanco, Maria, Miami Monreal, Ismare, Miami	05/31/2025 05/31/2025 05/31/2025	Board of Professional Engineers Appointees: Dawson, Christopher, Orlando Gonzalez, James, Jacksonville Mousa, Sam E., Jacksonville Myers, Yassi M., Windermere	10/31/2026 10/31/2023 10/31/2026 10/31/2026
Board of Trustees of Northwest Florida State College Appointees: Kelley, Lori K., Destin Peacock, Jack Tanner, Santa Rosa Beach Ward, Jon, Inlet Beach	05/31/2026 05/31/2025 05/31/2026	Commission on Ethics Appointees: Gilzean, Glenton, Jr., Ocoee Moore, Ed H., Tallahassee	06/30/2024 06/30/2023
Board of Trustees of Pensacola State College Appointees: Bullaro, Gabriel, II, Gulf Breeze Sheppard, Julie Louise, Pensacola Sprague, Gordon J., Gulf Breeze	05/31/2026 05/31/2023 05/31/2026	Board of Funeral, Cemetery, and Consumer Services Appointees: Brandenburg, Joseph A., Jacksonville Ferreira, Vincent Todd, Starke Liotta, Janis, St. Augustine Peeples, Jill E., Jacksonville	09/30/2025 09/30/2025 09/13/2025 09/30/2025

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Hearing Aid Specialists Appointees: Dechmerowski, Pamela Garber, Palm Bay Polhill, Leanne E., Port Orange	10/31/2022 10/31/2024	Board of Optometry Appointees: Griffin, John Edmund, Tallahassee Rollin, Kevin M., Vero Beach Rouse, David W., Cooper City	10/31/2026 10/31/2025 10/31/2025
Florida Housing Finance Corporation Appointees: Benson, Ryan, Fort Myers Cretul, Larry, Ocala Einhorn, Sandra V., Hollywood Motwani, Dev, Fort Lauderdale	11/13/2026 11/13/2026 11/13/2026 11/13/2026	Board of Osteopathic Medicine Appointees: Creegan, Chris, Confidential pursuant to s. 119.071(4), F.S. Ducatel, Watson, Seffner Mortensen, Monica, Ponte Vedra Williams, Gregory, Tallahassee	10/31/2023 10/31/2026 10/31/2024 10/31/2026
Florida Commission on Human Relations Appointees: Battaglia, Brian, Belleair Hanson, Dawn B., Tallahassee Hart, Larry D., Lake Alfred Klein, Matthew, Orlando McGhee, Darrick D., Sr., Tallahassee Pichard, Jay B., Confidential pursuant to s. 119.071(4), F.S.	09/30/2025 09/30/2026 09/30/2025 09/30/2025 09/30/2026 09/30/2024	Board of Pharmacy Appointees: Gift, Maja G., Tampa Kirk, Daniel E., Brandon Medina, Cristina, Miami Mesaros, Jeffrey J., Orlando Philip, Jeenu, St. Johns West, Stephen "Ryan", Tallahassee	10/31/2026 10/31/2026 10/31/2023 10/31/2025 10/31/2024 10/31/2025
Commission for Independent Education Appointees: Coyne, Mildred G., Cocoa Cross, Jeff, Orlando Marty, Judith C., Miami Stefano, Troy A., Wellington Taylor Ellis, Sharon, Saint Cloud Whitaker, Kristin Crawford, Tallahassee Williams, Burton, III, Lakewood Ranch	06/30/2025 06/30/2024 06/30/2024 06/30/2024 06/30/2025 06/30/2023 06/30/2023	Board of Pilot Commissioners Appointees: Benson, Robert W., Hutchinson Island Bernau, Sheldon F., Pensacola Cumings, Bruce, Fort Lauderdale Hodge, Thomas Jason, Fleming Island Jaccoma, Michael Z., Davie Jaccoma, Michael Z., Davie Seuter, Brian J., Jacksonville	10/31/2024 10/31/2024 10/31/2023 10/31/2023 10/31/2022 10/31/2026 10/31/2025
Governor's Mansion Commission Appointees: Kelly, Kathleen, Thomasville Mica, Mary, Tallahassee Stoch, Linda, Palm Beach Gardens	09/30/2025 09/30/2023 09/30/2024	Board of Podiatric Medicine Appointees: Block, Mark S., Boca Raton Klein, Marc B., Boynton Beach Snyder, Robert, Parkland Zinkin, Cary M., Mount Dora	10/31/2026 10/31/2024 10/31/2026 10/31/2023
Atlantic States Marine Fisheries Commission Appointees: Jennings, Gary, Windermere Jennings, Gary, Windermere	09/04/2022 09/04/2025	Florida Prepaid College Board Appointee: Starkey, Adria D., Naples	05/30/2025
Gulf States Marine Fisheries Commission Appointee: Brown, James A., Confidential pursuant to s. 119.071(4), F.S.	01/05/2025	Florida Real Estate Appraisal Board Appointees: Creegan, Kristin, Confidential pursuant to s. 119.071(4), F.S. Jourdan, Herbert, Jr., Ocala Kruse, Mark, Tallahassee Oreto, Evalyn F., New Port Richey Wilson, Shawn, Lakeland	10/31/2026 10/31/2023 10/31/2025 10/31/2026
Board of Medicine Appointees: Benson, Matthew R., Confidential pursuant to s. 119.071(4), F.S. Coffman, Gregory, Orlando Derick, Amy, Miami Beach Diamond, David A., Winter Park Hunter, Patrick, Pensacola Justice, Nicole, Valrico Romanello, Nicholas William, Confidential pursuant to s. 119.071(4), F.S.	10/31/2026 10/31/2026 10/31/2025 10/31/2025 10/31/2024 10/31/2024 10/31/2024	State Retirement Commission Appointees: Kessie, Michael, Bradenton Khan, Azhar Ali, Tallahassee	12/31/2024 12/31/2024
Board of Nursing Appointees: Forst, Diana Orantes, Confidential pursuant to s. 119.071(4), F.S. Frum, Judy, Fort Lauderdale Peters, Jenee C., Tarpon Springs Rain, Jody, Riverview Wages, Jennifer, Panama City	10/31/2024 10/31/2026 10/31/2026 10/31/2026 10/31/2025	Board of Speech-Language Pathology and Audiology Appointee: Falk, Niva, Parkland	10/31/2026
Board of Nursing Home Administrators Appointees: Angel, Ken, Parkland Cunningham, Marian Lynn, Brooksville Tyler, Brittany, Ocoee	10/31/2026 10/31/2026 10/31/2024	Board of Professional Surveyors and Mappers Appointees: McAleese, Wendi Michelle, Tampa Williams, Danny, Cape Canaveral Zoltek, Michael John, Cape Coral	10/31/2026 10/31/2026 10/31/2026
Board of Opticianry Appointee: Wilford, Paul M., Tallahassee	10/31/2025	Reemployment Assistance Appeals Commission Appointee: Atkinson-Hazelton, Geri, Tallahassee	06/30/2024
		Chair, Reemployment Assistance Appeals Commission Appointee: Faircloth, Charles T., Jr., Tallahassee	06/30/2025
		Referred to the Committee on Ethics and Elections.	
		<i>Office and Appointment</i>	<i>For Term Ending</i>
		Secretary of Children and Families Appointee: Harris, Shevaun, Confidential pursuant to s. 119.071(4), F.S.	Pleasure of Governor

<p><i>Office and Appointment</i></p> <p>Director, Agency for Persons with Disabilities Appointee: Hatch, Taylor N., Confidential pursuant to s. 119.071(4), F.S.</p> <p>Secretary of Elderly Affairs Appointee: Branham, Michelle, Confidential pursuant to s. 119.071(4), F.S.</p> <p>Referred to the Committees on Children, Families, and Elder Affairs; and Ethics and Elections.</p> <p><i>Office and Appointment</i></p> <p>Board of Directors, Enterprise Florida, Inc. Appointees: Barbar, Anthony K.G., Boca Raton San Pedro Delburn, Katherine, Miami Satter, Jonathan R., North Palm Beach</p> <p>Referred to the Committees on Commerce and Tourism; and Ethics and Elections.</p> <p><i>Office and Appointment</i></p> <p>Executive Director of Department of Law Enforcement Appointees: Glass, Jeffrey Mark, Confidential pursuant to s. 119.071(4), F.S. Glass, Jeffrey Mark, Confidential pursuant to s. 119.071(4), F.S.</p> <p>Referred to the Committees on Criminal Justice; and Ethics and Elections.</p> <p><i>Office and Appointment</i></p> <p>Board of Governors of the State University System Appointees: Corcoran, Richard, Tampa Mateer, Craig C., Orlando</p> <p>Board of Trustees, Florida Atlantic University Appointee: Flippo, Robert, Boca Raton</p> <p>Board of Trustees, Florida Gulf Coast University Appointees: Donalds, Erika, Naples Rivera, Luis E., II, North Fort Myers Sulick, Peter, Naples Wynn, Michael, Naples</p> <p>Board of Trustees, New College of Florida Appointees: Anderson, Ryan, Leesburg Bauerlein, Mark, Alexandria Jenks, Debra A., Palm Beach Gardens Kesler, Charles R., Pasadena Rufo, Christopher F., Olympia Spalding, Matthew, Arlington Speir, Jason "Eddie," Bradenton</p> <p>Board of Trustees, University of North Florida Appointee: Moore, Clarence S., Saint Johns</p> <p>Board of Trustees, University of South Florida Appointee: Donelly, Rogan, Sarasota</p> <p>Referred to the Committees on Education Postsecondary; and Ethics and Elections.</p>	<p><i>For Term Ending</i></p> <p>Pleasure of Governor</p> <p>Pleasure of Governor</p> <p><i>For Term Ending</i></p> <p>09/30/2023</p> <p>09/30/2023</p> <p>09/30/2026</p> <p><i>For Term Ending</i></p> <p>Pleasure of Governor and Cabinet</p> <p>Pleasure of Governor and Cabinet</p> <p><i>For Term Ending</i></p> <p>01/06/2024</p> <p>01/06/2027</p> <p>01/06/2026</p> <p>01/06/2025</p> <p>01/06/2026</p> <p>01/06/2026</p> <p>01/06/2026</p> <p>01/25/2028</p> <p>01/06/2026</p> <p>01/06/2026</p> <p>01/06/2025</p> <p>01/06/2025</p> <p>01/06/2026</p> <p>01/06/2025</p>	<p><i>Office and Appointment</i></p> <p>State Board of Education Appointees: Byrd, Esther, Neptune Beach Christie, Grazie, Key Biscayne</p> <p>Referred to the Committees on Education Pre-K -12; and Ethics and Elections.</p> <p><i>Office and Appointment</i></p> <p>Secretary of Environmental Protection Appointee: Hamilton, Emile DeShawn, Tallahassee</p> <p>Fish and Wildlife Conservation Commission Appointees: Hudson, Steven W., Fort Lauderdale Lester, Gary L., Oxford Maury, Albert R., Coral Gables Nicklaus, Gary T., Tequesta Rood, Sonya A., St. Augustine</p> <p>Governing Board of the Northwest Florida Water Management District Appointees: Everett, Ted, Chipley Patronis, Nicholas Jimmy, Panama City Roberts, George A., Panama City Upton, Anna H., Tallahassee</p> <p>Governing Board of the St. Johns River Water Management District Appointees: Oliver, John Cole, Merritt Island Price, Janet, Fernandina Beach</p> <p>Governing Board of the South Florida Water Management District Appointee: Bergeron, Ronald M., Weston</p> <p>Governing Board of the Southwest Florida Water Management District Appointees: Armstrong, Elijah D., III, Dunedin Hogarth, William T., Treasure Island</p> <p>Governing Board of the Suwannee River Water Management District Appointees: Keith, Charles G., Confidential pursuant to s. 119.071(4), F.S. Sessions, Larry C., Live Oak</p> <p>Referred to the Committees on Environment and Natural Resources; and Ethics and Elections.</p> <p><i>Office and Appointment</i></p> <p>Director and Chief Judge, Division of Administrative Hearings Appointee: Newman, Brian, Confidential pursuant to s. 119.071(4), F.S.</p> <p>Secretary of Management Services Appointees: Allende, Pedro M., Confidential pursuant to s. 119.071(4), F.S. Allende, Pedro M., Confidential pursuant to s. 119.071(4), F.S.</p> <p>Secretary of State Appointees: Byrd, Cord, Neptune Beach Byrd, Cord, Neptune Beach</p>	<p><i>For Term Ending</i></p> <p>12/31/2025</p> <p>12/31/2025</p> <p><i>For Term Ending</i></p> <p>Pleasure of Governor</p> <p>08/01/2027</p> <p>08/01/2027</p> <p>08/01/2026</p> <p>08/01/2027</p> <p>01/06/2027</p> <p>03/01/2025</p> <p>03/01/2026</p> <p>03/01/2026</p> <p>03/01/2024</p> <p>03/01/2026</p> <p>03/01/2026</p> <p>03/01/2026</p> <p>03/01/2026</p> <p>03/01/2026</p> <p>03/01/2026</p> <p>03/01/2026</p> <p>03/01/2026</p> <p>03/01/2026</p> <p>03/01/2026</p> <p>03/01/2026</p> <p>03/01/2026</p> <p>Pleasure of Admin Commission</p> <p>Pleasure of Governor</p> <p>Pleasure of Governor</p> <p>Pleasure of Governor</p> <p>Pleasure of Governor</p>
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Referred to the Committees on Governmental Oversight and Accountability; and Ethics and Elections.

*For Term
Ending*

Office and Appointment

State Surgeon General
 Appointee: Ladapo, Joseph, Confidential Pursuant to s. 119.071(4), F.S. Pleasure of Governor

Referred to the Committees on Health Policy; and Ethics and Elections.

*For Term
Ending*

Office and Appointment

Adjutant General of Florida National Guard
 Appointee: Haas, John D., St. Augustine Pleasure of Governor

Referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Ethics and Elections.

*For Term
Ending*

Office and Appointment

Florida Gaming Control Commission
 Appointees: Brown, Julie I., Tampa 01/01/2024
 D'Aquila, John M., Jacksonville Beach 01/01/2025
 Drago, Charles W., Confidential Pursuant to s. 119.071(4), F.S. 01/01/2025
 MacIver, John, Confidential Pursuant to s. 119.071(4), F.S. 01/01/2026

Secretary of the Department of the Lottery
 Appointee: Davis, John F., Tallahassee Pleasure of Governor

Florida Public Service Commission
 Appointees: Clark, Gary F., Chipley 01/01/2027
 Passidomo, Gabriella, Tallahassee 01/01/2027

Referred to the Committees on Regulated Industries; and Ethics and Elections.

*For Term
Ending*

Office and Appointment

Central Florida Expressway Authority
 Appointees: Maier, Christopher, Orlando 12/31/2026
 Martinez, Rafael E., Orlando 12/31/2026

Secretary of Transportation
 Appointee: Perdue, Jared W., Windermere Pleasure of Governor

Referred to the Committees on Transportation; and Ethics and Elections.

SUPREME COURT OF FLORIDA

The following certificate was received:

No. SC22-1621

IN RE: CERTIFICATION OF NEED FOR ADDITIONAL JUDGES.

December 22, 2022

PER CURIAM.

This opinion fulfills our constitutional obligation to determine the State's need to increase or decrease the number of judges in fiscal year 2023-24 and to certify our "findings and recommendations concerning such need" to the Florida Legislature.¹ Certification is "the sole mechanism established by our constitution for a systematic and uniform

assessment of this need." *In re Certif. of Need for Addtl Judges*, 889 So. 2d 734, 735 (Fla. 2004).

In this opinion, we certify no need for additional county court, circuit court, or district court of appeal judgeships. We certify the need to decrease by one the number of county court judgeships in Brevard County, and we certify that there is no need to decrease the number of circuit court judgeships. Additionally, we acknowledge excess judicial capacity in the First District Court of Appeal and the Second District Court of Appeal resulting from recently enacted changes to the jurisdictional boundaries of appellate districts and the policy in that law (recommended by the Court and adopted by the Legislature) of allowing a judge to continue to serve in the district where the judge resided. As we explain, the Court recommends that the Legislature address this excess appellate capacity over time by reducing the number of statutorily authorized judgeships based on attrition, without requiring a judge to vacate his or her position involuntarily. This recommendation is consistent with the approach the Court recommended last year in its opinion on the need to create an additional district court of appeal. *In re Redefinition of App. Dists. & Certif. of Need for Addtl App. Judges*, 345 So. 3d 703, 706 (Fla. 2021).

Trial Courts

The Court continues to use a verified, objective weighted caseload methodology as a primary basis for assessing judicial need for the trial courts.² The lower courts submit judgeship requests that supplement the objective data, including descriptions of how secondary factors are affecting those courts. The secondary factors identified by each chief judge reflect local differences in support of their requests for more judgeships or in support of their requests for this Court not to certify the need to decrease judgeships in situations in which the objective case weights alone would indicate excess judicial capacity.

Based on the analysis under this two-step methodology, we conclude that there is no demonstrable need for an additional circuit court or county court judgeship.³ Considered in isolation, the two-step analysis suggested certifying no need to decrease circuit court judgeships and certifying the need to decrease two county court judgeships in Brevard County and one county court judgeship each in Alachua, Collier, and Monroe counties. However, the Court determines that other relevant circumstances further explained below, coupled with the secondary-factor analysis, militate against certifying the need to decrease all but one of those county court judgeships.

Under Florida Rule of General Practice and Judicial Administration 2.240, the Commission on Trial Court Performance and Accountability is responsible for reviewing the trial court workload trends and case weights and considering adjustments every five years. The current cycle of workload trend and case weight review began in Florida's trial courts in December 2022 and will conclude by June 2024. The statewide effort involves an assessment of the workload of all trial court judges and will consider the contributions of all quasi-judicial officers such as senior judges, magistrates, child support enforcement hearing officers, and civil traffic infraction hearing officers. The workload assessment is comprehensive and will be carefully validated.

Several chief judges have commented on the importance of updating the current case weights in order to capture a more complete picture of case complexity addressed by trial court judges. Since the last workload assessment and case weight update in 2016, state laws have changed significantly, affecting the courts' work in interpreting and applying those laws. Further, court operations have changed significantly, such as through the rapid deployment of remote technology as a result of the Coronavirus Disease 2019 pandemic (COVID-19). We agree with the chief judges' observations that these and other developments warrant reevaluation of the case weights that are the foundation of this Court's evaluation of judicial workload.

In addition, the lingering impact of workload stemming from COVID-19 limits our ability to accurately project judicial need and further militates against certifying the need to decrease trial court judgeships. Notwithstanding significant progress in addressing pandemic-related workload, it is estimated the trial courts will be facing more than 210,000 pending cases above normal on July 1, 2023. As reflected in the State Courts System's fiscal year 2023-24 legislative budget request, the Trial Court Budget Commission has identified the need for temporary adjudicatory and case support resources to address this work-

load. This third and final year of the pandemic recovery plan, if funded, will provide Other Personal Services (OPS) general magistrates, case managers, and staff attorneys; facilitate additional use of senior judges; and expand mediation services to help address increased workload caused by COVID-19. The trial courts' existing judicial resources are the frontline of this pandemic-recovery effort.

Further, chapter 2019-58, section 9, Laws of Florida, increased the dollar amount threshold for the jurisdiction of the county court. The Legislature elected to adopt a phased approach in the implementation of this statutory revision. Effective January 1, 2020, county court monetary jurisdiction increased from an upper limit of \$15,000 to \$30,000, and it will increase to \$50,000 on January 1, 2023. The jurisdictional expansion in county court can reasonably be expected to increase workload in the county courts.

The Court also considered other significant factors such as the anticipated cases resulting from Hurricane Ian and Hurricane Nicole, the continued expansion of drug courts and other problem-solving courts and the increased judicial time associated with those dockets, and judicial time related to the implementation of the civil case management requirements that initially went into effect in *In re Comprehensive COVID-19 Emergency Measures for Florida Trial Courts*, Florida Administrative Order No. AOSC20-23, Amendment 10⁴ (March 9, 2021). These factors also contributed to the Court's cautious approach to certifying the need to decrease trial court judgeships.

Mindful of these considerations, the Court does not recommend decreasing the number of county court judges in Alachua, Collier, or Monroe counties. The Court does, however, recommend a decrease of one county judgeship in Brevard County. We base this recommendation on a demonstrated, multi-year trend of excess judicial capacity in that county.

District Courts of Appeal

In furtherance of our constitutional obligation to determine the State's need for additional judges in fiscal year 2023-24,⁵ this opinion certifies the need for no additional district court judgeships. The Court recognizes excess judicial capacity in the First District and the Second District based on the addition of a sixth district effective January 1, 2023, along with corresponding jurisdictional boundary changes in three existing districts. However, the Court continues to recommend that this excess capacity be addressed over time through attrition and therefore is not certifying the need to decrease any district court judgeships.

In September 2021, the District Court of Appeal Workload and Jurisdiction Assessment Committee determined that a sixth appellate district should be created in Florida and that accompanying changes should be made to the existing boundaries of the First, Second, and Fifth districts. The Committee further recommended that no existing district court judge's position be certified for elimination while that judge is in office and that no existing district court judge should have to change residence in order to remain in office as a result of the realignment of districts. In its fiscal year 2022-23 certification opinion, the Court concurred with the Committee's recommendation, stating:

The Court concurs with the Committee's recommendation that realignment of districts not result in decertification of judges or a requirement for judges to change their residence in order to remain in office....

Further, the Court recommends that the legislation implementing the territorial jurisdiction changes specify that vacancies will not be deemed to occur as a result of the changes and recommends that excess judicial capacity in a given district court be addressed over time through attrition, as guided by this Court's annual certification of the need for additional appellate judges. The creation of an additional district and changes to the territorial boundaries of other districts are milestone events that have not occurred since the creation of the Fifth District Court of Appeal in 1979. It will take some time to fully assess the impact of these changes on workload and judicial need for any given court and statewide.

In re Redefinition of App. Dists. & Certif. of Need for Add'l App. Judges, 345 So. 3d at 706.

The law creating a sixth district court of appeal and realigning the boundaries of the existing First, Second, and Fifth districts embodied this policy by specifying, in part:

No judicial vacancy may be deemed to occur as a result of the addition of a sixth appellate district or district realignment under this act. Effective January 1, 2023, a current district court of appeal judge residing in a county, the district of which is realigned under this act, shall be a district court of appeal judge of the new district where he or she resided on December 22, 2021.

Ch. 2022-163, § 15, Laws of Fla.

Based on the workload analysis the Court conducted for this first certification since the creation of a sixth district court of appeal, we have determined that there is an estimated excess capacity of one judgeship in the First District and three judgeships in the Second District. To address this situation, this Court recommends that during the 2023 Regular Session the Legislature consider enacting legislation that provides for reduction in the number of statutorily authorized district court judgeships based on attrition and without requiring a judge to vacate his or her position involuntarily. Such legislation could specify that, upon each occurrence of an event that otherwise would have resulted in a vacancy in the office of judge of the First District or Second District, the number of authorized judges shall be reduced by one, until a specified number of judges remain on each court; we recommend that eventually, after attrition, there be 12 judges authorized for each of those courts. The goal of the Court's recommended approach, consistent with last year's opinion on the creation of a new district court of appeal, is to address excess district court judicial capacity without prematurely ending an existing judge's judicial career.

The Court continues to use a verified, objective weighted caseload methodology as a primary basis for assessing judicial need in the district courts of appeal,⁶ as well as considering qualitative factors and other factors analogous to those it considers in assessing trial court workload. Based on that analysis, the Court does not certify the need to decrease judgeships in the district courts of appeal at this time. The Court does, however, recommend addressing excess judicial capacity in the First and Second Districts in the manner described above.

Notwithstanding legislative enactment of a statutory framework using attrition in the First District and Second District to rectify present excess capacity, the Court will continue to fulfill its constitutional obligation to determine the State's need for additional appellate judges among all six districts and to certify its recommendations concerning such need to the Legislature. As the Court noted in its certification opinion for fiscal year 2022-23, it will take some time to assess fully the effect of the jurisdictional boundary changes on workload and judicial need for any given district court and statewide. *In re Redefinition of App. Dists. & Certif. of Need for Add'l App. Judges*, 345 So. 3d at 706.

Conclusion

We have conducted quantitative and qualitative assessments of trial court and appellate court judicial workloads. Using the case-weighted methodology and the application of other factors identified in Florida Rule of General Practice and Judicial Administration 2.240, we certify the need for no additional trial court judgeships in Florida. We recommend a decrease of one county court judgeship in Brevard County. We certify no need for additional judgeships in the district courts of appeal. Finally, we recommend legislation to reduce the number of statutorily authorized judgeships in the First District and the Second District based on attrition and without requiring a judge to vacate his or her position involuntarily, as noted in this certification.

It is so ordered.

MUÑIZ, C.J., and CANADY, POLSTON, LABARGA, and COURIEL, JJ., concur.
GROSSHANS, J., concurs in part and dissents in part with an opinion.
FRANCIS, J., did not participate.

GROSSHANS, J., concurring in part and dissenting in part.

I agree with the majority's opinion except in one respect—that is, the decision to decrease one county court judgeship in Brevard County. In my view, the reasons given by the majority as support for not decreasing county court judgeships in three other counties weigh in favor of retaining the current number of county judgeships in Brevard County as well. I stress in particular the uncertainty in projecting judicial need following the COVID-19 pandemic and the acknowledged necessity of updating current case weights to accurately reflect case complexity and judicial workload—including the valuable time that county court judges expend in circuit court roles. I do not believe that the “multi-year trend” on which the majority relies, *see* majority op. at 8, negates the many substantial reasons for retaining the current number of county judgeships in Brevard County for now.

Accordingly, I respectfully dissent from the portion of the majority decision recommending a decrease of one county court judgeship in Brevard County. I concur in all other respects.

Original Proceeding—Certification of Need for Additional Judges

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 Our certification methodology relies primarily on case weights and calculations of available judge time to determine the need for additional trial court judges. *See* Fla. R. Gen. Prac. & Jud. Admin. 2.240.

³ Applying the weighted caseload methodology, only Nassau County would appear to be eligible for an additional county court judgeship. However, if the Court were to certify the need for that judgeship, the county would immediately fall below the workload threshold suggesting the need to decrease that same judgeship.

⁴ The requirements are now found in *In re COVID-19 Health and Safety Protocols and Emergency Operational Measures for Florida Appellate and Trial Courts*, Florida Administrative Order No. AOSC21-17, Amendment 3 (Jan. 8, 2022).

⁵ *See supra* note 1.

⁶ Our certification methodology relies primarily on the relative weight of cases disposed on the merits to determine the need for additional district court judges. *See* Fla. R. Gen. Prac. & Jud. Admin. 2.240.

COMMITTEES OF THE SENATE

(As released December 5, 2022)

Agriculture

Senator Collins, Chair; Senator Boyd, Vice Chair; Senators Baxley, Berman, Grall, Mayfield, Rouson, Simon, and Thompson

Appropriations

Senator Broxson, Chair; Senator Rouson, Vice Chair; Senators Avila, Baxley, Book, Bradley, Brodeur, Burgess, Davis, Grall, Gruters, Harrell, Hooper, Ingoglia, Martin, Perry, Pizzo, Polsky, and Powell

Appropriations Committee on Agriculture, Environment, and General Government

Senator Brodeur, Chair; Senator Berman, Vice Chair; Senators Albritton, Boyd, DiCeglie, Garcia, Grall, Gruters, Mayfield, Osgood, Polsky, Rodriguez, Stewart, and Trumbull

Appropriations Committee on Criminal and Civil Justice

Senator Bradley, Chair; Senator Powell, Vice Chair; Senators Baxley, Burgess, Hooper, Ingoglia, Martin, Pizzo, Rouson, Torres, Wright, and Yarborough

Appropriations Committee on Education

Senator Perry, Chair; Senator Jones, Vice Chair; Senators Avila, Book, Broxson, Burton, Calatayud, Collins, Davis, Harrell, Hutson, Simon, and Thompson

Appropriations Committee on Health and Human Services

Senator Harrell, Chair; Senator Garcia, Vice Chair; Senators Avila, Baxley, Book, Bradley, Brodeur, Burgess, Burton, Calatayud, Davis, Gruters, Martin, Osgood, Rouson, and Simon

Appropriations Committee on Transportation, Tourism, and Economic Development

Senator Hooper, Chair; Senator Trumbull, Vice Chair; Senators Collins, DiCeglie, Grall, Perry, Polsky, Powell, Stewart, Thompson, Wright, and Yarborough

Banking and Insurance

Senator Boyd, Chair; Senator DiCeglie, Vice Chair; Senators Broxson, Burgess, Burton, Hutson, Ingoglia, Mayfield, Powell, Thompson, Torres, and Trumbull

Children, Families, and Elder Affairs

Senator Garcia, Chair; Senator Thompson, Vice Chair; Senators Baxley, Book, Bradley, Brodeur, Ingoglia, and Rouson

Commerce and Tourism

Senator Trumbull, Chair; Senator Wright, Vice Chair; Senators DiCeglie, Gruters, Hooper, Hutson, Jones, Rodriguez, Stewart, and Torres

Community Affairs

Senator Calatayud, Chair; Senator Osgood, Vice Chair; Senators Baxley, Berman, Bradley, Brodeur, Gruters, Martin, and Pizzo

Criminal Justice

Senator Martin, Chair; Senator Bradley, Vice Chair; Senators Ingoglia, Perry, Pizzo, Polsky, Powell, and Yarborough

Education Postsecondary

Senator Grall, Chair; Senator Stewart, Vice Chair; Senators Book, Collins, Garcia, Harrell, Jones, Perry, Simon, and Yarborough

Education Pre-K -12

Senator Simon, Chair; Senator Burgess, Vice Chair; Senators Avila, Berman, Calatayud, Collins, Grall, Hutson, Jones, Osgood, Perry, and Yarborough

Environment and Natural Resources

Senator Rodriguez, Chair; Senator Harrell, Vice Chair; Senators Albritton, Martin, Mayfield, Polsky, Powell, Stewart, and Wright

Ethics and Elections

Senator Burgess, Chair; Senator Rouson, Vice Chair; Senators Avila, Garcia, Grall, Ingoglia, Martin, Mayfield, Polsky, and Powell

Finance and Tax

Senator Ingoglia, Chair; Senator Rodriguez, Vice Chair; Senators Albritton, Berman, Boyd, Broxson, Hutson, Jones, Mayfield, Pizzo, and Torres

Fiscal Policy

Senator Hutson, Chair; Senator Stewart, Vice Chair; Senators Albritton, Berman, Boyd, Burton, Calatayud, Collins, DiCeglie, Garcia, Jones, Mayfield, Osgood, Rodriguez, Simon, Thompson, Torres, Trumbull, Wright, and Yarborough

Governmental Oversight and Accountability

Senator Avila, Chair; Senator Polsky, Vice Chair; Senators Albritton, Davis, Hooper, Rodriguez, Rouson, and Wright

Health Policy

Senator Burton, Chair; Senator Brodeur, Vice Chair; Senators Albritton, Avila, Book, Broxson, Burgess, Calatayud, Davis, Garcia, Harrell, and Osgood

Judiciary

Senator Yarborough, Chair; Senator Burton, Vice Chair; Senators Albritton, Baxley, Book, Boyd, Broxson, DiCeglie, Harrell, Stewart, Thompson, and Trumbull

Military and Veterans Affairs, Space, and Domestic Security
 Senator Wright, Chair; Senator Torres, Vice Chair; Senators Berman, Calatayud, Collins, Pizzo, and Rodriguez

Reapportionment

(Membership to be considered at a later date, if needed.)

Regulated Industries

Senator Gruters, Chair; Senator Hooper, Vice Chair; Senators Bradley, Brodeur, Davis, Hutson, Jones, Osgood, Perry, and Simon

Rules

Senator Mayfield, Chair; Senator Perry, Vice Chair; Senators Baxley, Book, Boyd, Brodeur, Broxson, Burgess, Burton, DiCeglie, Garcia, Hooper, Hutson, Jones, Osgood, Rodriguez, Rouson, Simon, Torres, and Yarborough

Transportation

Senator DiCeglie, Chair; Senator Davis, Vice Chair; Senators Boyd, Broxson, Burton, Gruters, Hooper, Pizzo, Torres, and Trumbull

Select Committees:

Select Committee on Resiliency

Senator Albritton, Chair; Senator Pizzo, Vice Chair; Senators Avila, Berman, Bradley, Calatayud, Collins, Davis, Grall, Gruters, Harrell, Ingoglia, Martin, Polsky, Powell, Stewart, Thompson, Trumbull, and Wright

Joint Legislative Committees:

Joint Administrative Procedures Committee

Senator Ingoglia, Alternating Chair; Senators Burton, Grall, Osgood, and Rouson

Joint Committee on Public Counsel Oversight

Senator Gruters, Alternating Chair; Senators Burgess, Powell, Thompson, and Yarborough

Joint Legislative Auditing Committee

Senator Pizzo, Alternating Chair; Senators Brodeur, Davis, DiCeglie, and Simon

Joint Select Committee on Collective Bargaining

Senator Avila, Alternating Chair; Senators Collins, Hooper, Stewart, and Torres

Other Legislative Entity:

Joint Legislative Budget Commission

Senator Broxson, Alternating Chair; Senators Albritton, Book, Hutson, Mayfield, Perry, and Powell

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES — FINAL ACTION

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 1280.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

ADJOURNMENT

Pursuant to the motion by Senator Mayfield previously adopted, upon dissolution of the joint session at 12:03 p.m., the Senate adjourned for the purpose of holding committee meetings and conducting other Senate business to reconvene at 4:00 p.m., Wednesday, March 8 or upon call of the President.

SENATE PAGES

March 6-10, 2023

Ethan Bazak, Aventura; Magdalena Bianchi, Miami; Griffin Brunger, Melbourne; Matias Cabeza, Daytona Beach; Tanner Coleman, Naples; Brooklyn Daniels, Bristol; Timothy Dillehay, Fort Myers; Matthew Feirstein, Cooper City; Keegan Flury, Tallahassee; Luis Gonzalez, Miami; Angelica Harris, Tallahassee; Aubrey Justin, Tallahassee; Casper Khan-Bridgers, Naples; Cody McClellan, Blountstown; Kevyms Mendez-Cool, Homestead; Tionna Mikell, Cutler Bay; Pranav Prakash, Tallahassee; Ramzi Rosario, Miami; McKenna Sanders, Crawfordville; Harlem Sullivan, Cutler Bay; Tanay Warriar, Boca Raton; Ella West, Gainesville; Olivia Williams, Orlando



Journal of the Senate

Number 2—Regular Session

Wednesday, March 8, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 4:00 p.m. A quorum present—40:

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

PRAYER

The following prayer was offered by Reverend Beth Demme, Gray Memorial United Methodist Church, Tallahassee:

God of everything, your creation is amazing and your creativity is unparalleled. Just look at the individuals you've gathered here in this chamber: each of them fearfully and wonderfully made; each of them a unique creation; each of them equipped with a variety of gifts, talents, and life experiences. We celebrate your good work, God! We humbly pray that when you look at those gathered here, you are pleased by what you see. And we marvel with gratitude that you have called them to serve here—to serve the people of the State of Florida. Guide them to make our state the best it can be. By that, God, we mean make it what you want it to be. Open our hearts and minds to see your creativity in the diversity of humanity. Open our hearts and minds to enlarge our love for you and for each and every Floridian that we might see our neighbors as gifts from you. Bless each of these leaders that they might serve with a spirit of cooperation, guided always by their conscience and compassion. Thank you for all you have done, all you are doing, and all you will do. Amen.

PLEDGE

Senate Pages, Griffin Brunger of Melbourne; Matias Cabeza of Daytona Beach; and Harlem Sullivan of Cutler Bay, 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. Sean Daley of Sarasota, sponsored by Senator Gruters, as the doctor of the day. Dr. Daley specializes in anesthesiology.

SPECIAL ORDER CALENDAR

SB 32—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 8.0001, 10.201, 11.45, 14.2019, 16.71, 16.713, 16.715, 20.03, 22.03, 23.21, 24.103, 28.2457, 39.0016, 39.101, 44.1011, 45.011, 61.046, 83.43, 83.803, 90.5015, 90.801, 97.021, 98.065, 101.019, 101.292, 101.69, 106.08, 110.123, 110.501, 112.044, 112.0455, 112.061, 112.19, 112.26, 112.3144, 112.3187, 112.352, 112.353, 112.361, 112.625, 116.34, 121.021, 121.051, 125.0104, 125.488, 159.47, 163.32051, 166.0484, 175.261, 185.221, 205.022, 215.5551, 216.011, 251.001, 252.35, 282.319, 287.012, 287.057, 288.101, 288.9625, 290.007, 295.0185, 295.061, 322.051, 322.21, 327.371, 327.4108, 331.303, 331.3101, 332.0075, 337.023, 348.0305, 373.0363, 377.814, 379.2273, 381.00319, 381.0065, 383.145, 394.4573, 394.459, 394.9086, 395.1041, 395.1065, 400.141, 401.23, 409.1465, 409.147, 409.1664, 409.2557, 409.2564, 409.912, 414.1251, 415.102, 440.02, 440.14, 440.151, 440.385, 440.525, 455.32, 456.048, 456.076, 468.603, 471.038, 491.003, 491.0045, 491.009, 497.260, 550.002, 550.01215, 550.2625, 553.895, 560.141, 624.36, 626.321, 626.9891, 695.031, 705.101, 718.501, 719.501, 720.304, 741.313, 744.2111, 766.105, 768.28, 796.07, 815.062, 907.044, 943.10, 943.13, 946.502, 951.23, 960.0021, 961.06, 985.26, 1000.21, 1001.11, 1001.60, 1002.01, 1002.20, 1002.3105, 1002.33, 1002.37, 1002.394, 1002.42, 1002.43, 1002.455, 1003.01, 1003.03, 1003.21, 1003.26, 1003.4282, 1003.485, 1003.52, 1003.573, 1003.575, 1004.22, 1004.43, 1004.447, 1004.648, 1004.6496, 1004.65, 1004.79, 1006.0626, 1006.07, 1006.1493, 1006.28, 1006.73, 1007.33, 1008.24, 1008.47, 1009.21, 1009.286, 1009.89, 1009.895, and 1012.2315, 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 effective dates.

—was read the second time by title. On motion by Senator Mayfield, by two-thirds vote, **SB 32** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

Vote after roll call:

Yea—Boyd

SB 34—A reviser’s bill to be entitled An act relating to the Florida Statutes; repealing ss. 215.5601, 259.105(3)(m), 381.00652, 381.988(11), 400.962(6), 408.036(3)(n), 409.996(27), 1002.39, 1003.52(23), and 1006.33(5), F.S., and amending s. 341.052, 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 2023 Florida Statutes only through a reviser’s bill duly enacted by the Legislature; and amending ss. 381.0065, 1002.31, 1002.394, and 1002.421, F.S., to conform to the changes made by this act; providing an effective date.

—was read the second time by title. On motion by Senator Mayfield, by two-thirds vote, **SB 34** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

SB 36—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 400.9981, 408.0512, and 517.141, 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 rulemaking authority; providing an effective date.

—was read the second time by title. On motion by Senator Mayfield, by two-thirds vote, **SB 36** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

SB 38—A reviser’s bill to be entitled An act relating to the Florida Statutes; repealing ss. 10.11, 10.12, 10.13, 10.14, 10.15, 10.16, 10.17, 10.171, 10.18, and 10.181, F.S.; deleting provisions providing for apportionment of the districts of the State Senate and House of Representatives that have been superseded; providing an effective date.

—was read the second time by title. On motion by Senator Mayfield, by two-thirds vote, **SB 38** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

SB 40—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 2023 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2023 shall be effective immediately upon publication; providing that general laws enacted during the May 23-27, 2022, special session and prior thereto and not included in the Florida Statutes 2023 are repealed; providing that general laws enacted during the December 12-16, 2022, special session through the 2023 regular session are not repealed by this adoption act; providing an effective date.

—was read the second time by title. On motion by Senator Mayfield, by two-thirds vote, **SB 40** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

SB 42—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 39.0016, 1001.03, 1001.215, 1001.41, 1002.33, 1002.45, 1003.4282, 1003.499, 1003.4995, 1006.28, 1006.29, 1006.31, 1006.33, 1006.34, 1007.35, 1008.385, 1012.05, 1012.28, 1012.56, and 1012.72, F.S., to conform to section 10 of chapter 2022-16, Laws of Florida, which directs the Division of Law Revision to prepare a reviser’s bill to replace references to the term “Next Generation Sunshine State Standards” with the term “state academic standards” wherever the term appears in the Florida Statutes; providing effective dates.

—was read the second time by title. On motion by Senator Mayfield, by two-thirds vote, **SB 42** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

SB 44—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 381.915, 402.7305, 1001.60, 1003.491, 1007.33, and 1008.45, F.S., to conform to section 7 of chapter 2022-70, Laws of Florida, which directs the Division of Law Revision to prepare a reviser’s bill to replace references to the phrases “the Southern Association of Colleges and Schools,” “the Commission on Colleges of the Southern Association of Colleges and Schools,” and “the Southern Association of Colleges and Schools Commission on Colleges,” wherever they occur in the Florida Statutes, with the phrase “an accrediting agency or association recognized by the database created and maintained by the United States Department of Education”; providing an effective date.

—was read the second time by title. On motion by Senator Mayfield, by two-thirds vote, **SB 44** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

SPECIAL RECOGNITION

The President recognized Carlton Ward, Jr., a conservation photographer and National Geographic Explorer, who was present in the chamber in support of CS for SB 106, “Florida Shared-Use Non-motorized Trail Network.”

CS for SB 106—A bill to be entitled An act relating to the Florida Shared-Use Nonmotorized Trail Network; amending s. 260.014, F.S.; authorizing the Department of Environmental Protection to establish a program to recognize specified local communities as trail towns; amending s. 260.0142, F.S.; increasing the membership of the Florida Greenways and Trails Council; revising the duties of the council; defining the term “regionally significant trails”; amending s. 260.016, F.S.; revising the general powers of the department to include development and dissemination of criteria for prioritization of regionally significant trails within or connected to the Florida wildlife corridor; amending s.

288.1226, F.S.; revising the composition of the board of directors of the Florida Tourism Industry Marketing Corporation; amending s. 288.923, F.S.; specifying additional requirements for the marketing plan of the Division of Tourism Marketing; amending s. 320.072, F.S.; increasing the amount of funding the Department of Transportation is required to use for the Florida Shared-Use Nonmotorized Trail Network; amending s. 335.065, F.S.; revising the funding priorities for the Department of Transportation’s trail projects; amending s. 339.175, F.S.; revising required components of long-range transportation plans developed by metropolitan planning organizations; amending s. 339.81, F.S.; revising legislative findings and intent; clarifying the components that make up Florida Shared-Use Nonmotorized Trail Network; extending the Florida Shared-Use Nonmotorized Trail Network to lands of the Florida wildlife corridor; including certain connecting components as parts of the statewide network; increasing the amount the Department of Transportation is required to allocate for purposes of funding and maintaining projects within the Florida Shared-Use Nonmotorized Trail Network; requiring the department to give funding priority to specified trail projects; requiring the department to construct projects within the Florida wildlife corridor or on other specified lands using previously disturbed lands; requiring the department to coordinate with other state agencies to ensure recreation and public access in developing the planning and design of trails; requiring the department to program projects in the work program for development of the entire trail and to minimize creation of gaps between trail segments; requiring the department to ensure that local support exists for projects and trail segments; requiring metropolitan planning organizations or boards of county commissioners to include trails in project priorities; requiring the department to create and erect certain signage; authorizing the department and local governments to enter into a sponsorship agreement with certain entities for commercial sponsorship displays on multiuse trails and related facilities; requiring the department or local government to administer a sponsorship agreement and ensure that a sponsorship agreement complies with specified requirements; subjecting sponsorship agreements to specified federal laws and agreements; providing that no proprietary or compensable interest in any sign, display site, or location is created; requiring the Department of Transportation, in coordination with the Department of Environmental Protection, to submit a report by a certain date, and at specified intervals thereafter, to the Governor and the Legislature summarizing the status of the Florida Shared-Use Nonmotorized Trail Network; authorizing the Department of Transportation to include in the report its recommendations for legislative revisions that would facilitate connectivity of the statewide network; requiring that specified items be included in the report; requiring the department to coordinate with certain entities regarding certain items in the report; providing an appropriation; providing for construction; authorizing the department to take certain action regarding funding for the trail network projects in response to appropriations made by the act; providing an effective date.

—was read the second time by title. On motion by Senator Brodeur, by two-thirds vote, **CS for SB 106** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

CS for SB 102—A bill to be entitled An act relating to housing; providing a short title; amending s. 125.0103, F.S.; deleting the authority of local governments to adopt or maintain laws, ordinances, rules, or other measures that would have the effect of imposing controls on rents; amending s. 125.01055, F.S.; revising applicability for areas of

critical state concern; specifying requirements for, and restrictions on, counties in approving certain housing developments; providing for future expiration; amending s. 125.379, F.S.; revising the date by which counties must prepare inventory lists of real property; requiring counties to make the inventory lists publicly available on their websites; authorizing counties to use certain properties for affordable housing through a long-term land lease; revising requirements for counties relating to inventory lists of certain property for affordable housing; providing that counties are encouraged to adopt best practices for surplus land programs; amending s. 166.04151, F.S.; revising applicability for areas of critical state concern; specifying requirements for, and restrictions on, municipalities in approving applications for certain housing developments; providing for future expiration; amending s. 166.043, F.S.; deleting the authority of local governments to adopt or maintain laws, ordinances, rules, or other measures that would have the effect of imposing controls on rents; amending s. 166.0451, F.S.; revising the date by which municipalities must prepare inventory lists of real property; requiring municipalities to make the inventory lists publicly available on their websites; authorizing municipalities to use certain properties for affordable housing through a long-term land lease; revising requirements for municipalities relating to inventory lists of certain property for affordable housing; providing that municipalities are encouraged to adopt best practices for surplus land programs; amending s. 196.1978, F.S.; providing an exemption from ad valorem taxation for land that meets certain criteria; providing applicability; providing for future repeal; defining terms; providing an ad valorem tax exemption for portions of property in a multifamily project if certain conditions are met; providing that vacant units may be eligible for the exemption under certain circumstances; specifying percentages of the exemption for qualified properties; specifying requirements for applying for the exemption with the property appraiser; specifying requirements for requesting certification from the Florida Housing Finance Corporation; specifying requirements for the corporation in reviewing requests, certifying property, and posting deadlines for applications; specifying requirements for property appraisers in reviewing and granting exemptions and for improperly granted exemptions; providing a penalty; providing limitations on eligibility; specifying requirements for a rental market study; authorizing the corporation to adopt rules; providing applicability; providing for future repeal; creating s. 196.1979, F.S.; authorizing local governments to adopt ordinances to provide an ad valorem tax exemption for portions of property used to provide affordable housing meeting certain requirements; specifying requirements and limitations for the exemption; providing that vacant units may be eligible for the exemption under certain circumstances; specifying requirements for ordinances granting an exemption; specifying requirements for a rental market study; providing that ordinances must expire within a certain timeframe; requiring the property appraiser to take certain action in response to an improperly granted exemption; providing a penalty; providing applicability; amending s. 201.15, F.S.; suspending, for a specified period, the General Revenue Fund service charge on documentary stamp tax collections; providing for specified amounts of such collections to be credited to the State Housing Trust Fund for certain purposes; providing for certain amounts to be credited to the General Revenue Fund under certain circumstances; prohibiting the transfer of such funds to the General Revenue Fund in the General Appropriations Act; providing for the future expiration and reversion of specified statutory text; amending s. 212.08, F.S.; revising the total amount of community contribution tax credits which may be granted for certain projects; defining terms; providing a sales tax exemption for building materials used in the construction of affordable housing units; defining terms; specifying eligibility requirements; specifying requirements for applying for a sales tax refund with the Department of Revenue; specifying requirements for and limitations on refunds; providing requirements for the department in issuing refunds; authorizing the department to adopt rules; providing applicability; amending s. 213.053, F.S.; authorizing the department to make certain information available to the corporation to administer the Live Local Program; creating s. 215.212, F.S.; prohibiting the deduction of the General Revenue Fund service charge on documentary stamp tax proceeds; providing for future repeal; amending s. 215.22, F.S.; conforming a provision to changes made by the act; providing for the future expiration and reversion of specified statutory text; amending s. 220.02, F.S.; specifying the order of application of Live Local Program tax credits against the state corporate income tax; amending s. 220.13, F.S.; specifying requirements for the addition to adjusted federal income of amounts taken as a credit under the Live Local Program; amending s. 220.183, F.S.; conforming a provision to changes made by the act; amending s. 220.186, F.S.; providing applicability of Live Local Program tax credits to the Florida alternative minimum tax credit; creating s. 220.1878, F.S.; providing a credit against the state corporate income tax under the Live Local Program; specifying requirements and procedures for making eligible contribu-

tions and claiming the credit; amending s. 220.222, F.S.; requiring returns filed in connection with the Live Local Program tax credits to include the amount of certain credits; amending s. 253.034, F.S.; modifying requirements for the analysis included in land use plans; making technical changes; amending s. 253.0341, F.S.; requiring that local government requests for the state to surplus conservation or non-conservation lands for any means of transfer be expedited throughout the surplus process; amending s. 288.101, F.S.; authorizing the Governor, under the Florida Job Growth Grant Fund, to approve state or local public infrastructure projects to facilitate the development or construction of affordable housing; providing for future repeal; amending s. 420.0003, F.S.; revising legislative intent for, and policies of, the state housing strategy; revising requirements for the implementation of the strategy; revising duties of the Shimberg Center for Housing Studies at the University of Florida; requiring the Office of Program Policy Analysis and Government Accountability to evaluate specified strategies, policies, and programs at specified intervals; specifying requirements for the office's analyses; authorizing rule amendments; amending s. 420.503, F.S.; revising the definition of the term "qualified contract" for purposes of the Florida Housing Finance Corporation Act; amending s. 420.504, F.S.; revising the composition of the corporation's board of directors; providing specifications for filling vacancies on the board of directors; amending s. 420.507, F.S.; specifying a requirement for the corporation's annual budget request to the Secretary of Economic Opportunity; providing for the future expiration and reversion of specified statutory text; amending s. 420.5087, F.S.; revising prioritization of funds for the State Apartment Incentive Loan Program; creating s. 420.50871, F.S.; specifying requirements for, and authorized actions by, the corporation in allocating certain increased revenues during specified fiscal years to finance certain housing projects; providing construction; providing for future repeal; providing a directive to the Division of Law Revision; creating s. 420.50872, F.S.; defining terms; creating the Live Local Program; specifying responsibilities of the corporation; specifying the annual tax credit cap; specifying requirements for applying for tax credits with the department; providing requirements for the carryforward of credits; specifying restrictions on, and requirements for, the conveyance, transfer, or assignment of credits; providing requirements and procedures for the rescindment of credits; specifying procedures for calculating underpayments and penalties; providing construction; authorizing the department and the corporation to develop a cooperative agreement; authorizing the department to adopt rules; requiring the department to annually notify certain taxpayers of certain information; creating s. 420.5096, F.S.; providing legislative findings; creating the Florida Hometown Hero Program for a specified purpose; authorizing the corporation to underwrite and make certain mortgage loans; specifying terms for such loans and requirements for borrowers; authorizing loans made under the program to be used for the purchase of certain manufactured homes; providing construction; amending s. 420.531, F.S.; authorizing the Florida Housing Corporation to contract with certain entities to provide technical assistance to local governments in establishing selection criteria for proposals to use certain property for affordable housing purposes; amending s. 420.6075, F.S.; making technical changes; amending s. 553.792, F.S.; requiring local governments to maintain on their websites a policy relating to the expedited processing of certain building permits and development orders; amending s. 624.509, F.S.; specifying the order of application of Live Local Program tax credits against the insurance premium tax; amending s. 624.5105, F.S.; conforming a provision to changes made by the act; creating s. 624.51058, F.S.; providing a credit against the insurance premium tax under the Live Local Program; providing a requirement for making eligible contributions; providing construction; providing applicability; exempting a certain initiative from certain evacuation time constraints; specifying that certain comprehensive plan amendments are valid; authorizing certain local governments to adopt local ordinances or regulations for certain purposes; authorizing the department to adopt emergency rules; providing for future expiration of such rulemaking authority; providing appropriations; providing a declaration of important state interest; providing effective dates.

—was read the second time by title.

Senator Calatayud moved the following amendment which was adopted:

Amendment 1 (141026)—Delete line 2498 and insert:
320.01(2)(b), which were constructed after July 13, 1994; which are permanently affixed to real property in this state, whether owned or leased by the borrower; and

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

Senator Calatayud moved the following amendment which was adopted:

Amendment 2 (887768)—Delete lines 328-475 and insert:
residential as allowable uses in any area zoned for commercial, industrial, or mixed use if at least 40 percent of the residential units in a proposed multifamily rental development are, for a period of at least 30 years, affordable as defined in s. 420.0004. Notwithstanding any other law, local ordinance, or regulation to the contrary, a county may not require a proposed multifamily development to obtain a zoning or land use change, special exception, conditional use approval, variance, or comprehensive plan amendment for the building height, zoning, and densities authorized under this subsection. For mixed-use residential projects, at least 65 percent of the total square footage must be used for residential purposes.

(b) *A county may not restrict the density of a proposed development authorized under this subsection below the highest allowed density on any unincorporated land in the county where residential development is allowed.*

(c) *A county may not restrict the height of a proposed development authorized under this subsection below the highest currently allowed height for a commercial or residential development located in its jurisdiction within 1 mile of the proposed development or 3 stories, whichever is higher.*

(d) *A proposed development authorized under this subsection must be administratively approved and no further action by the board of county commissioners is required if the development satisfies the county's land development regulations for multifamily developments in areas zoned for such use and is otherwise consistent with the comprehensive plan, with the exception of provisions establishing allowable densities, height, and land use. Such land development regulations include, but are not limited to, regulations relating to setbacks and parking requirements.*

(e) *A county must consider reducing parking requirements for a proposed development authorized under this subsection if the development is located within one-half mile of a major transit stop, as defined in the county's land development code, and the major transit stop is accessible from the development.*

(f) *For proposed multifamily developments in an unincorporated area zoned for commercial or industrial use which is within the boundaries of a multicounty independent special district that was created to provide municipal services and is not authorized to levy ad valorem taxes, and less than 20 percent of the land area within such district is designated for commercial or industrial use, a county must authorize, as provided in this subsection, such development only if the development is mixed-use residential.*

(g) *Except as otherwise provided in this subsection, a development authorized under this subsection must comply with all applicable state and local laws and regulations.*

(h) *This subsection does not apply to property defined as recreational and commercial working waterfront in s. 342.201(2)(b) in any area zoned as industrial.*

(i) *This subsection expires October 1, 2033.*

Section 4. Section 125.379, Florida Statutes, is amended to read:

125.379 Disposition of county property for affordable housing.—

(1) *By October 1, 2023 July 1, 2007, and every 3 years thereafter, each county shall prepare an inventory list of all real property within its jurisdiction to which the county or any dependent special district within its boundaries holds fee simple title which that is appropriate for use as affordable housing. The inventory list must include the address and legal description of each such real property and specify whether the property is vacant or improved. The governing body of the county must review the inventory list at a public hearing and may revise it at the conclusion of the public hearing. The governing body of the county shall adopt a resolution that includes an inventory list of such property following the public hearing. Each county shall make the inventory list publicly available on its website to encourage potential development.*

(2) *The properties identified as appropriate for use as affordable housing on the inventory list adopted by the county may be used for affordable housing through a long-term land lease requiring the development and maintenance of affordable housing, offered for sale and the proceeds used to purchase land for the development of affordable housing or to increase the local government fund earmarked for affordable housing, or may be sold with a restriction that requires the development of the property as permanent affordable housing, or may be donated to a nonprofit housing organization for the construction of permanent affordable housing. Alternatively, the county or special district may otherwise make the property available for use for the production and preservation of permanent affordable housing. For purposes of this section, the term "affordable" has the same meaning as in s. 420.0004(3).*

(3) *Counties are encouraged to adopt best practices for surplus land programs, including, but not limited to:*

(a) *Establishing eligibility criteria for the receipt or purchase of surplus land by developers;*

(b) *Making the process for requesting surplus lands publicly available; and*

(c) *Ensuring long-term affordability through ground leases by retaining the right of first refusal to purchase property that would be sold or offered at market rate and by requiring reversion of property not used for affordable housing within a certain timeframe.*

Section 5. Subsections (5) and (6) of section 166.04151, Florida Statutes, are amended, and subsection (7) is added to that section, to read:

166.04151 Affordable housing.—

(5) *Subsection (4) (2) does not apply in an area of critical state concern, as designated by s. 380.0552 or chapter 28-36, Florida Administrative Code.*

(6) *Notwithstanding any other law or local ordinance or regulation to the contrary, the governing body of a municipality may approve the development of housing that is affordable, as defined in s. 420.0004, including, but not limited to, a mixed-use residential development, on any parcel zoned for residential, commercial, or industrial use. If a parcel is zoned for commercial or industrial use, an approval pursuant to this subsection may include any residential development project, including a mixed-use residential development project, so long as at least 10 percent of the units included in the project are for housing that is affordable and the developer of the project agrees not to apply for or receive funding under s. 420.5087. The provisions of this subsection are self-executing and do not require the governing body to adopt an ordinance or a regulation before using the approval process in this subsection.*

(7)(a) *A municipality must authorize multifamily and mixed-use residential as allowable uses in any area zoned for commercial, industrial, or mixed use if at least 40 percent of the residential units in a proposed multifamily rental development are, for a period of at least 30 years, affordable as defined in s. 420.0004. Notwithstanding any other law, local ordinance, or regulation to the contrary, a municipality may not require a proposed multifamily development to obtain a zoning or land use change, special exception, conditional use approval, variance, or comprehensive plan amendment for the building height, zoning, and densities authorized under this subsection. For mixed-use residential projects, at least 65 percent of the total square footage must be used for residential purposes.*

(b) *A municipality may not restrict the density of a proposed development authorized under this subsection below the highest allowed density on any land in the municipality where residential development is allowed.*

(c) *A municipality may not restrict the height of a proposed development authorized under this subsection below the highest currently allowed height for a commercial or residential development located in its jurisdiction within 1 mile of the proposed development or 3 stories, whichever is higher.*

(d) A proposed development authorized under this subsection must be administratively approved and no further action by the governing body of the municipality is required if the development satisfies the municipality's land development regulations for multifamily developments in areas zoned for such use and is otherwise consistent with the comprehensive plan, with the exception of provisions establishing allowable densities, height, and land use. Such land development regulations include, but are not limited to, regulations relating to setbacks and parking requirements.

(e) A municipality must consider reducing parking requirements for a proposed development authorized under this subsection if the development is located within one-half mile of a major transit stop, as defined in the municipality's land development code, and the major transit stop is accessible from the development.

(f) A municipality that designates less than 20 percent of the land area within its jurisdiction for commercial or industrial use must authorize a proposed multifamily development as provided in this subsection in areas zoned for commercial or industrial use only if the proposed multifamily development is mixed-use residential.

(g) Except as otherwise provided in this subsection, a development authorized under this subsection must comply with all applicable state and local laws and regulations.

(h) This subsection does not apply to property defined as recreational and commercial working waterfront in s. 342.201(2)(b) in any area zoned as industrial.

(i) This subsection expires October 1, 2033.

MOTIONS

On motion by Senator Mayfield, the time of adjournment was extended until 6:30 p.m.

On motion by Senator Calatayud, by two-thirds vote, **CS for SB 102**, as amended, was read the third time by title, passed by the required constitutional two-thirds vote of the membership, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

CS for CS for SB 170—A bill to be entitled An act relating to local ordinances; amending s. 57.112, F.S.; authorizing courts to assess and award reasonable attorney fees and costs and damages in certain civil actions filed against local governments; specifying a limitation on awards and a restriction on fees and costs of certain litigation; providing construction and applicability; amending s. 125.66, F.S.; providing certain procedures for continued meetings on proposed ordinances for counties; providing for construction and retroactive application; requiring a board of county commissioners to prepare or cause to be prepared a business impact estimate before the enactment of a proposed ordinance; specifying requirements for the posting and content of the estimate; providing construction and applicability; creating s. 125.675,

F.S.; requiring a county to suspend enforcement of an ordinance that is the subject of a certain legal action if certain conditions are met; authorizing a prevailing county to enforce the ordinance after a specified period, except under certain circumstances; requiring courts to give priority to certain cases; providing construction relating to an attorney's or a party's signature; requiring a court to impose sanctions under certain circumstances; providing applicability; authorizing courts to award attorney fees and costs and damages if certain conditions are met; amending s. 166.041, F.S.; providing certain procedures for continued meetings on proposed ordinances for municipalities; providing for construction and retroactive application; requiring a governing body of a municipality to prepare or cause to be prepared a business impact estimate before the enactment of a proposed ordinance; specifying requirements for the posting and content of the estimate; providing construction and applicability; creating s. 166.0411, F.S.; requiring a municipality to suspend enforcement of an ordinance that is the subject of a certain legal action if certain conditions are met; authorizing a prevailing municipality to enforce the ordinance after a specified period, except under certain circumstances; requiring courts to give priority to certain cases; providing construction relating to an attorney's or a party's signature; requiring a court to impose sanctions under certain circumstances; providing applicability; authorizing courts to award attorney fees and costs and damages if certain conditions are met; amending ss. 163.2517, 163.3181, 163.3215, 376.80, 497.270, 562.45, and 847.0134, F.S.; conforming cross-references and making technical changes; providing a declaration of important state interest; providing effective dates.

—was read the second time by title.

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

Senator Trumbull moved the following amendment which was adopted:

Amendment 1 (654388) (with title amendment)—Delete lines 113-298 and insert:

Section 2. Effective upon becoming a law, subsection (7) is added to section 125.66, Florida Statutes, to read:

125.66 Ordinances; enactment procedure; emergency ordinances; rezoning or change of land use ordinances or resolutions.—

(7) Consideration of the proposed ordinance or resolution at a properly noticed meeting may be continued to a subsequent meeting if, at the scheduled meeting, the date, time, and place of the subsequent meeting is publicly stated. No further publication, mailing, or posted notice as required under this section is required, except that the continued consideration must be listed in an agenda or similar communication produced for the subsequent meeting. This subsection is remedial in nature, is intended to clarify existing law, and shall apply retroactively except as to a court challenge under this section that was filed by January 1, 2023.

Section 3. Present subsections (3) through (7) of section 125.66, Florida Statutes, as amended by this act, are redesignated as subsections (4) through (8), respectively, a new subsection (3) is added to that section, and paragraph (a) of subsection (2) of that section is amended, to read:

125.66 Ordinances; enactment procedure; emergency ordinances; rezoning or change of land use ordinances or resolutions.—

(2)(a) The regular enactment procedure ~~is shall be~~ as follows: The board of county commissioners at any regular or special meeting may enact or amend any ordinance, except as provided in subsection (5) (4), if notice of intent to consider such ordinance is given at least 10 days before such meeting by publication as provided in chapter 50. A copy of such notice ~~must shall~~ be kept available for public inspection during the regular business hours of the office of the clerk of the board of county commissioners. The notice of proposed enactment ~~must shall~~ state the date, time, and place of the meeting; the title or titles of proposed ordinances; and the place or places within the county where such proposed ordinances may be inspected by the public. The notice ~~must shall~~ also advise that interested parties may appear at the meeting and be heard with respect to the proposed ordinance.

(3)(a) Before the enactment of a proposed ordinance, the board of county commissioners shall prepare or cause to be prepared a business impact estimate in accordance with this subsection. The business impact estimate must be posted on the county's website no later than the date the notice of proposed enactment is published pursuant to paragraph (2)(a) and must include all of the following:

1. A summary of the proposed ordinance, including a statement of the public purpose to be served by the proposed ordinance, such as serving the public health, safety, morals, and welfare of the county.

2. An estimate of the direct economic impact of the proposed ordinance on private, for-profit businesses in the county, including the following, if any:

a. An estimate of direct compliance costs that businesses may reasonably incur if the ordinance is enacted.

b. Identification of any new charge or fee on businesses subject to the proposed ordinance or for which businesses will be financially responsible.

c. An estimate of the county's regulatory costs, including an estimate of revenues from any new charges or fees that will be imposed on businesses to cover such costs.

3. A good faith estimate of the number of businesses likely to be impacted by the ordinance.

4. Any additional information the board determines may be useful.

(b) This subsection may not be construed to require a county to procure an accountant or other financial consultant to prepare the business impact estimate required by this subsection.

(c) This subsection does not apply to:

1. Ordinances required for compliance with federal or state law or regulation;

2. Ordinances relating to the issuance or refinancing of debt;

3. Ordinances relating to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;

4. Ordinances required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by a county government;

5. Emergency ordinances;

6. Ordinances relating to procurement; or

7. Ordinances enacted to implement the following:

a. Part II of chapter 163, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements, and development permits;

b. Sections 190.005 and 190.046;

c. Section 553.73, relating to the Florida Building Code; or

d. Section 633.202, relating to the Florida Fire Prevention Code.

Section 4. Section 125.675, Florida Statutes, is created to read:

125.675 *Legal challenges to certain recently enacted ordinances.*—

(1) A county must suspend enforcement of an ordinance that is the subject of an action challenging the ordinance's validity on the grounds that it is expressly preempted by the State Constitution or by state law or is arbitrary or unreasonable if:

(a) The action was filed with the court no later than 90 days after the adoption of the ordinance;

(b) The plaintiff requests suspension in the initial complaint or petition, citing this section; and

(c) The county has been served with a copy of the complaint or petition.

(2) When the plaintiff appeals a final judgment finding that an ordinance is valid and enforceable, the county may enforce the ordinance 45 days after the entry of the order unless the plaintiff obtains a stay of the lower court's order.

(3) The court shall give cases in which the enforcement of an ordinance is suspended under this section priority over other pending cases and shall render a preliminary or final decision on the validity of the ordinance as expeditiously as possible.

(4) The signature of an attorney or a party constitutes a certificate that he or she has read the pleading, motion, or other paper and that, to the best of his or her knowledge, information, and belief formed after reasonable inquiry, it is not interposed for any improper purpose, such as to harass or to cause unnecessary delay, or for economic advantage, competitive reasons, or frivolous purposes or needless increase in the cost of litigation. If a pleading, motion, or other paper is signed in violation of these requirements, the court, upon its own initiative or upon favorably ruling on a party's motion for sanctions, must impose upon the person who signed it, a represented party, or both, an appropriate sanction, which may include an order to pay to the other party or parties the amount of reasonable expenses incurred because of the filing of the pleading, motion, or other paper, including reasonable attorney fees.

(5) This section does not apply to:

(a) Ordinances required for compliance with federal or state law or regulation;

(b) Ordinances relating to the issuance or refinancing of debt;

(c) Ordinances relating to the adoption of budgets or budget amendments, including revenue sources necessary to fund the budget;

(d) Ordinances required to implement a contract or an agreement, including, but not limited to, any federal, state, local, or private grant, or other financial assistance accepted by a county government;

(e) Emergency ordinances;

(f) Ordinances relating to procurement; or

(g) Ordinances enacted to implement the following:

1. Part II of chapter 163, relating to growth policy, county and municipal planning, and land development regulation, including zoning, development orders, development agreements, and development permits;

2. Sections 190.005 and 190.046;

3. Section 553.73, relating to the Florida Building Code; or

4. Section 633.202, relating to the Florida Fire Prevention Code.

(6) The court may award attorney fees and costs and damages as provided in s. 57.112.

Section 5. Effective upon becoming a law, paragraph (d) is added to subsection (3) of section 166.041, Florida Statutes, and paragraph (a) of that subsection is amended, to read:

166.041 Procedures for adoption of ordinances and resolutions.—

(3)(a) Except as provided in paragraphs ~~paragraph~~ (c) and (d), a proposed ordinance may be read by title, or in full, on at least 2 separate days and shall, at least 10 days prior to adoption, be noticed once in a newspaper of general circulation in the municipality. The notice of proposed enactment shall state the date, time, and place of the meeting; the title or titles of proposed ordinances; and the place or places within the municipality where such proposed ordinances may be inspected by the public. The notice shall also advise that interested parties may appear at the meeting and be heard with respect to the proposed ordinance.

(d) Consideration of the proposed ordinance at a meeting properly noticed pursuant to this subsection may be continued to a subsequent

meeting if, at the meeting, the date, time, and place of the subsequent meeting is publicly stated. No further publication, mailing, or posted notice as required under this subsection is required, except that the continued consideration must be listed in an agenda or similar communication produced for the subsequent meeting. This paragraph is remedial in nature, is intended to clarify existing law, and shall apply retroactively except as to a court challenge under this section that was filed by January 1, 2023.

And the title is amended as follows:

Delete line 10 and insert: meetings on proposed ordinances and resolutions for counties;

MOTIONS

On motion by Senator Mayfield, the time of adjournment was extended until 7:00 p.m.

On motion by Senator Trumbull, by two-thirds vote, **CS for CS for SB 170**, as amended, was read the third time by title, passed by the required constitutional two-thirds vote of the membership, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—29

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Simon
Bradley	Gruters	Stewart
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough
Burton	Ingolia	

Nays—11

Berman	Osgood	Rouson
Book	Pizzo	Thompson
Davis	Polsky	Torres
Jones	Powell	

MOTIONS

On motion by Senator Mayfield, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

INTRODUCTION OF FORMER SENATORS

The President recognized former Senator Kevin Rader who was present in the chamber.

BILLS ON SPECIAL ORDERS

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, 2023: SB 32, SB 34, SB 36, SB 38, SB 40, SB 42, SB 44, CS for SB 106, CS for SB 102, CS for CS for SB 170.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

REPORTS OF COMMITTEES

The Committee on Community Affairs recommends the following pass: SB 942

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

The Committee on Agriculture recommends the following pass: SB 292; SB 674

The bills were referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Judiciary recommends the following pass: SB 508

The bill was referred to the Appropriations Committee on Criminal and Civil Justice under the original reference.

The Committee on Agriculture recommends the following pass: SB 518

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 444

The Committee on Judiciary recommends the following pass: SB 662

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SB 348

The bills contained in the foregoing reports were referred to the Committee on Education Pre-K -12 under the original reference.

The Committee on Community Affairs recommends the following pass: SB 114; SB 358

The bills were referred to the Committee on Finance and Tax under the original reference.

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 234

The bill was referred to the Committee on Fiscal Policy under the original reference.

The Committee on Community Affairs recommends the following pass: SB 216

The Committee on Education Postsecondary recommends the following pass: SB 596

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

The Committee on Education Postsecondary recommends the following pass: SB 542; SB 846

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

The Committee on Community Affairs recommends the following pass: SB 408

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 108

The Committee on Judiciary recommends the following pass: SB 164; SB 218

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 678

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 536

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 136

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 382

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

The Committee on Judiciary recommends committee substitutes for the following: SB 130; SB 1098

The bills with committee substitute attached were referred to the Committee on Children, Families, and Elder Affairs under the original reference.

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 Community Affairs under the original reference.

The Committee on Education Postsecondary recommends a committee substitute for the following: SB 598

The bill with committee substitute attached was 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 450

The Committee on Education Pre-K -12 recommends committee substitutes for the following: SB 308; SB 636

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 574

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 Education Postsecondary recommends a committee substitute for the following: SB 732

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 226

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 214

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: CS for SB 418

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Regulated Industries recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Gaming Control Commission	
Appointees: Brown, Julie I.	01/01/2024
D'Aquila, John M.	01/01/2025
Drago, Charles W.	01/01/2025
Florida Public Service Commission	
Appointees: Clark, Gary F.	01/01/2027
Passidomo, Gabriella	01/01/2027

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 Senators Berman, Book, Hutson, and Garcia—

CS for SB 130—A bill to be entitled An act relating to domestic violence; providing a short title; amending s. 61.13, F.S.; requiring the court with jurisdiction over the proceeding to consider certain factors in deciding whether shared parental responsibility is detrimental to the child; making technical and conforming changes; providing additional conduct regarding domestic violence which the court must consider when ordering a parenting plan; amending s. 741.30, F.S.; providing an additional factor that the court must consider in determining whether a petitioner of a domestic violence injunction is in imminent danger; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Gruters and Stewart—

CS for SB 136—A bill to be entitled An act relating to the Florida Kratom Consumer Protection Act; creating s. 501.9745, F.S.; providing a short title; defining terms; prohibiting processors from selling, preparing, distributing, or exposing for sale certain kratom products; prohibiting processors from distributing, selling, or exposing for sale a kratom product to an individual under 21 years of age; requiring processors to annually register kratom products with the Department of Agriculture and Consumer Services; providing requirements for such registration; requiring processors to report certain violations and adverse events to the department; providing for the revocation of a processor's kratom product registration under certain circumstances; pro-

viding civil penalties; providing an exception; requiring the department to adopt rules; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Burgess—

CS for SB 214—A bill to be entitled An act relating to sales of firearms and ammunition; amending s. 790.335, F.S.; providing legislative findings; prohibiting payment settlement entities, merchant acquiring entities, or third party settlement organizations from assigning merchant category codes or otherwise classifying merchants of firearms or ammunition separately from general merchandise or sporting goods retailers; prohibiting entities involved in facilitating or processing payment card transactions from assigning to or requiring a merchant to use certain merchant category codes; authorizing a merchant of firearms or ammunition to be assigned or to use certain merchant category codes; specifying that any agreement or contractual provision to the contrary is void and in violation of the public policy of this state; authorizing the Department of Agriculture and Consumer Services to investigate certain alleged violations and bring administrative actions; providing an exception to complaint investigations by state attorneys; making technical changes; providing an effective date.

By the Committees on Children, Families, and Elder Affairs; and Judiciary; and Senator Berman—

CS for CS for SB 226—A bill to be entitled An act relating to support for dependent adult children; creating s. 61.1255, F.S.; providing legislative intent; defining the term “dependent adult child”; requiring that certain rights of the parents of a dependent adult child be established in a guardianship proceeding; providing construction; specifying individuals who may file a suit to establish support for a dependent adult child; specifying a timeframe during which such suits may be filed; providing an exception; specifying procedures for establishing support; specifying who may receive such support before and after the dependent adult child reaches the age of 18; providing construction; authorizing the court to assign support to certain trusts established for a dependent adult child; prohibiting the Department of Revenue from filing petitions to establish, modify, or enforce certain support orders; amending s. 61.13, F.S.; conforming a provision to changes made by the act; specifying that a child support order does not terminate on the child’s 18th birthday in certain circumstances; specifying that a court may modify a child support order for adult children in certain circumstances; authorizing either parent to consent to mental health treatment for a child in certain circumstances unless stated otherwise in the parenting plan; amending s. 61.29, F.S.; providing that child support guidelines do not apply to certain cases; amending s. 61.30, F.S.; conforming a provision to changes made by the act; creating s. 61.31, F.S.; providing factors a court must consider when determining the amount of child support for a dependent adult child; authorizing a court to assign support to certain trusts established for a dependent adult child for a specified purpose; requiring the court to consider certain state and federal programs and benefits when making its decisions; prohibiting the court from ordering support that will cause ineligibility for certain programs; amending s. 393.12, F.S.; providing an additional circumstance under which a guardian advocate must be represented by an attorney in guardianship proceedings; specifying that petitions to appoint a guardian advocate for a person with disabilities may include certain requests for support from the person’s parents; providing construction; amending ss. 742.031 and 742.06, F.S.; conforming provisions to changes made by the act; creating s. 744.1013, F.S.; assigning jurisdiction over petitions for support of dependent adult children to the guardianship court; specifying who may receive such support for dependent adult children over the age of 18; authorizing a court to assign support to certain trusts established for a dependent adult child for a specified purpose; specifying that such support orders supersede any orders entered under certain other provisions; amending s. 744.3021, F.S.; conforming provisions to changes made by the act; creating s. 744.422, F.S.; authorizing a guardian of a dependent adult child to petition the court for certain support payments from the dependent adult child’s parents in certain circumstances; specifying that the amount of such support is determined pursuant to certain provisions; providing construction; providing an effective date.

By the Committee on Education Pre-K -12; and Senators Collins, Grall, and Perry—

CS for SB 308—A bill to be entitled An act relating to interscholastic activities; amending ss. 1002.33 and 1006.15, F.S.; authorizing charter school students to participate in interscholastic extracurricular activities at private schools under certain circumstances; amending s. 1006.20, F.S.; requiring the Florida High School Athletic Association (FHSAA) to allow any school joining the organization by sport to participate in the championship contest or series of contests for that sport; providing that the Commissioner of Education may direct the FHSAA to revise its bylaws at any time; requiring that any changes to the FHSAA bylaws be ratified by the State Board of Education; deleting a requirement that the appointing authority of members of the FHSAA Board of Directors make appointments that reflect the demographic and population trends of this state; revising the composition of the board of directors; providing that all appointed board members be appointed by the Governor and confirmed by the Senate; requiring that the hiring of the FHSAA executive director be ratified by the State Board of Education; requiring that the budget adopted by the board of directors be ratified by the State Board of Education; requiring a majority vote of the board of directors for the approval of legislative recommendations from the representative assembly; creating s. 1006.185, F.S.; requiring each approved athletic association whose membership includes public schools to allow each participating school to make opening remarks at certain athletic contests; providing requirements for the remarks; providing an effective date.

By the Committee on Criminal Justice; and Senator Bradley—

CS for SB 382—A bill to be entitled An act relating to compensation for wrongfully incarcerated persons; amending s. 961.02, F.S.; deleting an obsolete definition; amending s. 961.03, F.S.; revising requirements for when a petition seeking compensation must be filed; providing that a deceased person’s heirs, successors, or assigns do not have standing to file such a petition; amending s. 961.04, F.S.; revising compensation eligibility requirements; amending s. 961.06, F.S.; revising requirements for awarding compensation; amending s. 961.07, F.S.; revising requirements for continuing appropriations; providing an effective date.

By the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Banking and Insurance; and Senator Perry—

CS for CS for SB 418—A bill to be entitled An act relating to insurance; amending s. 627.062, F.S.; authorizing residential property insurance rate filings to use a specified modeling indication; amending s. 627.0628, F.S.; revising membership requirements for specified members of the Florida Commission on Hurricane Loss Projection Methodology; amending s. 627.0629, F.S.; authorizing insurers to file with the Office of Insurance Regulation personal lines residential property insurance rating plans providing rate differentials based on certain windstorm mitigation construction standards; providing requirements for such plans; amending s. 627.0665, F.S.; revising the timeframe for notices from insurers to insureds of automatic bank withdrawal increases; specifying the increase threshold for such notices; amending s. 627.421, F.S.; revising the types of documents and kinds of insurance for which electronic transmission constitutes delivery to the insured or person entitled to delivery; deleting a requirement to include a certain notice to an insured electing to receive policy documents electronically; deleting a requirement to provide a paper copy of the policy upon request by such person; amending s. 627.701, F.S.; revising and specifying alternative hurricane deductible amounts for personal lines residential property insurance policies covering risks with specified dwelling limits; amending s. 627.712, F.S.; providing that a policyholder’s written exclusion from residential windstorm coverage or contents coverage may be typed rather than handwritten; amending s. 627.7276, F.S.; revising the requirements for the notice of limited coverage under certain automobile policies; providing an effective date.

By the Committee on Criminal Justice; and Senators Ingoglia and Martin—

CS for SB 450—A bill to be entitled An act relating to the death penalty; amending ss. 921.141 and 921.142, F.S.; requiring a determination of a specified number of jurors, rather than jury unanimity, for a

sentencing recommendation of death to the court; requiring a determination of a specified number of jurors, rather than jury unanimity, for a sentencing recommendation of life imprisonment without the possibility of parole to the court; requiring the court to impose the recommended sentence of death if a certain number of jurors recommend a sentence of death; authorizing the court to impose a sentence of life imprisonment without the possibility of parole or a sentence of death if a certain number of jurors recommend a sentence of death; requiring the court to include in its written order the reasons for not accepting the jury's recommended sentence, if applicable; specifying that the court may impose a sentence of death only if the jury unanimously finds at least one aggravating factor beyond a reasonable doubt; providing an effective date.

By the Committee on Judiciary; and Senator DiCeglie—

CS for SB 494—A bill to be entitled An act relating to fees in lieu of security deposits; creating s. 83.491, F.S.; authorizing a landlord to offer a tenant the option to pay a fee in lieu of a security deposit; requiring the landlord to notify the tenant of certain unpaid fees and costs within a specified time after the conclusion of the tenancy; prohibiting the landlord from filing an insurance claim within a specified period of time; providing requirements for the landlord and insurer if an insurance claim to recover certain losses is filed; prohibiting the landlord from accepting certain payments; requiring the landlord to provide certain written notice to the tenant; requiring a written agreement signed by the landlord, or the landlord's agent, and the tenant if the tenant decides to pay a fee in lieu of the security deposit; prohibiting the written agreement from contradicting specified laws; requiring that the written agreement contain certain information; requiring a specified disclosure in the written agreement; providing options for paying the fee; specifying that certain fees, insurance products, and surety bonds are not security deposits; specifying that landlords have exclusive discretion as to whether to offer tenants the option to pay a fee in lieu of a security deposit; prohibiting a landlord from approving or denying an application for occupancy based on a prospective tenant's choice to pay a fee in lieu of a security deposit; requiring that landlords that offer a tenant the fee option offer it to all new tenants renting a dwelling unit on the same premises; providing an exception; providing construction; providing applicability; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Garcia—

CS for SB 536—A bill to be entitled An act relating to child support; amending s. 61.046, F.S.; conforming a cross-reference; revising the definition of the term "depository"; amending s. 61.13016, F.S.; revising requirements for the deferment of payment agreements for child support; amending s. 61.181, F.S.; revising the procedures for collection and distribution of court depository fees; amending s. 61.1811, F.S.; conforming a cross-reference; amending s. 61.30, F.S.; removing exceptions to the prohibition on treating incarceration as voluntary employment; amending s. 409.256, F.S.; revising requirements for the Department of Revenue to commence proceedings regarding paternity and child support; amending s. 409.2563, F.S.; requiring and specifying procedures for the clerk of the court to credit depository accounts for collections received by another state; providing effective dates.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Burgess—

CS for SB 574—A bill to be entitled An act relating to the termination of agreements by a servicemember; amending s. 83.682, F.S.; defining the term "government quarters" for purposes of the termination of a servicemember's rental agreement; making technical changes; providing an effective date.

By the Committee on Education Postsecondary; and Senator Martin—

CS for SB 598—A bill to be entitled An act relating to higher educational facilities financing; amending s. 243.51, F.S.; modifying legislative findings and declarations regarding the Higher Education Facilities Financing Act; amending s. 243.53, F.S.; specifying when the

term for a new appointee to the Higher Educational Facilities Financing Authority begins; defining the term "communications media technology"; revising a requirement for when action may be taken by the authority; authorizing the authority to conduct meetings and workshops by means of communications media technology; providing notice requirements for meetings and workshops; amending s. 243.54, F.S.; authorizing the authority to contract with an entity to assist with administrative matters; amending s. 243.58, F.S.; prohibiting the authority from entering into a financing agreement with a participating institution for a project if at the time the agreement is executed certain conditions exist; amending s. 243.73, F.S.; revising the timeframe within which the authority is required to submit a report to the Governor and the Legislature; providing an effective date.

By the Committee on Education Pre-K -12; and Senators Simon and Perry—

CS for SB 636—A bill to be entitled An act relating to individual education plans; amending s. 1003.5716, F.S.; requiring individual education plans for certain students to contain information and instruction on certain legal rights and responsibilities that transfer to students at the age of 18; requiring such information to include ways in which a student may provide informed consent to allow his or her parent to continue to participate in his or her educational decisions; requiring the State Board of Education to adopt rules; providing an effective date.

By the Committee on Education Postsecondary; and Senators Wright and Collins—

CS for SB 732—A bill to be entitled An act relating to Collegiate Purple Star Campuses; creating s. 1004.071, F.S.; defining the term "military student"; requiring the State Board of Education to adopt rules and the Board of Governors to adopt regulations to establish the Collegiate Purple Star Campuses program; specifying program criteria for participating Florida College System institutions, state universities, and career centers; providing an effective date.

By the Committee on Judiciary; and Senator Burton—

CS for SB 1098—A bill to be entitled An act relating to withholding or withdrawal of life-prolonging procedures; amending s. 744.3215, F.S.; authorizing the court to delegate the right to consent to the withholding or withdrawal of life-prolonging procedures of incapacitated persons in certain circumstances; amending ss. 744.363 and 744.3675, F.S.; making technical changes; requiring initial and annual guardianship plans, respectively, to state whether any power under the ward's preexisting order not to resuscitate or advance directive is revoked, modified, suspended, or transferred to the guardian; requiring such plans to state the date of such action; establishing certain authority without additional court approval; requiring a guardian to obtain court approval to exercise transferred power to execute an order not to resuscitate or consent to withhold or withdraw life-prolonging procedures under certain circumstances; creating s. 744.4431, F.S.; authorizing a guardian to petition a court for approval to consent to withhold or withdraw life-prolonging procedures under certain circumstances; specifying requirements for the petition; requiring the guardian to serve certain notices; specifying procedures that must be followed by the court in acting on the petition; authorizing the guardian to withhold or withdraw life-prolonging procedures without a hearing or court approval under certain circumstances; amending s. 744.441, F.S.; making technical changes; deleting provisions regarding the authority of certain guardians to sign an order not to resuscitate; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Judiciary; and Senators Berman, Book, Hutson, Garcia, and Harrell—

CS for SB 130—A bill to be entitled An act relating to domestic violence; providing a short title; amending s. 61.13, F.S.; requiring the court with jurisdiction over the proceeding to consider certain factors in

deciding whether shared parental responsibility is detrimental to the child; making technical and conforming changes; providing additional conduct regarding domestic violence which the court must consider when ordering a parenting plan; amending s. 741.30, F.S.; providing an additional factor that the court must consider in determining whether a petitioner of a domestic violence injunction is in imminent danger; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Education Pre-K -12; and Senators Collins, Grall, and Perry—

CS for SB 308—A bill to be entitled An act relating to interscholastic activities; amending ss. 1002.33 and 1006.15, F.S.; authorizing charter school students to participate in interscholastic extracurricular activities at private schools under certain circumstances; amending s. 1006.20, F.S.; requiring the Florida High School Athletic Association (FHSAA) to allow any school joining the organization by sport to participate in the championship contest or series of contests for that sport; providing that the Commissioner of Education may direct the FHSAA to revise its bylaws at any time; requiring that any changes to the FHSAA bylaws be ratified by the State Board of Education; deleting a requirement that the appointing authority of members of the FHSAA Board of Directors make appointments that reflect the demographic and population trends of this state; revising the composition of the board of directors; providing that all appointed board members be appointed by the Governor and confirmed by the Senate; requiring that the hiring of the FHSAA executive director be ratified by the State Board of Education; requiring that the budget adopted by the board of directors be ratified by the State Board of Education; requiring a majority vote of the board of directors for the approval of legislative recommendations from the representative assembly; creating s. 1006.185, F.S.; requiring each approved athletic association whose membership includes public schools to allow each participating school to make opening remarks at certain athletic contests; providing requirements for the remarks; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Criminal Justice; and Senators Ingolia and Martin—

CS for SB 450—A bill to be entitled An act relating to the death penalty; amending ss. 921.141 and 921.142, F.S.; requiring a determination of a specified number of jurors, rather than jury unanimity, for a sentencing recommendation of death to the court; requiring a determination of a specified number of jurors, rather than jury unanimity, for a sentencing recommendation of life imprisonment without the possibility of parole to the court; requiring the court to impose the recommended sentence of death if a certain number of jurors recommend a sentence of death; authorizing the court to impose a sentence of life imprisonment without the possibility of parole or a sentence of death if a certain number of jurors recommend a sentence of death; requiring the court to include in its written order the reasons for not accepting the jury’s recommended sentence, if applicable; specifying that the court may impose a sentence of death only if the jury unanimously finds at least one aggravating factor beyond a reasonable doubt; providing an effective date.

—was referred to the Committee on Rules.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 7 was corrected and approved.

CO-INTRODUCERS

Senators Boyd—CS for SB 102; Garcia—SB 1170; Gruters—SB 192; Harrell—CS for SB 130; Hooper—SB 150, SB 442; Perry—CS for SB 136, SB 244, SB 1550; Rodriguez—SB 818, SB 1474

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 6:36 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 8:30 a.m., Wednesday, March 15 or upon call of the President.



Journal of the Senate

Number 3—Regular Session

Tuesday, March 14, 2023

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REPORTS OF SPECIAL MASTER ON CLAIM BILLS

The Special Master on Claim Bills recommends the following pass: SB 62

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

REPORTS OF COMMITTEES

The Appropriations Committee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 198

The Committee on Finance and Tax recommends the following pass: SB 114; CS for SB 116; SB 844

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

The Committee on Agriculture recommends the following pass: SB 904; SB 1056; SB 1164

The Committee on Environment and Natural Resources recommends the following pass: SB 734; SB 1170

The bills contained in the foregoing reports were referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 676

The bill was referred to the Appropriations Committee on Criminal and Civil Justice under the original reference.

The Committee on Health Policy recommends the following pass: SB 246

The bill was referred to the Appropriations Committee on Health and Human Services under the original reference.

The Committee on Environment and Natural Resources recommends the following pass: SB 728

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Agriculture recommends the following pass: SB 1268

The Committee on Environment and Natural Resources recommends the following pass: SB 910

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

The Committee on Environment and Natural Resources recommends the following pass: SB 1266

The bill was referred to the Committee on Criminal Justice under the original reference.

The Committee on Transportation recommends the following pass: SB 322

The bill was referred to the Committee on Finance and Tax under the original reference.

The Appropriations Committee on Health and Human Services recommends the following pass: CS for SB 112; CS for SB 210

The Appropriations Committee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 370

The Committee on Criminal Justice recommends the following pass: SB 736

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

The Committee on Agriculture recommends the following pass: SB 1166

The Committee on Criminal Justice recommends the following pass: SB 1086

The bills 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 the following pass: SB 914

The Committee on Criminal Justice recommends the following pass: SB 568

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 938

The Committee on Criminal Justice recommends the following pass: SB 656

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 1210

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

The Committee on Fiscal Policy recommends the following pass: SB 144; SB 152

The Committee on Rules recommends the following pass: CS for SM 160; SM 176; SB 274; CS for SB 286; CS for SB 360; SB 7006; SB 7008; SB 7010

The bills were placed on the Calendar.

The Appropriations Committee on Education recommends a committee substitute for the following: SB 202

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 242

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 Agriculture recommends committee substitutes for the following: SB 902; SB 1172

The bills with committee substitute attached were referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 988

The bill with committee substitute attached was referred to the Appropriations Committee on Health and Human Services under the original reference.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 726

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 110

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 committee substitutes for the following: SB 626; SB 752

The bills with committee substitute attached were 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 364

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 192

The bill with committee substitute attached was referred to the Committee on Environment and Natural Resources under the original reference.

The Appropriations Committee on Health and Human Services recommends a committee substitute for the following: SB 452

The Appropriations Committee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: CS for SB 64

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 256

The Committee on Health Policy recommends a committee substitute for the following: SB 254

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 236

The Committee on Criminal Justice recommends a committee substitute for the following: SB 384

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 666

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 Agriculture recommends a committee substitute for the following: SM 814

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

The Committee on Fiscal Policy recommends committee substitutes for the following: SB 150; SB 204

The Committee on Rules recommends committee substitutes for the following: SB 190; CS for SB 230

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

REPORT OF JOINT SELECT COMMITTEE

The Honorable Kathleen Passidomo
 President of the Senate
 409 The Capitol
 404 South Monroe Street
 Tallahassee, FL 32399-1100

March 13, 2023

The Honorable Doug Broxson
 Chair, Senate Appropriations Committee
 208 Senate Building
 Tallahassee, FL 32399-1100

Dear President Passidomo and Chair Broxson:

The Joint Select Committee on Collective Bargaining convened on March 13, 2023, in the *Reed Hall Committee Room*, 102 House Office Building, at 12:30 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 Legis-

lature, 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 negotiations 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 Senate Governmental Oversight and Accountability Committee or the Joint Select Committee on Collective Bargaining webpage located on the *Online Sunshine* website.

Respectfully submitted,
Senator Bryan Avila
 Alternating Chair

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Health Policy recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

State Surgeon General

Appointee: Ladapo, Joseph

*For Term
 Ending*

Pleasure of
 Governor

The appointment was referred to the Committee on Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Bills 2-298—Previously introduced.

By Senators Grall and Gruters—

SB 300—A bill to be entitled An act relating to pregnancy and parenting support; creating s. 286.31, F.S.; defining the terms “educational institution” and “governmental entity”; prohibiting any person, governmental entity, or educational institution from expending state funds for a specified purpose; providing exceptions; amending s. 381.96, F.S.; revising the definitions of the terms “eligible client” and “pregnancy and parenting support services”; requiring the Department of Health to contract for the management and delivery of parenting support services, in addition to pregnancy support services; revising the contract requirements to conform to changes made by the act; requiring the department to report specified information to the Governor and the Legislature by a specified date each year; amending s. 390.0111, F.S.; prohibiting physicians from knowingly performing or inducing a termination of pregnancy after the gestational age of the fetus is determined to be more than 6 weeks, rather than 15 weeks, with exceptions; providing an exception if the woman obtaining the abortion is doing so because she is a victim of rape or incest, subject to certain conditions; requiring physicians to report incidents of rape or incest of minors to the central abuse hotline; prohibiting any person other than a physician from inducing a termination of pregnancy; prohibiting physicians from using telehealth to perform abortions; requiring that medications intended for use in a medical abortion be dispensed in person by a physician; prohibiting the dispensing of such medication through the United States Postal Service or any other courier or shipping service; conforming provisions to changes made by the act; repealing s. 390.01112, F.S., relating to termination of pregnancies during viability; amending s. 390.012, F.S.; revising rules the Agency for Health Care Administration may develop and enforce to regulate

abortion clinics; amending s. 456.47, F.S.; prohibiting telehealth providers from using telehealth to provide abortions; providing appropriations; providing effective dates.

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

Senate Bills 302-1362—Previously introduced.

By Senators Collins, Burgess, and Calatayud—

SB 1364—A bill to be entitled An act relating to the Interstate-Mobility and Universal-Recognition Occupational Licensing Act; creating s. 455.2135, F.S.; providing a short title; defining terms; requiring certain agencies, boards, departments, and other governmental entities to issue an occupational license or government certification to persons under certain circumstances; authorizing such entities to require a person to pass a specified examination under certain circumstances; providing a presumption that the applications of certain individuals will be approved; requiring such entities to provide a written decision to an applicant within a specified timeframe; authorizing a person to appeal a decision made under the act; specifying that a person licensed or certified under the act is still subject to specified laws and entities; providing construction; authorizing the Governor to take certain actions relating to occupational licenses during declared states of emergency; requiring such entities to submit an annual report to the Legislature by a specified date; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Collins—

SB 1366—A bill to be entitled An act relating to fees; amending s. 455.2135, F.S.; authorizing applicable boards to charge a fee for applications under the Interstate-Mobility and Universal-Recognition Occupational Licensing Act; providing a contingent effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Wright—

SB 1368—A bill to be entitled An act relating to unlawful dumping; amending s. 403.413, F.S.; revising the definitions of the terms “dump” and “litter”; defining the term “water control district”; specifying that it is unlawful to dump litter in or on any water control district property or canal right-of-way without specified consent; providing that when litter is thrown or discarded from a boat, the operator or owner, or both, are in violation of certain provisions; requiring a water control district board of directors member or district manager to report an unlawful dumping to the appropriate law enforcement agencies; authorizing law enforcement officers to enter water control district property under certain circumstances; amending s. 810.011, F.S.; revising the definition of the term “posted land” to include land owned by a water control district which has no trespassing signs placed at specified points; reenacting ss. 403.4135(1) and 810.12(6), F.S., relating to litter receptacles and prima facie evidence of trespass, respectively, to incorporate the amendment made to s. 403.413, F.S., in references thereto; providing an effective date.

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

By Senator Ingolia—

SB 1370—A bill to be entitled An act relating to wind-borne debris regions; amending s. 193.085, F.S.; requiring county property appraisers for counties located within a wind-borne debris region to specify certain information on the property appraiser’s website; providing an effective date.

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

By Senator Ingoglia—

SB 1372—A bill to be entitled An act relating to political advertisements for nonpartisan office; amending s. 106.143, F.S.; deleting provisions that prohibit political advertisements for candidates running for nonpartisan office from disclosing the candidates' political party affiliation and that prohibit such candidates from campaigning based on party affiliation; providing an effective date.

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

By Senator Perry—

SB 1374—A bill to be entitled An act relating to child restraint requirements; amending s. 316.613, F.S.; revising requirements for the use of a crash-tested, federally approved child restraint device while transporting a child in a motor vehicle; providing an effective date.

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

By Senator Rodriguez—

SB 1376—A bill to be entitled An act relating to school nutrition program requirements; amending s. 595.405, F.S.; requiring school districts, upon the request of a certain student or his or her parent or guardian, to provide certain alternative meals and snacks to students; providing cost requirements for such meals and snacks; authorizing that such request be made at the beginning of each semester; requiring school districts to publish information about such alternative snacks and meals on their websites; providing an effective date.

—was referred to the Committees on Agriculture; Education Pre-K-12; and Fiscal Policy.

By Senator Hooper—

SB 1378—A bill to be entitled An act relating to the Florida Mobile Home Act; amending s. 723.005, F.S.; revising powers and duties of the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation relating to the act; specifying that the Office of the Attorney General has the power and duty to enforce certain provisions relating to the act; amending s. 723.022, F.S.; revising duties of a mobile home park owner; amending s. 723.037, F.S.; conforming provisions to changes made by the act; amending s. 723.038, F.S.; revising requirements relating to mediations; amending s. 723.0381, F.S.; revising the circumstances under which a party may file an action in the circuit court; amending s. 723.068, F.S.; authorizing courts to award treble damages under certain circumstances; amending s. 723.079, F.S.; revising the powers and duties of homeowners' associations; reenacting ss. 723.024(2) and 723.0615(1), F.S., relating to compliance by mobile home park owners and mobile home owners and retaliatory conduct, respectively, to incorporate the amendments made to s. 723.022, F.S., in references thereto; reenacting s. 723.004(5), F.S., relating to construction, to incorporate the amendments made to ss. 723.022 and 723.038, F.S., in references thereto; reenacting ss. 723.003(7)(b) and 723.033(7), F.S., relating to definitions and unreasonable lot rental agreements, respectively, to incorporate amendments made to s. 723.038, F.S., in references thereto; reenacting s. 723.002(2), F.S., relating to application of chapter, to incorporate amendments made to ss. 723.038 and 723.068, F.S., in references thereto; reenacting s. 723.075(1) and (2), F.S., relating to homeowners' associations, to incorporate an amendment made to s. 723.079, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Fiscal Policy.

By Senator Martin—

SB 1380—A bill to be entitled An act relating to municipal electric utilities; amending s. 366.02, F.S.; revising the definition of the term "public utility" to include a municipality supplying electricity to any electric retail customer receiving service at a physical address located outside its corporate boundaries; amending s. 366.04, F.S.; requiring certain municipalities to be treated as public utilities for a specified timeframe; requiring the Florida Public Service Commission to adopt rules; amending s. 366.11, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Collins—

SM 1382—A memorial to the Congress of the United States, urging Congress to restore the United States Department of Defense's superior warfighting principles of recruiting, assigning, training, promoting, and retaining personnel solely based on merit and ensuring such personnel maintain and display a warrior ethos.

—was referred to the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Burton—

SB 1384—A bill to be entitled An act relating to legal proceedings for children; amending s. 39.001, F.S.; revising the purposes of ch. 39, F.S.; revising the entities involved in the state plan for the promotion of adoption, support of adoptive families, and prevention of abuse, abandonment, and neglect of children; amending s. 39.00145, F.S.; clarifying the persons who may have access to records concerning a child; amending s. 39.00146, F.S.; revising the general information included on a child's face sheet; amending s. 39.0016, F.S.; revising requirements for agency agreements between the Department of Children and Families and district school boards; amending s. 39.01, F.S.; defining terms and revising definitions; amending s. 39.013, F.S.; requiring the court to appoint a guardian ad litem at the earliest possible time to represent a child for specified proceedings; authorizing the court to appoint an attorney ad litem under certain circumstances; amending s. 39.01305, F.S.; revising legislative findings; authorizing the court to appoint an attorney ad litem under certain circumstances; deleting the definition of the term "dependent child"; deleting the requirement that an attorney be appointed for a dependent child under certain circumstances; requiring a court order appointing an attorney ad litem to be in writing; requiring the court to discharge an attorney ad litem under certain circumstances; authorizing an attorney ad litem to arrange for supplemental or separate counsel under certain circumstances; conforming provisions to changes made in the act; deleting a requirement that the department adopt certain procedures; deleting the department's authorization to adopt certain rules; deleting construction; providing applicability; amending s. 39.0132, F.S.; revising persons who have access to inspect and copy certain records; amending s. 39.0136, F.S.; revising persons who may request a continuance in certain circumstances; amending s. 39.0139, F.S.; conforming provisions to changes made by the act; amending s. 39.202, F.S.; clarifying provisions governing persons who are granted access to certain records; conforming a cross-reference; amending s. 39.302, F.S.; conforming cross-references; amending s. 39.402, F.S.; conforming provisions to changes made by the act; deleting provisions relating to a child's consent to certain time limitations; amending s. 39.4022, F.S.; revising participants that must be invited to a multidisciplinary team staffing; conforming provisions to changes made by the act; amending ss. 39.4023 and 39.407, F.S.; conforming provisions to changes made by the act; amending s. 39.4085, F.S.; revising legislative findings; conforming provisions to changes made the act; amending s. 39.521, F.S.; conforming a cross-reference; amending s. 39.522, F.S.; conforming provisions to changes made by the act; amending s. 39.6012, F.S.; conforming a cross-reference; modifying requirements for the case plans for children in out-of-home placements; creating s. 39.6036, F.S.; providing legislative findings and intent; requiring the Statewide Guardian ad Litem Office to work with certain youth to identify at least one supportive adult to enter into a specified formal agreement; requiring the

Statewide Guardian ad Litem Office to ensure that such agreement is documented in the youth's court file; requiring the Statewide Guardian ad Litem Office to work in coordination with the Office of Continuing Care for a specified purpose; requiring that any agreement with a supportive adult be documented in the youth's court file; amending s. 39.621, F.S.; conforming provisions to changes made by the act; amending s. 39.6241, F.S.; requiring a guardian ad litem to advise the court regarding certain information and ensure a certain agreement has been filed with the court; amending s. 39.701, F.S.; conforming changes made by the act; requiring the court to give a guardian ad litem the opportunity to address the court during judicial review hearings for children 16 and 17 years of age; revising the determinations that must be made at the final judicial review hearing before a child reaches 18 years of age; requiring the court to determine whether a child has entered into a formal agreement for an ongoing relationship with a supportive adult during certain judicial review hearings; requiring the court to inquire of a young adult transitioning from foster care to independent living regarding his or her relationship with a supportive adult during certain judicial review hearings; amending s. 39.801, F.S.; conforming provisions to changes made by the act; amending s. 39.807, F.S.; revising a guardian ad litem's responsibilities and authorities; deleting provisions relating to a guardian ad litem's bond and service of pleadings and papers; amending s. 39.808, F.S.; conforming provisions to changes made by the act; amending s. 39.815, F.S.; conforming provisions to changes made by the act; repealing s. 39.820, F.S., relating to definitions of the terms "guardian ad litem" and "guardian advocate"; amending s. 39.821, F.S.; making technical changes; amending s. 39.822, F.S.; specifying that a guardian ad litem is a fiduciary; requiring a guardian ad litem to provide certain representation; specifying the responsibilities of a guardian ad litem; requiring that guardians ad litem have certain access to the children they represent; specifying that a guardian ad litem is not required to post bond but must file an acceptance of the appointment; specifying that a guardian ad litem is entitled to receive service of certain pleadings and papers; clarifying a provision relating to parental reimbursement of guardian ad litem representation; amending s. 39.827, F.S.; revising persons authorized to inspect and copy certain records; amending s. 39.8296, F.S.; making technical changes; revising the duties and appointment of the executive director of the Statewide Guardian ad Litem Office; revising the office's responsibilities; amending s. 39.8297, F.S.; conforming provisions to changes made by the act; amending s. 39.8298, F.S.; authorizing the Statewide Guardian ad Litem Office to create or designate local direct-support organizations; authorizing the executive director to designate such organizations; conforming provisions to changes made by the act; requiring certain moneys to be held in a separate depository account; amending ss. 119.071, 322.09, 394.495, 627.746, 768.28, 934.255, and 960.065, F.S.; conforming cross-references; creating s. 1009.898, F.S.; authorizing the Pathway to Prosperity program to provide certain grants to youth and young adults aging out of foster care; specifying that grants remain available for a certain timeframe for youth aging out of foster care who have reunited with parents; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Perry—

SB 1386—A bill to be entitled An act relating to the Florida School for Competitive Academics; amending s. 1000.04, F.S.; revising the components of the delivery of public education within the Florida Early Learning-20 education system to include the Florida School for Competitive Academics; creating s. 1002.351, F.S.; providing for the establishment of the Florida School for Competitive Academics; providing for the purpose and mission of the school; requiring the Commissioner of Education to ensure eligible students are informed of the school; providing for the appointment of the board of trustees; prescribing the powers and duties of the board of trustees; providing sovereign immunity to the board of trustees; specifying the board's duties regarding the maintenance of student and employee records; providing requirements regarding background screening of school personnel; specifying duties of the board regarding personnel; providing for funding of the school; requiring the Auditor General to conduct audits of the school; authorizing the Department of Education's Office of Inspector General to conduct investigations, as appropriate; exempting the school from

specified requirements in the Florida Early Learning-20 Education Code; providing exceptions; specifying applicability of certain provisions of law; creating s. 1011.58, F.S.; prescribing procedures for the school's submittal of legislative budget requests; requiring the school to submit an implementation plan to the Department of Education; requiring the Commissioner of Education to include the school in the department's legislative budget request, subject to specified conditions; requiring the school to submit its fixed capital outlay request to the department; creating s. 1011.59, F.S.; prescribing procedures and requirements governing the request and the appropriation of funds for the operation of the school; requiring the board to develop an annual operating budget; requiring the Chief Financial Officer to transfer or reallocate funds if certain conditions are met; requiring the board to establish authorized positions within funds appropriated to the school; providing for the carry forward of any unexpended funds; providing that the board of trustees may expend, reserve, or carry forward of certain balances for fixed capital outlay projects; amending s. 11.45, F.S.; revising the duties of the Auditor General to conform to changes made by the act; amending s. 110.205, F.S.; exempting school personnel from provisions governing the state career service system; amending s. 216.251, F.S.; specifying the manner of setting salaries for positions within the school; amending s. 447.203, F.S.; revising the definition of the terms "public employer" or "employer" to include the school for purposes of part II of ch. 447, F.S.; making technical changes; amending s. 1001.20, F.S.; revising the powers of the department's Office of Inspector General to conform to changes made by the act; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Wright—

SB 1388—A bill to be entitled An act relating to immunity of motor vehicle dealer leasing and rental affiliates; amending s. 324.021, F.S.; defining the term "control"; defining the term "motor vehicle dealer's leasing or rental affiliate" to specify the entities that are immune from causes of action and that are not liable for harm to persons and property under certain circumstances; providing an effective date.

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

By Senator Martin—

SB 1390—A bill to be entitled An act relating to the universal regulatory sandbox; creating part XVI of ch. 288, F.S.; providing purpose; defining terms; creating the Office of Regulatory Relief within the Department of Economic Opportunity; specifying the duties and powers of the office; creating the General Regulatory Sandbox Program Advisory Committee; providing for membership of the committee; creating the General Regulatory Sandbox Program; providing requirements for applications; providing timelines and criteria for reviewing applications; requiring the office to consult with specified entities before admitting an applicant into the regulatory sandbox; providing for written agreements with sandbox participants; exempting denial of an application from certain review or specified laws; providing grounds for denial of an application; requiring public notice of approval of an applicant; requiring the office to post certain information on its website; exempting sandbox participants from certain enforcement for a specified period; specifying limits to such exemption; authorizing the office to terminate participation in the regulatory sandbox; providing certain immunity to the office and its employees; providing for consumer protection; providing requirements for exiting the regulatory sandbox; providing for extension of agreements; providing recordkeeping and reporting requirements; requiring the office to maintain a specified web page; amending s. 20.60, F.S.; conforming provisions to changes made by the act; providing a contingent effective date.

—was referred to the Committee on Commerce and Tourism; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Martin—

SB 1392—A bill to be entitled An act relating to public records and meetings; creating s. 288.9984, F.S.; providing an exemption from public records requirements for information in universal regulatory sandbox applications determined by the Office of Regulatory Relief to be economically harmful to the applicant if released; providing an exemption from public meetings requirements for all or portions of meetings of the General Regulatory Sandbox Program Advisory Committee; providing an exemption from public records requirements for recordings, minutes, and records generated during the closed portions of such meetings; 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 Committee on Commerce and Tourism; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Perry—

SB 1394—A bill to be entitled An act relating to building plans; amending s. 553.79, F.S.; specifying that local building code administrators and inspectors and firesafety marshals and inspectors do not have discretionary authority to change certain building plans under specified circumstances; conforming provisions to changes made by the act; making technical changes; providing an effective date.

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

By Senator Garcia—

SB 1396—A bill to be entitled An act relating to the Department of Elderly Affairs; amending s. 400.0069, F.S.; revising the list of individuals who may not be appointed as ombudsmen under the State Long-Term Care Ombudsman Program; amending s. 430.0402, F.S.; revising the definition of the term “direct service provider”; deleting an exemption from level 2 background screening requirements for certain individuals; deleting obsolete language; amending s. 744.2001, F.S.; deleting obsolete language; providing additional duties for the executive director of the Office of Public and Professional Guardians; amending s. 744.2003, F.S.; revising continuing education requirements for professional guardians; amending s. 744.2004, F.S.; requiring the office to notify complainants within a specified timeframe after determining that a complaint against a professional guardian is not legally sufficient; reducing the timeframe within which the office must complete and provide its initial investigative findings and recommendations, if any, to the professional guardian who is the subject of the investigation and to the complainant; requiring the office to provide a certain written statement to the complainant and the professional guardian within a specified timeframe after completing an investigation; deleting obsolete language; amending s. 744.3145, F.S.; providing an additional method of complying with certain instruction and education requirements for court-appointed guardians; amending s. 744.368, F.S.; requiring clerks of the court to report to the office within a specified timeframe after the court imposes any sanctions on a professional guardian; providing an effective date.

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

By Senator DiCeglie—

SB 1398—A bill to be entitled An act relating to consumer protection; amending s. 494.001, F.S.; revising the definition of the term “branch office”; defining the term “remote location”; authorizing a licensee under ch. 494, F.S., to allow loan originators to work from remote locations if specified conditions are met; amending s. 494.0067, F.S.; specifying that mortgage lenders may transact business from branch offices and remote locations; providing a requirement for operating remote locations; creating s. 501.2042, F.S.; defining terms; providing requirements for organizers of crowd-funding campaigns related to disasters and for crowd-funding platforms; amending s. 520.23, F.S.; revising disclosure requirements for agreements governing the sale or lease of a distributed

energy generation system; amending s. 626.551, F.S.; revising the timeframe in which an insurance representative must notify the Department of Financial Services of certain changes in information; amending s. 626.602, F.S.; providing applicability of provisions relating to the disapproval of insurance agency names to adjusting firm names; revising grounds on which such names may be disapproved by the department; providing for repeal of a provision upon becoming obsolete; amending s. 626.854, F.S.; revising the definition of “public adjuster”; prohibiting public adjusters from contracting with anyone other than the named insured without the insured’s written consent; specifying a penalty for noncompliance; specifying timeframes in which an insured or a claimant may cancel a public adjuster’s contract without penalty or contract under certain circumstances; revising requirements for public adjuster’s contracts; specifying requirements for public adjusters if the insurer, within a certain timeframe, pays or commits in writing to pay to the insured the policy limit of the policy; specifying the commission a public adjuster receives under certain circumstances; amending s. 626.860, F.S.; providing that an attorney’s exemption from public adjuster licensure requirements do not apply to certain persons; amending s. 626.865, F.S.; revising qualifications for a public adjuster’s license; requiring applicants for public adjuster licenses to file with the department a specified errors and omissions insurance policy; amending s. 626.875, F.S.; revising recordkeeping requirements for appointed independent adjusters and licensed public adjusters; creating s. 626.8751, F.S.; specifying claims payment requirements for insurers when a claim is settled while the insured is represented by a public adjuster; amending s. 626.8796, F.S.; revising requirements for public adjuster contracts; specifying requirements for and prohibitions on public adjusters relating to such contracts; providing construction; authorizing the department to adopt rules; amending s. 626.8797, F.S.; revising a fraud statement requirement in proof-of-loss statements; amending s. 626.9541, F.S.; adding a unfair or deceptive insurance act relating to health insurance contracts; amending s. 627.4025, F.S.; revising the definition of the term “hurricane,” and defining the term “hurricane deductible,” as used in policies providing residential coverage; amending s. 627.4133, F.S.; revising the timeframe after which certain insurers may not cancel policies except for specified reasons; amending s. 627.4554, F.S.; revising legislative purpose; revising applicability; revising and defining terms; revising and specifying duties of insurers and agents relating to the recommendation and sale of annuity investments; specifying comparable standards that comply with such requirements; specifying agent training requirements; providing and revising construction; amending s. 634.041, F.S.; specifying authorized methods of paying claims for motor vehicle service agreements; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Martin—

SB 1400—A bill to be entitled An act relating to county constitutional offices; amending ss. 145.051, 145.09, 145.10, and 145.11, F.S.; revising the base salary used to calculate the compensation of a clerk of the circuit court and county comptroller, a supervisor of elections, a property appraiser, and a tax collector, respectively; amending s. 409.1664, F.S.; defining the term “county constitutional officer employee”; providing that county constitutional officer employees are eligible to receive certain adoption benefits from the state; authorizing county constitutional officer employees to apply for the monetary benefit if certain conditions exist; requiring such employees to apply to the Department of Children and Families to obtain the benefit; authorizing the department to adopt specified rules; creating s. 445.09, F.S.; authorizing specified county constitutional officers to budget for and pay specified bonuses to employees, pending a specified approval; amending s. 1003.48, F.S.; authorizing a district school board to contract with a county tax collector’s office to administer road tests on school grounds at one or more schools within the district; providing an effective date.

—was referred to the Committee on Community Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Martin—

SB 1402—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining terms; providing an exemption from public records requirements for investigative genetic genealogy materials; authorizing the disclosure of investigative genetic genealogy materials under specified circumstances; 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 referred to the Committees on Criminal Justice; Governmental Oversight and Accountability; and Rules.

By Senator Trumbull—

SB 1404—A bill to be entitled An act relating to movable tiny homes; amending s. 320.01, F.S.; revising and providing definitions; creating s. 320.018, F.S.; providing for taxation of a movable tiny home according to its classification; providing classification requirements; providing applicability; amending ss. 320.02, 320.03, 320.031, and 320.04, F.S.; including movable tiny homes in provisions relating to mobile home registration; amending s. 320.05, F.S.; including movable tiny homes in provisions relating to inspection of records of the Department of Highway Safety and Motor Vehicles; amending s. 320.055, F.S.; conforming cross-references; amending s. 320.0607, F.S.; providing for replacement of a movable tiny home sticker; amending s. 320.0609, F.S.; providing for exchange of such sticker upon transfer of a movable tiny home; amending s. 320.061, F.S.; prohibiting alteration of a movable tiny home sticker; amending s. 320.07, F.S.; including movable tiny homes in provisions relating to expiration and renewal of registration; providing penalties; amending s. 320.071, F.S.; providing for advance registration renewal for movable tiny homes; providing penalties; amending s. 320.08, F.S.; including movable tiny home dealers and manufacturers in provisions relating to license taxes for dealer and manufacturer license plates; amending ss. 320.0802, 320.0804, and 320.08046, F.S.; conforming cross-references; amending s. 320.081, F.S.; requiring issuance of a sticker indicating payment of the annual license tax; amending s. 320.0815, F.S.; requiring issuance of movable tiny home stickers to certain movable tiny homes; providing an exception; amending s. 320.10, F.S.; exempting certain movable tiny homes from such license tax; amending s. 320.13, F.S.; authorizing a licensed movable tiny home dealer to secure dealer license plates; amending s. 320.131, F.S.; authorizing use of temporary tags to transport movable tiny homes; amending s. 320.15, F.S.; authorizing a registration credit or refund of license taxes for movable tiny homes under certain circumstances; amending s. 320.17, F.S.; authorizing the department to classify and assess license taxes for movable tiny homes; amending s. 320.18, F.S.; authorizing withholding of registration of a movable tiny home under certain circumstances; amending s. 320.19, F.S.; providing for a tax lien upon a movable tiny home; amending s. 320.203, F.S.; conforming cross-references; amending s. 320.26, F.S.; prohibiting counterfeiting of movable tiny home stickers; providing penalties; amending s. 320.261, F.S.; providing penalties for attaching to a movable tiny home a license plate or validation sticker not issued to the movable tiny home; amending s. 320.27, F.S.; revising the definition of the term “motor vehicle”; authorizing denial, suspension, or revocation of a license for a violation of certain provisions relating to dealing in or repairing movable tiny homes; amending s. 320.28, F.S.; requiring a nonresident dealer in secondhand movable tiny homes to apply for a certificate of title for a movable tiny home before selling, offering for sale, or advertising the sale of such movable tiny home; amending s. 320.37, F.S.; excluding certain movable tiny homes owned by nonresidents from the exemption from registration requirements; amending s. 320.71, F.S.; requiring a nonresident movable tiny home dealer to register with the Department of Revenue for a sales tax dealer registration number; amending s. 320.771, F.S.; authorizing licensed recreational vehicle dealers to sell movable tiny homes; creating s. 320.772, F.S.; defining the terms “dealer” and “movable tiny home broker”; providing conditions under which a licensed dealer may transact business in movable tiny homes; requiring certain licensure; providing license application requirements; authorizing the Department of Highway Safety and Motor Vehicles to investigate facts set forth in an application; providing for denial of license and notification thereof; authorizing a public hearing; providing for issuance of a license certificate under certain circumstances; authorizing supplemental licenses under certain circumstances; authorizing a mobile home dealer to apply for a license

endorsement to sell movable tiny homes; requiring recordkeeping; requiring a licensee to possess evidence of title; providing requirements for setup operations; providing a penalty; authorizing the department to apply for an injunction under certain circumstances; requiring suspension or revocation of a license upon certain findings; authorizing administrative fines; requiring an applicant to deliver a surety bond in a certain amount to the department before issuance or renewal of a license; prohibiting sharing in the commission on the sale of insurance coverage under certain circumstances; amending s. 320.781, F.S.; renaming the Mobile Home and Recreational Vehicle Protection Trust Fund as the “Mobile Home, Movable Tiny Home, and Recreational Vehicle Protection Trust Fund”; including movable tiny homes in applicable provisions relating to the trust fund; providing penalties; amending s. 320.822, F.S.; revising and providing definitions; amending s. 320.8225, F.S.; requiring annual licensure for each factory location within and outside this state which manufactures movable tiny homes; requiring submission of a surety bond to the department; providing the period of licensure; authorizing denial, and requiring revocation or suspension, of a license under certain circumstances; creating s. 320.82315, F.S.; establishing uniform standards for manufacturing, inspection, and certification of movable tiny homes; amending s. 320.8245, F.S.; limiting alterations or modifications to movable tiny homes; providing for effect of alteration or modification on a movable tiny home warranty; providing requirements for designation as a person qualified to alter or modify a movable tiny home; amending s. 320.8285, F.S.; subjecting movable tiny homes to onsite inspection; amending s. 320.8325, F.S.; requiring the department to adopt rules setting forth uniform standards for the installation of movable tiny homes; amending s. 320.835, F.S.; requiring manufacturer, dealer, installer, and supplier warranties for new movable tiny homes; amending ss. 205.193, 212.0601, 320.06, 320.133, 320.77, and 320.8249, F.S.; conforming cross-references; providing contingent effective dates.

—was referred to the Committees on Transportation; Regulated Industries; and Fiscal Policy.

By Senator Trumbull—

SB 1406—A bill to be entitled An act relating to fees; amending s. 320.08, F.S.; imposing an annual license tax to be collected upon registration or renewal of registration of a movable tiny home; amending s. 320.772, F.S.; providing for payment and disposition of fees relating to licensure as a movable tiny home dealer; providing a contingent effective date.

—was referred to the Committees on Transportation; Regulated Industries; and Fiscal Policy.

By Senator Davis—

SB 1408—A bill to be entitled An act relating to the sickle cell program; providing a short title; amending s. 381.815, F.S.; requiring the Department of Health to establish a grant program for the prevention, care, and treatment of sickle cell disease and for certain educational programs; requiring the department to develop application criteria and standards of eligibility for grants under the program; requiring the department to ensure that grant funds are used for specified purposes; requiring the department to develop and maintain a voluntary sickle cell disease registry; requiring the department to conduct a specified study; requiring the department to adopt rules; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Gruters—

SJR 1410—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 to or a revision of the State Constitution from 60 percent to 66.67 percent, except that the repeal of an amendment or revision need only be approved by the same percentage of elector votes as was required at the time of passage of such amendment or revision.

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

By Senator Bradley—

SB 1412—A bill to be entitled An act relating to mental health; amending s. 394.461, F.S.; authorizing the Department of Children and Families to issue a conditional designation for up to a certain number of days to allow the implementation of certain corrective measures by receiving facilities, treatment facilities, and receiving systems; amending s. 916.107, F.S.; requiring the sheriff to administer or to permit the department to administer the appropriate psychotropic medication to forensic clients before admission to a state mental health treatment facility; amending s. 916.12, F.S.; revising what an expert is required to specifically report on for recommended treatment for a defendant to attain competence to proceed, if the expert finds that a defendant is incompetent to proceed; providing report requirements; amending s. 916.13, F.S.; revising the circumstances under which every defendant who is charged with a felony and who is adjudicated incompetent to proceed may be involuntarily committed for treatment upon specified findings by the court; requiring a court to review the examining expert's report before issuing a commitment order; decreasing the timeframe in which an administrator or his or her designee is required to file a certain report with the court; requiring that a defendant be transported to the committing court's jurisdiction within a certain number of days after certain occurrences; requiring that the referring mental health facility transfer the patient with medication and assist in discharge planning with medical teams at the receiving county jail to ensure continuity of care; reenacting ss. 394.658(1)(a), 916.106(9), and 916.17(1) and (2), F.S., relating to the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant Program requirements; the definition of the term "forensic client" or "client"; and conditional release; respectively, to incorporate the amendment made to s. 916.13, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Wright—

SB 1414—A bill to be entitled An act relating to public records; amending s. 295.22, F.S.; providing an exemption from public records requirements for specified materials and information received, generated, ascertained, or discovered by Florida Is For Veterans, Inc., while administering the Florida Employment and Training Services Program; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

By Senator Gruters—

SB 1416—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.08, F.S.; making technical changes; authorizing the court to consider the adultery of either spouse and any resulting economic impact in determining the amount of alimony awarded; requiring the court to make certain written findings in its awards of alimony; authorizing the court to award a combination of forms of alimony or forms of payment for certain purposes; providing a burden of proof for the party seeking support, maintenance, or alimony; requiring the court to make written findings under certain circumstances; revising factors that the court must consider in determining the form or forms of support, maintenance, or alimony; requiring the court to make specific findings regarding the purchase or maintenance of a life insurance policy or a bond to secure alimony; authorizing the court to apportion costs of such policies or bonds; modifying certain rebuttable presumptions related to the duration of a marriage for purposes of determining alimony; prohibiting the length of an award of rehabilitative alimony from exceeding a specified timeframe; revising a provision authorizing the modification of rehabilitative alimony upon completion of the rehabilitative plan; revising provisions related to durational alimony; prohibiting the length of an award of durational alimony from exceeding specified timeframes; authorizing the court to extend durational ali-

mony under certain circumstances; specifying the calculation of durational alimony; removing a provision authorizing the court to award permanent alimony; providing applicability; amending s. 61.13, F.S.; removing the unanticipated change of circumstances requirement regarding modifying a parenting plan and time-sharing schedule; authorizing the court to consider a certain relocation of a parent as a substantial and material change for the purpose of a modification to the time-sharing schedule, subject to a certain determination; amending s. 61.14, F.S.; requiring the court to reduce or terminate support, maintenance, or alimony under certain circumstances; clarifying provisions relating to supportive relationships; specifying burdens of proof for the obligor and obligee when the court must determine that a supportive relationship exists or has existed and the extent to which an award of support, maintenance, or alimony should be reduced or terminated; requiring the court to make certain written findings; revising the additional factors the court must consider regarding supportive relationships; revising construction and application; authorizing the court to reduce or terminate an award of support, maintenance, or alimony upon specific written findings of fact regarding the obligor's retirement; providing burdens of proof for the obligor and obligee; requiring the court to make written findings regarding specified factors when deciding whether to reduce or terminate support, maintenance, or alimony; authorizing the obligor to file a petition within a certain timeframe to modify or terminate his or her support, maintenance, or alimony obligation in anticipation of retirement; requiring the court to consider certain factors and make certain written findings; amending s. 741.0306, F.S.; revising the information contained in a certain family law handbook; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Bradley—

SB 1418—A bill to be entitled An act relating to emergency communications; amending s. 365.172, F.S.; revising a short title; revising legislative intent; revising and defining terms; renaming the E911 Board as the Emergency Communications Board; providing the purpose of the board; revising the composition of the board; establishing board responsibilities; requiring the board to administer fees; authorizing the board to create subcommittees; authorizing the board to establish schedules for implementing certain wireless systems and improvements; establishing notice and publication requirements before distribution of revenues; providing for priority of county applications for funds; requiring board oversight of such funds; eliminating certain authority of the board; providing for the board's authority to implement changes to the allocation percentages or to adjust the fee; revising the frequency of board meetings and the business to be conducted at such meetings; revising the composition of a committee that reviews requests for proposals from the board regarding independent accounting firm selection; revising provisions relating to the public safety emergency communications systems fee; requiring uniform application and imposition of the fee; revising the factors that the board considers when setting percentages or contemplating adjustments to the fee; updating provisions relating to the prepaid wireless public safety emergency communications systems fee; revising emergency communications and 911 service functions; revising the types of emergency communications equipment and services that are eligible for expenditure of moneys derived from the fee; amending s. 365.173, F.S.; renaming the Communications Number E911 System Fund as the Emergency Communications Fund; revising the percent distribution of the fund; deleting the percent distribution of wireless providers; adding a specified percent distribution to rural counties; amending s. 365.177, F.S.; extending the date by which the Division of Telecommunications within the Department of Management Services is required to develop a plan to upgrade 911 public safety answering points; amending ss. 212.05965, 365.171, and 365.174, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 1420—A bill to be entitled An act relating to sanitary sewer lateral inspection programs; amending ss. 125.569 and 166.0481, F.S.; defining the term “continuous monolithic pipe system”; authorizing counties and municipalities, respectively, to access sanitary sewer laterals within their jurisdictions for specified purposes; requiring counties and municipalities to notify private property owners within a specified timeframe if the county or municipality intends to access the owner’s sanitary sewer lateral; specifying requirements for such notification; providing that counties and municipalities that establish evaluation and rehabilitation programs are responsible for all work done on private property; requiring counties and municipalities to ensure property is restored to pre-work condition; specifying requirements for counties and municipalities repair work; requiring counties and municipalities that establish programs to consider economical methods for the counties and municipalities, rather than the property owners, to complete such work; authorizing a program established by a county or a municipality to evaluate and rehabilitate sanitary sewer laterals on residential and commercial properties to use state or local funds allocated for environmental preservation or the protection of water quality; providing that counties and municipalities may establish and implement alternative evaluation and rehabilitation programs to identify and reduce extraneous flow from leaking sanitary sewer laterals; providing an effective date.

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

By Senator Pizzo—

SB 1422—A bill to be entitled An act relating to public lodging and food service establishments; amending s. 509.241, F.S.; requiring an applicant for a vacation rental license to provide the Division of Hotels and Restaurants of the Department of Business and Professional Regulation with certain information; amending s. 509.281, F.S.; revising penalties for an operator who fails, neglects, or refuses to obtain a license or pay the required license fee; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Calatayud—

SB 1424—A bill to be entitled An act relating to student outcomes; amending s. 1001.215, F.S.; revising the responsibilities of the Just Read, Florida! Office; revising the primary instructional strategy for word reading; amending s. 1001.42, F.S.; revising the early warning system that schools must implement for students with low academic performance; amending s. 1002.33, F.S.; providing that a charter school application must include certain reading instructional strategies; providing that a charter school charter must include certain reading instructional strategies; amending s. 1002.59, F.S.; revising the standards for emergent literacy and performance standards training courses; amending s. 1002.67, F.S.; revising the performance standards of emergent literacy skills; adding a requirement for each prekindergarten provider’s curriculum; amending s. 1003.485, F.S.; revising the definition of the term “micro-credential”; revising administrator responsibilities relating to the New Worlds Reading Initiative; amending s. 1004.04, F.S.; revising the rules for establishing uniform core curricula for teacher preparation programs; amending s. 1004.85, F.S.; providing that the certification program of a postsecondary educator preparation institute must include certain reading instructional strategies; amending s. 1006.283, F.S.; providing that district school board instructional materials must include certain reading instructional strategies; amending s. 1006.31, F.S.; providing that instructional materials relating to foundational reading skills which are under review must include certain reading instructional strategies; amending s. 1008.25, F.S.; revising requirements for an individualized progress monitoring plan; requiring a student who has dyslexia to be provided with certain interventions to address the deficiency; requiring the Department of Education to provide a specified list of intervention programs; requiring the department to provide specified daily reading interventions to certain students; requiring a school district to evaluate students for a reading deficiency at the end of every grading period; requiring students

in kindergarten through grade 4 who exhibit a substantial deficiency in mathematics or dyscalculia to be provided with certain instruction; providing methods for such instruction; requiring the student’s performance to be monitored; requiring the Department of Education to provide a list of approved mathematics intervention programs, curricula, and supplemental materials; providing that a Voluntary Pre-kindergarten Education student may be eligible to receive mathematics interventions from the local school district; requiring the parent of a student who has a deficiency in mathematics to be notified; providing requirements for the notification; requiring the school to keep the parent informed of the student’s progress; requiring a school district to evaluate the students at the end of each grading period for a mathematics deficiency; requiring a school to provide additional support to a student with a mathematics deficiency; requiring the department to collaborate with the Florida Center for Mathematics and Science Education Research to compile resources that each school district must incorporate into a home-based plan for students with a mathematics deficiency; providing requirements for the resources; providing that the resources must be provided to a parent in a hardcopy format, if requested; conforming provisions to changes made by the act; revising requirements for intensive interventions to address student reading deficiencies; revising requirements for a coordinated screening and progress monitoring system; conforming cross-references; amending s. 1008.365, F.S.; conforming provisions to changes made by the act; amending s. 1011.62, F.S.; including specified mathematics interventions in a school district’s use of funding for supplemental academic instruction; conforming a cross-reference; providing that supplemental materials must include certain instructional strategies to be eligible for an evidence-based reading instruction allocation; revising requirements for a comprehensive reading plan that each school district must submit to the department; amending s. 1012.56, F.S.; revising requirements for a competency-based professional development certification and education competency program; amending s. 1012.585, F.S.; revising the requirements for the renewal of a professional certificate; amending s. 1012.98, F.S.; revising training requirements for reading coaches, classroom teachers, and school administrators to include certain instructional strategies; providing construction with regard to district school boards contracting for certain training; amending ss. 1002.37, 1002.45, 1002.53, 1002.68, 1008.2125, 1008.22, 1008.34, and 1008.345, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Osgood—

SB 1426—A bill to be entitled An act relating to device filtering; creating s. 501.173, F.S.; defining terms; requiring manufacturers of tablets or smartphones to manufacture such devices so that a filter meeting certain requirements is enabled upon activation of the device in this state; subjecting such manufacturer to civil and criminal liability for certain acts of noncompliance; providing an exception; providing civil liability for individuals who enable a password to remove the required filter on a device in the possession of a minor under certain circumstances; authorizing the Attorney General to enforce this act; providing damages; authorizing a parent or legal guardian to bring a civil action against certain parties who violate this act under certain circumstances; providing criminal penalties; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; and Fiscal Policy.

By Senator Osgood—

SB 1428—A bill to be entitled An act relating to public records; amending s. 943.0583, F.S.; providing that a petition for human trafficking victim expunction and all pleadings and documents related to the petition are confidential and exempt from public records requirements; 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 Avila—

SB 1430—A bill to be entitled An act relating to education; amending s. 1002.42, F.S.; conforming a cross-reference; amending s. 1003.4282, F.S.; revising a graduation requirement for certain students; amending s. 1004.04, F.S.; revising the core curricula for certain teacher preparation programs; amending s. 1004.85, F.S.; revising terminology; deleting a requirement that certain certification programs be previously approved by the Department of Education; revising requirements for certain competency-based programs; revising requirements for certain teacher preparation field experience; revising requirements for participants in certain teacher preparation programs; requiring the State Board of Education to adopt specified rules relating to the continued approval of certain teacher preparation programs rather than by a determination of the Commissioner of Education; amending s. 1008.34, F.S.; revising the calculation of school grades for certain schools; amending s. 1011.62, F.S.; revising requirements for the calculation of additional full-time equivalent membership for certain funding through the Florida Education Finance Program; revising school eligibility requirements for the turnaround school supplemental services allocation; providing that certain allocation amounts be based on a specified membership survey; amending s. 1012.34, F.S.; providing school administrators are not precluded from taking specified actions; amending s. 1012.56, F.S.; revising requirements for a person seeking an educator certification; revising criteria for the award of a temporary certificate; revising the validity period for certain temporary certificates; deleting provisions relating to the department's ability to extend the validity period of certain temporary certificates; revising the requirements for the approval and administration of such programs; establishing professional education competency programs; requiring school districts to develop and maintain such a program; authorizing private schools and state-supported schools to develop and maintain such a program; amending ss. 1012.57 and 1012.575, F.S.; conforming cross-references; amending s. 1012.585, F.S.; requiring certain applicants for the renewal of a professional certificate to earn specified college credit or inservice points; providing requirements for such credit or points; amending s. 1012.586, F.S.; conforming a cross-reference; amending s. 1012.71, F.S.; revising the funding calculation for the Florida Teachers Classroom Supply Assistance Program; deleting a requirement that school districts provide contributions for the program; requiring the Department of Education to administer a competitive procurement for the purchase of materials and supplies through the program; providing school district requirements; deleting requirements for the distribution of funds to classroom teachers through the program; deleting a requirement that classroom teachers sign a specified statement; revising requirements for unused program funds; deleting provisions authorizing department and district school boards to enter into specified partnerships; amending s. 1012.98, F.S.; defining the term "professional learning"; prohibiting specified meetings from being considered professional learning and eligible for inservice points; providing and revising requirements for certain professional learning activities; revising department and school district duties relating to such activities; providing requirements for entities contracted with to provide professional learning services and inservice education for school districts; amending s. 1012.986, F.S.; renaming the "William Cecil Golden Professional Development Program for School Leaders" as the "William Cecil Golden Professional Learning Program for School Leaders"; revising the goal of the program; providing a directive to the Division of Law Revision; providing effective dates.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Trumbull—

SB 1432—A bill to be entitled An act relating to communications services tax; amending s. 202.12, F.S.; decreasing the tax rate on the retail sale of communications services; amending s. 202.19, F.S.; revising the name of the discretionary communications services tax; requiring a certain tax remain the same rate as it was on a specified past date until a specified future date; specifying the fees, taxes, charges, and other impositions that the a specified tax replaces; prohibiting a certain tax passed after a certain date from being added to the local communications service tax until a future date; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Appropriations.

By Senator Simon—

SB 1434—A bill to be entitled An act relating to prior authorization; amending s. 627.42392, F.S.; defining terms; redefining the term "health insurer" as "utilization review entity" and revising the definition; requiring utilization review entities to establish and offer a prior authorization process for accepting electronic prior authorization requests; specifying a requirement for the process; specifying additional requirements and procedures for, and restrictions and limitations on, utilization review entities relating to prior authorization for covered health care benefits; defining the term "medications for opioid use disorder"; providing construction; making technical changes; providing an effective date.

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

By Senator Bradley—

SB 1436—A bill to be entitled An act relating to real property fraud; creating s. 28.51, F.S.; requiring the clerk of the circuit court to create, maintain, and operate a specified recording notification service; defining terms; requiring the clerk to ensure that registration for such service is possible through an electronic registration portal; providing requirements for such portal; requiring that certain recording notifications be sent to certain registrants within a specified timeframe; providing limitations on liability; providing construction; creating s. 65.091, F.S.; authorizing an action to quiet title based on a fraudulent attempted conveyance allegation to be maintained under ch. 65, F.S.; specifying that a petitioner bringing such action is entitled to summary procedure; providing requirements for the court relating to such actions; requiring the clerk of the circuit court to provide a simplified form for a certain purpose and instructions for completing the form; creating s. 475.5025, F.S.; requiring real estate licensees to send, or cause to be sent, copies of signed listing agreements and specified notices to certain persons; specifying that the failure to send such agreements or notices does not impair the validity or enforceability of certain documents and agreements; specifying that real estate licensees do not have liability to certain persons for failing to send such agreement or notices; authorizing such failures to be used for certain evidentiary purposes; specifying that an actual owner's failure to reply to certain mailings does not preclude or limit the ability of an owner to take certain actions or limit certain remedies; amending s. 626.8411, F.S.; providing for the applicability of s. 627.799, F.S., to title insurance agents and agencies and title insurers; creating s. 627.799, F.S.; requiring parties scheduled to provide real estate transaction closing services to send, or cause to be sent, specified notices to certain persons within a specified timeframe; specifying that the failure to send such notices does not impair the validity or enforceability of certain documents and agreements; specifying that scheduled closing service providers do not have liability to certain persons for failing to send such notices; authorizing such failures to be used for certain evidentiary purposes; specifying that an actual owner's failure to reply to certain mailings does not preclude or limit the ability of an owner to take certain actions or limit certain remedies; providing construction; creating s. 689.025, F.S.; providing a form and requirements for quitclaim deeds; amending s. 695.26, F.S.; revising requirements for recording instruments affecting real property; providing an effective date.

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

By Senators Yarborough and Perry—

SB 1438—A bill to be entitled An act relating to the protection of children; amending s. 509.261, F.S.; authorizing the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to fine, suspend, or revoke the license of any public lodging establishment or public food service establishment if the establishment admits a child to an adult live performance; specifying that a specified violation constitutes an immediate, serious danger to the public health, safety, or welfare; authorizing the division to issue specified fines for

first, second, and subsequent violations of certain provisions; amending s. 561.29, F.S.; specifying that the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation is given full power and authority to revoke or suspend the license of any person issued under the Beverage Law when it is determined or found by the division upon sufficient cause appearing that he or she is maintaining a licensed premises that admits a child to an adult live performance; specifying that a specified violation constitutes an immediate serious danger to the public health, safety, or welfare; authorizing the division to issue specified fines for first, second, and subsequent violations of certain provisions; creating s. 827.11, F.S.; defining the terms “adult live performance” and “knowingly”; prohibiting the raising of specified arguments as a defense in a prosecution for certain violations; prohibiting a person from knowingly admitting a child to an adult live performance; providing criminal penalties; providing an effective date.

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

By Senator Book—

SB 1440—A bill to be entitled An act relating to court proceedings; amending s. 39.013, F.S.; authorizing individuals to appear at or attend dependency proceedings through audio-video communication technology; providing an exception to such authorization; amending s. 39.0131, F.S.; requiring parties in certain proceedings to provide their primary e-mail address to the court; requiring the court to advise parties on how such addresses will be used; authorizing the court to excuse such requirement for good cause shown; requiring the court to excuse such requirement under certain circumstances; amending s. 39.402, F.S.; requiring that court notices for shelter hearings held through audio-video communication technology include certain information; amending s. 39.502, F.S.; authorizing parties to consent to service or notice by e-mail for shelter hearings and hearings regarding medical emergencies; requiring that certain summons or notices include instructions for appearing through audio-video communication technology, if applicable; authorizing a party to consent to service of a summons by e-mail; requiring the court to provide certain instructions for hearings conducted through audio-video communication technology; requiring the attorney for the Department of Children and Families to provide instructions for appearance through audio-video communication technology to certain relatives, if applicable; making technical changes; amending s. 39.506, F.S.; conforming provisions to changes made by the act; requiring each party to provide a permanent e-mail address at an arraignment hearing; requiring the court to advise parties on how such addresses will be used; authorizing the court to excuse such requirement for good cause shown; requiring the court to excuse such requirement under certain circumstances; amending s. 39.521, F.S.; requiring that disposition orders issued by the court include instructions for appearance at certain hearings through audio-video communication technology, if applicable; amending s. 39.801, F.S.; requiring that notices for advisory hearings for petition for termination of parental rights include instructions for appearance through audio-video communication technology, if applicable; authorizing a party to consent to service or notice of such advisory hearing by e-mail; conforming provisions to changes made by the act; specifying that if a person fails to appear at an advisory hearing either physically or through audio-video communication technology, it constitutes consent to termination of parental rights; requiring the court to provide instructions for appearance by audio-video communication technology, if applicable, at an adjudicatory hearing for the petition for termination of parental rights; specifying that failure to appear, either physically or through audio-video communication technology, at an adjudicatory hearing constitutes consent to termination of parental rights; amending s. 92.54, F.S.; authorizing that the testimony of children be given through audio-video communication technology under certain circumstances; amending s. 985.319, F.S.; requiring that a summons provide instruction on how to attend a hearing if the hearing is to be held through audio-video communication technology; providing an effective date.

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

By Senator Collins—

SB 1442—A bill to be entitled An act relating to terrorism; amending s. 772.13, F.S.; specifying that there is no right to a jury trial under specified provisions and that neither defendants nor certain persons may use the resources of the courts of this state in furtherance of a defense or objection to postjudgment collection proceedings in any postjudgment execution proceedings to enforce certain judgments; providing applicability; providing a directive to the Division of Law Revision; providing an effective date.

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

By Senator Garcia—

SB 1444—A bill to be entitled An act relating to the Agency for Persons with Disabilities; amending s. 393.063, F.S.; revising and defining terms; amending s. 393.0655, F.S.; revising background screening requirements for certain direct service providers; amending s. 393.067, F.S.; requiring the licensure of adult day training programs; conforming related application and licensure provisions to changes made by the act; providing for comprehensive emergency management plans of adult day training programs; providing for inspections of adult day training programs; requiring adult day training programs to adhere to specified rights; conforming provisions to changes made by the act; amending s. 393.0673, F.S.; revising provisions related to disciplinary action against certain licensees to include licensed adult day training programs; providing that for purposes of disciplinary action for certain violations, a licensee is ultimately responsible for the care and supervision of clients in its facility or participants of the program; providing construction; revising grounds for denial of a licensure application; defining the term “good moral character”; authorizing the agency to immediately suspend or revoke the license of adult day training programs under certain circumstances; authorizing the agency to impose an immediate moratorium on service authorizations to licensed facilities and adult day training programs under certain circumstances; amending s. 393.0678, F.S.; conforming provisions to changes made by the act; making a technical correction; amending s. 393.135, F.S.; conforming provisions to changes made by the act; repealing s. 393.18, F.S., relating to comprehensive transitional education programs; amending s. 394.875, F.S.; conforming a provision to changes made by the act; amending ss. 383.141, 400.063, and 1002.394, F.S.; conforming cross-references; providing an effective date.

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

By Senator Wright—

SB 1446—A bill to be entitled An act relating to the interstate education compacts; creating s. 1012.993, F.S.; creating the Interstate Teacher Mobility Compact; providing the purpose and objectives of and definitions for the compact; providing requirements for the licensure of teachers in member states who hold specified licenses in other member states; providing requirements for teachers, including career and technical education teachers, who are licensed in one member state to become licensed in another member state; providing requirements for licensed teachers who are also eligible military spouses; providing requirements for the renewal of such licenses in the member state to which a teacher transferred his or her license; providing applicability; authorizing member states to require additional information for the purpose of determining teacher compensation; providing construction; providing requirements for licensure in a member state; providing requirements for the investigation or imposition of disciplinary measures and adverse actions for teachers; providing for the sharing and protection of certain information between member states; establishing the Interstate Teacher Mobility Compact Commission; providing the purpose of the commission; providing requirements for the membership and meetings of the commission; providing for the removal or suspension of commissioners; providing requirements, powers, and duties of the commission; authorizing the commission to adopt bylaws and rules; establishing the executive committee of the commission; providing for the membership and meetings of the executive committee; providing the duties and responsibilities of the committee; providing requirements for commission meetings; requiring the commission to keep specified re-

ords and minutes; requiring the commission to pay specified expenses; authorizing the commission to accept specified donations and grants; authorizing the commission to levy and collect annual assessments from member states or to impose fees on other parties for a specified purpose; prohibiting the commission from incurring specified obligations; providing specified immunity to certain individuals; providing exceptions; requiring the commission to defend specified individuals under certain circumstances; requiring the commission to indemnify certain individuals; providing exceptions; providing requirements for commission rules; providing requirements for the exchange of specified information between member states; providing requirements for the oversight of the commission and member states; providing for the resolution of disputes through specified means, including specified judicial proceedings; requiring courts and administrative agencies of member states to take judicial notice of the compact, commission rules, and certain information; providing requirements for the commission and member states when a member state has defaulted in its compliance with the compact; providing requirements for notice to such member states and other member states; providing requirements for member states that fail to cure such defaults; providing requirements for the termination of the compact for such member states; providing requirements for member states whose participation in the compact is terminated; providing requirements for the commission and member states relating to the resolution of certain disputes; providing requirements for the effectuation of the compact; providing requirements for the effectuation of certain rules and bylaws on member states; providing requirements for the withdrawal of member states from the compact; providing for construction and severability of the compact; providing for the consistent application of the compact in member states; providing that certain agreements are binding; amending s. 1000.36, F.S.; updating a cross-reference within the Interstate Compact on Educational Opportunity for Military Children; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Wright—

SB 1448—A bill to be entitled An act relating to public records and meetings; creating s. 1012.9931, F.S.; providing an exemption from public meetings requirements for certain portions of meetings of the Interstate Teacher Mobility Compact Commission and its executive committee; providing an exemption from public records requirements for recordings, minutes, and records generated during exempt portions of such meetings and for certain files and information relating to specified investigations; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; providing a contingent effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Gruters—

SB 1450—A bill to be entitled An act relating to valuation of timeshare units; amending s. 192.037, F.S.; specifying the methodology by which certain timeshare units must be valued in certain tax appeals; providing that the methodology meets the constitutional mandate for just valuation; providing an effective date.

—was referred to the Committees on Regulated Industries; Finance and Tax; and Appropriations.

By Senator Rodriguez—

SB 1452—A bill to be entitled An act relating to survivor benefits; amending s. 121.091, F.S.; requiring the benefits of a Florida Retirement System member killed in the line of duty to be paid to the member's parents, if certain conditions exist; declaring that the act fulfills an important state interest; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Agriculture, En-

vironment, and General Government; and the Committee on Appropriations.

By Senator Gruters—

SB 1454—A bill to be entitled An act relating to homeowners' right to display flags; amending s. 720.304, F.S.; authorizing homeowners to display no more than a certain number of specified flags regardless of certain prohibitions in the governing documents of the homeowners' association; defining the term "first responder flag"; creating s. 720.3045, F.S.; prohibiting homeowners' associations from restricting parcel owners or tenants from displaying items on a parcel which are not visible from the parcel's frontage; amending s. 720.3075, F.S.; prohibiting certain homeowners' association documents from precluding property owners from displaying a certain number of specified flags; requiring that such flags be displayed in a specified manner; providing an effective date.

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

By Senator Avila—

SB 1456—A bill to be entitled An act relating to firearm offenses; amending s. 775.087, F.S.; adding the conviction for committing or the attempt to commit a felony offense of human trafficking to the list of offenses during the commission of which if a person possesses a firearm, destructive device, a semiautomatic firearm and its high-capacity detachable box magazine, or a machine gun, such person is subject to a specified mandatory minimum term of imprisonment; conforming provisions to changes made by the act; amending s. 790.22, F.S.; increasing the maximum number of days of detention that a minor who violates specified provisions for a first, second, or subsequent offense may serve in a secure detention facility; amending s. 812.014, F.S.; increasing the criminal penalties and providing that it is grand theft of the second degree if the property stolen is a firearm and the offender has previously been convicted for grand theft of a firearm under a specified provision; conforming a provision to changes made by the act; amending s. 985.24, F.S.; requiring consideration of a juvenile's use of a firearm when determining detention; amending s. 985.245, F.S.; requiring the juvenile risk assessment instrument to consider a juvenile's unlawful use of a firearm; amending s. 985.25, F.S.; requiring a juvenile charged with an offense involving the possession or use of a firearm to be placed in secure detention care at a specified hearing; amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Committees on Criminal Justice; and Fiscal Policy.

By Senator Yarborough—

SB 1458—A bill to be entitled An act relating to roller skating rink safety; creating s. 768.395, F.S.; providing legislative findings; defining terms; providing that an operator of a roller skating rink is not liable for damages or personal injury resulting from inherent risks of roller skating; providing exceptions; providing that certain persons assume the inherent risk of roller skating; providing that an operator is not required to eliminate, alter, or control the inherent risks in roller skating; establishing the responsibilities of roller skaters; providing that failure to take certain actions or comply with certain responsibilities constitutes negligence; providing an effective date.

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

By Senator Rodriguez—

SB 1460—A bill to be entitled An act relating to service of process; amending s. 48.031, F.S.; requiring the person in charge of a private mailbox, a virtual office, or an executive office or mini suite to confirm to a process server that the person to be served maintains a private mailbox, a virtual office, or an executive office or mini suite at that location; prohibiting such person in charge from refusing to verify if the

person maintains a private mailbox, a virtual office, or an executive office or a mini suite; providing criminal penalties; amending s. 48.061, F.S.; authorizing service of process on a registered agent, partner, or other specified person or entity if certain conditions exist; amending s. 48.091, F.S.; revising the hours during the day that the office of a registered agent of specified entities must be open to accept service of process; amending s. 48.184, F.S.; requiring that service be attempted at least twice if unknown occupants are in possession of a property; specifying that the attempts of service must be made on different days at specified times; requiring that service be made in a specified manner if certain conditions exist; amending s. 1001.40, F.S.; providing that service may be made on any employee of a district school board at its main office in suits against the district school board, under certain circumstances; providing an effective date.

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

By Senator Powell—

SB 1462—A bill to be entitled An act relating to public meetings; providing an exemption from public meetings requirements for portions of meetings of the Commission on Public Safety in Urban and Inner-City Communities at which exempt or confidential and exempt information is discussed; 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 Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Powell—

SB 1464—A bill to be entitled An act relating to the Commission on Public Safety in Urban and Inner-City Communities; providing a short title; providing legislative findings and intent; creating the Commission on Public Safety in Urban and Inner-City Communities; providing for membership and staff support; providing requirements for meetings; specifying duties; providing for powers; requiring the executive director of the Department of Law Enforcement to issue subpoenas; authorizing the commission to seek assistance from state agencies and to access certain exempt or confidential and exempt information or records; providing requirements for such access; requiring reports; providing for sunset of the commission and the repeal of provisions; providing an appropriation; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Book—

SB 1466—A bill to be entitled An act relating to health care provider accountability; creating ss. 395.1062 and 400.0232, F.S.; defining the terms “health care practitioner” and “health care worker”; providing criminal and civil immunity to health care workers of hospitals and nursing home facilities, respectively, who carry out directives of a supervising health care practitioner or entity; providing an exception; amending s. 400.141, F.S.; requiring the Agency for Health Care Administration to provide a report on the success of the personal care attendant program to the Governor and the Legislature by a specified date each year; providing requirements for the report; requiring nursing home facilities to report to the agency common ownership relationships they or their parent companies share with certain entities; requiring the agency to work with stakeholders to determine how such reporting shall be conducted; requiring the agency to submit a report of such reported common ownership relationships to the Governor and the Legislature by a specified date each year; requiring the agency to adopt rules; amending s. 409.908, F.S.; revising the rate methodology for the agency’s long-term care reimbursement plan; requiring the agency to add a quality metric to its Quality Incentive Program for a specified purpose; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Book—

SB 1468—A bill to be entitled An act relating to career-themed courses; amending s. 1003.493, F.S.; requiring the Department of Education to identify career-themed courses that are appropriate for middle school students; encouraging school districts to offer such courses at middle schools within the district; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Commerce and Tourism; and Rules.

By Senator Bradley—

SB 1470—A bill to be entitled An act relating to a carbon dioxide compliance and credit market for agricultural producers; creating s. 570.234, F.S.; requiring the Department of Agriculture and Consumer Services, in consultation with the Department of Environmental Protection, to establish by rule a compliance market for carbon emissions to facilitate carbon credit trading for agricultural producers in the state; authorizing the department to contract with public and private entities to administer the market; providing rule requirements; requiring the department to submit a specified annual report to the Governor and Legislature; providing an effective date.

—was referred to the Committee on Agriculture; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Bradley—

SB 1472—A bill to be entitled An act relating to organic material products; amending s. 823.14, F.S.; defining the term “organic material” and revising definitions; prohibiting local governments from adopting any ordinance, regulation, rule, or policy to prohibit, restrict, regulate, or otherwise limit the collection, storage, processing, or distribution of organic material products; providing that such activities are a bona fide farm operation and lands associated with such activities are agricultural; providing an effective date.

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

By Senators Calatayud and Rodriguez—

SB 1474—A bill to be entitled An act relating to assisted care communities; amending s. 409.908, F.S.; authorizing the Agency for Health Care Administration to reimburse adult day care services on a fee-for-service basis under the Medicaid program; amending s. 429.41, F.S.; specifying requirements for certain standards for assisted living facilities the agency is required to adopt by rule; creating s. 429.932, F.S.; providing a purpose; requiring operators of adult day care centers to annually complete specified continuing education; providing requirements for the content and approval of such continuing education courses; authorizing approved courses to be offered in person and online; providing requirements for courses completed online; providing additional methods to satisfy the continuing education requirements; providing that compliance with the continuing education requirements is a condition precedent for licensure; authorizing the Department of Elderly Affairs to grant an extension, not to exceed 1 year, for completion of the continuing education under certain circumstances; requiring persons or entities offering continuing education courses to submit certain information to the department within a specified timeframe; providing applicability; authorizing certain operators to request a waiver from the continuing education requirements; prohibiting the department from renewing the license of an adult day care center under certain circumstances; providing an exception; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Simon—

SB 1476—A bill to be entitled An act relating to state acquisition of lands; amending ss. 253.025 and 570.715, F.S.; requiring, rather than authorizing, the Department of Environmental Protection and the Department of Agriculture and Consumer Services to disclose appraisal reports to private landowners or their representatives during acquisition negotiations; requiring private landowners and their representatives to maintain the confidentiality of such reports or information disclosed by the Department of Agriculture and Consumer Services; requiring the final purchase price in certain option contracts for state land acquisitions and less than fee simple conservation easement acquisitions to be the fair market value as determined by the highest appraisal; removing provisions subjecting the final purchase price in certain contracts to approval by the Board of Trustees of the Internal Improvement Trust Fund or the Secretary of Environmental Protection, as applicable; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Simon—

SB 1478—A bill to be entitled An act relating to criminal sentencing; amending s. 921.0024, F.S.; prohibiting points from being assessed for violations of community sanctions which are resolved under an alternative sanctioning program for purposes of calculations under the Criminal Punishment Code; amending s. 948.06, F.S.; providing for the resolution of low-risk violations of probation through an alternative sanctioning program in certain circumstances; revising the definition of the term “technical violation”; correcting provisions concerning limiting prison sentences for first-time revocations for technical violations; providing for structured sentences when technical violations result in prison terms in certain circumstances; providing time periods for hearing and release of a probationer or offender concerning alleged violations that are criminal traffic offenses or low-risk violations; revising the definition of the term “moderate-risk violation”; providing that an alternative sanction is the required method for resolving certain low-risk violations; requiring a court to impose the recommended sanction for certain low-risk violations; providing an exception; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Calatayud—

SB 1480—A bill to be entitled An act relating to grants for nonprofit organization safety; creating s. 252.3712, F.S.; requiring the Division of Emergency Management to establish a specified grant program; providing eligibility requirements; requiring the grants to be used for certain purposes; providing limitations on the amount of grant awards; authorizing the division to use a certain amount of funding for administration of the program; requiring the division to adopt rules; providing for future repeal; providing an appropriation; providing an effective date.

—was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Simon—

SB 1482—A bill to be entitled An act relating to rural development; amending s. 215.971, F.S.; prohibiting certain agency agreements from requiring the expenditure of funds before reimbursement; authorizing

agencies to undertake certain actions; providing construction; amending s. 288.018, F.S.; specifying that funding provided under the Regional Rural Development Grants Program are not matching grants; revising the required criteria the Department of Economic Opportunity must consider to approve a participant in the program; amending s. 288.065, F.S.; revising the conditions under which an applicant to the Rural Community Development Revolving Loan Fund may retain repayments of principal and interest; amending s. 288.0655, F.S.; revising the purpose of the Rural Infrastructure Fund; revising the percentages of total infrastructure project cost that the Department of Economic Opportunity may award through the fund; deleting a provision requiring eligible projects to be related to specified opportunities; providing authorized uses of eligible funds; authorizing the department to award grants up to a specified amount for specified planning and preparation activities; deleting a provision requiring authorized grants to be up to a specified amount for certain projects, under specified conditions; deleting a restriction on dual grant awards being used which would exceed a specified percentage threshold; deleting a provision that requires awarded funds be matched with a specified amount of local funds; revising the evaluation process of applications; providing an effective date.

—was referred to the Committee on Commerce and Tourism; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Pizzo—

SB 1484—A bill to be entitled An act relating to the Office of the Blue Economy; amending s. 20.60, F.S.; establishing the Office of the Blue Economy within the Department of Economic Opportunity; creating s. 288.93, F.S.; defining the term “blue economy”; providing duties of the Office of the Blue Economy; authorizing the department to adopt rules; amending s. 403.928, F.S.; conforming provisions to changes made by the act; creating s. 403.9303, F.S.; requiring the Office of Economic and Demographic Research to conduct a biennial evaluation of the blue economy for inclusion in a certain assessment; providing requirements for the evaluation; providing an effective date.

—was referred to the Committee on Commerce and Tourism; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Hutson—

SB 1486—A bill to be entitled An act relating to electronic monitoring devices in long-term care facilities; creating ss. 400.025 and 429.265, F.S.; defining the terms “electronic monitoring device” and “representative”; authorizing a resident, or his or her representative, of a nursing home facility or assisted living facility, respectively, to authorize the installation and use of an electronic monitoring device in the resident’s room if specified conditions are met; providing for installation and use of such device if the resident lives in a shared room with another resident; requiring the consent of such other resident or his or her representative; authorizing such other resident or his or her representative to impose conditions on the consent; providing that consent may be withdrawn at any time, verbally or in writing; authorizing facilities to adopt a consent form; providing requirements for the form; prohibiting facilities from denying admission to a person or discharging a resident or otherwise discriminating or retaliating against a resident for the decision to install and use such electronic monitoring device in the resident’s room; providing an administrative penalty; providing a criminal penalty for unlawfully obstructing, tampering with, or destroying an electronic monitoring device or a recording made by such device; specifying who may view or listen to images and sounds broadcast or recorded by an electronic monitoring device; providing applicability; authorizing the Agency for Health Care Administration to adopt rules; providing an effective date.

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

By Senator Garcia—

SB 1488—A bill to be entitled An act relating to lottery retailer compensation; amending s. 24.105, F.S.; requiring that specified compensation be paid to retailers for Florida Lottery ticket sales; deleting a limitation on additional retailer compensation; repealing s. 58, chapter 2022-157, Laws of Florida, relating to the future expiration of an amendment; providing effective dates.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Garcia—

SB 1490—A bill to be entitled An act relating to county constitutional officers; creating s. 125.691, F.S.; prohibiting a county from creating any office, special district, or governmental unit, or expanding the powers or authority of such office, district, or unit, under certain conditions; providing that a county commissioner commits misfeasance or malfeasance in office under certain conditions; authorizing the state to withhold certain county funding under certain conditions; authorizing certain county constitutional officers and residents to bring an action in circuit court under certain conditions; authorizing and prohibiting certain remedies; amending s. 129.01, F.S.; prohibiting a board of county commissioners' budget from providing funding to such offices, districts, and units under certain conditions; amending s. 129.021, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Martin—

SB 1492—A bill to be entitled An act relating to dog breeding; creating part III of ch. 585, F.S., entitled “Dog Breeding”; creating s. 585.71, F.S.; providing legislative findings and intent; creating s. 585.711, F.S.; defining terms; creating s. 585.712, F.S.; providing construction; providing a presumption that a breeding female dog is being used for breeding purposes unless certain conditions are met; creating s. 585.713, F.S.; requiring certain dog breeders to apply for and obtain a certification of registration from the Department of Agriculture and Consumer Services; requiring that the certificate of registration be renewed annually; requiring the department to notify a certificateholder in writing of the date for renewal; authorizing the department to assess late filing penalties and to extend a renewal date for good cause for a specified number of days; requiring the department to issue certificates of inspection for dog breeding facilities that meet certain requirements and rules; requiring dog breeders and dog breeding facilities to conspicuously post their certificates of registration and inspection; authorizing private dog owners to breed a dog under certain circumstances; requiring such private dog breeders to register with the department under certain circumstances; creating s. 585.714, F.S.; requiring the department to adopt rules; requiring the department to consult with certain entities in creating rules for standards of care; providing specified criteria for such rules; authorizing the department to enter and inspect any dog breeding facility under certain circumstances; authorizing the department to take certain enforcement actions against a dog breeder or dog breeding facility; authorizing the department to suspend or revoke certificates of registration and inspection under certain circumstances; authorizing the department to assess fines; authorizing the department to enter into cooperative agreements to conduct such inspections; authorizing the department to create a risk-based inspection frequency system; requiring the department to create a publicly available database on the department's website which contains certain information on dog breeders, dog breeding facilities, and retail establishments that sell dogs; requiring the department to create a whistleblower program for reporting violations; creating s. 585.715, F.S.; requiring dog breeders to microchip certain dogs; requiring that such microchips be registered with the department; requiring a retail establishment to conspicuously post certain certificates of registration and inspection; requiring a retail establishment to meet certain microchipping requirements; providing civil penalties; creating s. 585.716, F.S.; providing for enforcement; authorizing civil and criminal penalties; amending s. 585.007, F.S.; conforming a provi-

sion to changes made by the act; providing appropriations for FTE positions for the department; providing an effective date.

—was referred to the Committee on Agriculture; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Martin—

SB 1494—A bill to be entitled An act relating to fees; amending s. 585.713, F.S.; requiring dog breeders to pay registration and renewal fees in amounts to be determined by the Department of Agriculture and Consumer Services; providing a limit on such fees; requiring the department to notify a certificateholder of the annual renewal fee by a specified date; providing a contingent effective date.

—was referred to the Committee on Agriculture; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Martin—

SB 1496—A bill to be entitled An act relating to the Dog Breeders Trust Fund; creating s. 585.717, F.S.; creating the trust fund within the Department of Agriculture and Consumer Services; providing the purpose of the trust fund and source of funds; requiring that the balance of the trust fund remain in the fund at the end of the year and be available for the purposes of the trust fund; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

—was referred to the Committee on Agriculture; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Brodeur—

SB 1498—A bill to be entitled An act relating to invalid restrictive covenants in health care; amending s. 542.336, F.S.; specifying that certain restrictive covenants in employment agreements relating to certain licensed physicians do not support a legitimate business interest; specifying such restrictive covenants are void and unenforceable; providing applicability; defining the term “compensation”; providing an effective date.

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

By Senator Brodeur—

SB 1500—A bill to be entitled An act relating to health insurance identification cards; amending ss. 627.4302 and 627.657, F.S.; requiring certain health insurance identification cards to include specified information in a certain manner; providing applicability; authorizing the Department of Financial Services to adopt certain rules; providing an effective date.

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

By Senator Rodriguez—

SB 1502—A bill to be entitled An act relating to vessel owner and operation requirements; amending s. 327.4108, F.S.; revising anchoring limitation areas in certain sections of Biscayne Bay in Miami-Dade County; revising the timeframe during which a person may anchor a vessel in an anchoring limitation area within which such anchoring would otherwise be unlawful; amending s. 327.70, F.S.; requiring law enforcement officers to conduct national criminal background checks for vessel owners who are issued citations for specified violations; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Hutson—

SB 1504—A bill to be entitled An act relating to the administration of the Program of All-Inclusive Care for the Elderly; amending s. 430.84, F.S.; deleting the definition of the term “department”; revising the definition of the term “participant”; deleting provisions requiring the Agency for Health Care Administration to consult with the Department of Elderly Affairs regarding administration of the Program of All-Inclusive Care for the Elderly (PACE); revising application requirements for a prospective PACE organization to request program funding; requiring the agency to execute certain agreements or contracts with PACE organizations; authorizing the agency to adopt rules; providing an effective date.

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

By Senator Rodriguez—

SB 1506—A bill to be entitled An act relating to the Department of Health; creating s. 381.875, F.S.; defining terms; prohibiting certain research in this state relating to enhanced potential pandemic pathogens; requiring researchers applying for state or local funding to disclose certain information; requiring the Department of Health to enjoin violations of specified provisions; providing construction; amending s. 381.986, F.S.; defining the term “attractive to children”; prohibiting medical marijuana treatment centers from producing marijuana products that are attractive to children or manufactured in specified manners; prohibiting marijuana packaging and labeling from including specified wording; prohibiting medical marijuana treatment centers from using certain content in their advertising which is attractive to children or promotes the recreational use of marijuana; requiring the department to adopt certain rules; revising background screening requirements for certain individuals; amending s. 381.988, F.S.; requiring medical marijuana testing laboratories to subject their employees to background screenings; revising background screening requirements for certain individuals; amending s. 382.005, F.S.; requiring local registrars to electronically file all live birth, death, and fetal death records in their respective jurisdictions in the department’s electronic registration system; requiring the local registrars to file a paper record with the department if the electronic system is unavailable; requiring local registrars to make blank paper forms available in such instances; providing requirements for such paper records; amending s. 382.008, F.S.; conforming provisions to changes made by the act; amending s. 382.009, F.S.; revising the types of health care practitioners who may make certain determinations of death; amending ss. 382.013 and 382.015, F.S.; conforming provisions to changes made by the act; amending ss. 382.021 and 382.023, F.S.; revising the frequency with which circuit courts must transmit marriage licenses and certain dissolution-of-marriage records to the department; requiring that such records be transmitted electronically; amending s. 382.025, F.S.; extending the timeframe for the confidentiality of certain birth records; authorizing persons appointed by the department to issue certified copies of live birth, death, and fetal death certificates; amending s. 401.27, F.S.; revising requirements for applicants for certification or recertification as emergency medical technicians or paramedics; deleting a requirement that a certain certification examination be offered monthly; deleting related duties of the department; deleting a temporary certificate and related provisions; amending s. 401.2701, F.S.; exempting certain emergency medical services training program applicants from the requirement to have a certain affiliation agreement; amending s. 401.272, F.S.; revising the purpose of certain provisions; specifying requirements for the provision of specified services by paramedics and emergency medical technicians under certain circumstances; revising the department’s rulemaking authority; amending s. 401.34, F.S.; deleting certain provisions and fees related to the department’s grading of a certain certification examination; amending s. 401.435, F.S.; revising provisions related to minimum standards for emergency medical responder training; amending s. 464.203, F.S.; exempting certain applicants for certification as a certified nursing assistant from the skills-demonstration portion of a certain competency examination; amending ss. 468.1225 and 468.1245, F.S.; revising the scope of practice for audiologists,

as it relates to hearing aids to apply to prescription hearing aids only; amending s. 468.1246, F.S.; conforming provisions to changes made by the act; deleting obsolete language; amending ss. 468.1255, 468.1265, and 468.1275, F.S.; conforming provisions to changes made by the act; amending s. 484.0401, F.S.; revising legislative findings and intent to conform to changes made by the act; reordering and amending s. 484.041, F.S.; providing and revising definitions; amending s. 484.042, F.S.; revising membership requirements for members of the Board of Hearing Aid Specialists; amending s. 484.044, F.S.; revising the board’s rulemaking authority; deleting obsolete language; amending ss. 484.0445, 484.045, 484.0501, and 484.051, F.S.; revising the scope of practice for hearing aid specialists and making conforming changes to licensure and practice requirements; amending s. 484.0512, F.S.; conforming provisions to changes made by the act; deleting obsolete language; amending ss. 484.0513, 484.053, and 484.054, F.S.; conforming provisions to changes made by the act; amending s. 484.059, F.S.; conforming provisions to changes made by the act; providing applicability; providing a directive to the Division of Law Revision; providing effective dates.

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

By Senator Pizzo—

SB 1508—A bill to be entitled An act relating to the Assistant State Attorney and Assistant Public Defender Student Loan Repayment Program; creating s. 1009.695, F.S.; establishing the program within the Department of Education for assistant state attorneys and assistant public defenders; providing the purpose of the program; requiring the department to administer the program; providing requirements for eligibility requirements; providing procedures for payments; requiring payments to be contingent upon proof of eligibility and annual recertification through an annual certification affidavit; specifying certification criteria; providing that payments are not considered taxable income; requiring the department to reduce payments for all program participants by a proportional amount if appropriated funds are insufficient to provide maximum payment for all program participants’ loans; authorizing the State Board of Education to adopt rules; providing for program funding; providing an effective date.

—was referred to the Committee on Education Postsecondary; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Pizzo—

SB 1510—A bill to be entitled An act relating to visiting county and municipal detention facilities; creating s. 951.225, F.S.; authorizing specified persons to visit at their pleasure any county or municipal detention facility; prohibiting persons not otherwise authorized by law from entering such facilities; providing exceptions; prohibiting the unreasonable withholding of permission for professional journalists or writers to enter such facilities; providing an effective date.

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

By Senator Pizzo—

SB 1512—A bill to be entitled An act relating to the release of balloons; amending s. 379.233, F.S.; removing a provision authorizing the specified release of certain balloons; removing an exemption from such provision for biodegradable or photodegradable balloons; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Wright—

SB 1514—A bill to be entitled An act relating to drones; amending s. 934.50, F.S.; requiring governmental agencies that use drones not produced by approved manufacturers to submit by a specified date to the Department of Management Services a comprehensive plan for

discontinuing the use of such drones by a specified date; deleting an obsolete provision; requiring all governmental agencies that do not timely submit the required comprehensive plan to discontinue usage of such drones by a specified date; providing an effective date.

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

By Senator Pizzo—

SB 1516—A bill to be entitled An act relating to the accessibility of governmental records; creating ss. 11.1431, 16.011, 17.051, and 19.521, F.S.; defining the terms “governmental entity” and “record”; requiring governmental entities to make requested records available to members of the Legislature, the Attorney General, the Chief Financial Officer, or the Commissioner of Agriculture, respectively, within a specified timeframe upon the request of such person; prohibiting members of the Legislature, the Chief Financial Officer, and the Commissioner of Agriculture from receiving certain records during a specified period of time; requiring that members of the Legislature, the Attorney General, the Chief Financial Officer, and the Commissioner of Agriculture ensure that any exempt or confidential and exempt information in records so received remains exempt or confidential and exempt; providing penalties for noncompliance; requiring that members of the Legislature and such officers submit their requests to governmental entities in a specified format; providing for the sharing of such records; requiring governmental entities to waive all fees associated with providing such records when requests are properly made; providing an effective date.

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

By Senator Pizzo—

SB 1518—A bill to be entitled An act relating to reemployment assistance; amending s. 443.036, F.S.; defining and revising terms for purposes of the Reemployment Assistance Program Law; amending s. 443.091, F.S.; revising requirements for reemployment assistance benefits eligibility; creating s. 443.092, F.S.; prohibiting the Department of Economic Opportunity from denying a person reemployment assistance solely on the basis of pregnancy; amending s. 443.111, F.S.; requiring that an alternative base period be used under certain circumstances when calculating wages in determining qualification for reemployment assistance benefits; requiring the department to contact an individual’s employer if certain wage information is unavailable through specified means; specifying that wages that fall within an alternative base period are not available for reuse in subsequent benefit years; requiring the department to adopt rules; revising the weekly benefit amounts an individual may receive; replacing the term “Florida average unemployment rate” with “most recent monthly unemployment rate”; defining the term “most recent unemployment rate”; increasing the cap on the total benefit amount an individual is entitled to receive during a benefit year; increasing the duration of benefits; amending ss. 215.425, 443.1216, and 443.131, F.S.; conforming cross-references; reenacting ss. 443.041(2)(b) and 443.1116(6), (7), and (8)(a), F.S., relating to fees and short-time compensation, respectively, to incorporate the amendments made to s. 443.111, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Commerce and Tourism; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Pizzo—

SB 1520—A bill to be entitled An act relating to controlled substances; amending s. 893.13, F.S.; revising specified prohibited activities involving controlled substances within 1,000 feet of certain schools during their hours of operation; revising specified prohibited activities involving controlled substances during the hours of operation within 1,000 feet of certain parks, community centers, or publicly owned recreational facilities; revising specified prohibited activities involving controlled substances within 1,000 feet of specified places of worship when churches or religious organizations are conducting services or other activities; deleting specified prohibited activities involving con-

trolled substances within 1,000 feet of convenience businesses; deleting specified prohibited activities involving controlled substances within 1,000 feet of public housing facilities; deleting criminal and noncriminal penalties; amending s. 893.149, F.S.; conforming a cross-reference; 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; and Rules.

By Senator Pizzo—

SB 1522—A bill to be entitled An act relating to the HIV Prevention Justice Act; providing a short title; amending s. 381.0041, F.S.; reducing the degree of criminal penalty for certain persons who are infected with human immunodeficiency virus (HIV) and who donate blood, plasma, organs, skin, or other human tissue for use in another person; providing an exception; amending s. 384.23, F.S.; defining the terms “sexual conduct” and “substantial risk of transmission”; amending s. 384.24, F.S.; revising prohibitions relating to the intentional transmission of certain diseases through sexual conduct; providing exceptions; defining the term “behavioral recommendations”; providing that a person’s failure to comply with behavioral recommendations does not de facto establish intent to transmit a disease; amending s. 384.34, F.S.; revising penalties to conform to changes made by the act; amending s. 775.0877, F.S.; revising requirements for HIV testing in cases involving criminal transmission of HIV; conforming provisions to changes made by the act; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; amending s. 960.003, F.S.; conforming cross-references; providing an effective date.

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

By Senator Davis—

SB 1524—A bill to be entitled An act relating to the Florida Medical School Scholarship and Grant Program; amending s. 1009.70, F.S.; revising the authorized use of funds from the Florida Education Fund; revising the responsibilities of the Board of Directors of the Florida Education Fund; establishing the Florida Medical School Scholarship and Grant Program within the fund for specified purposes; requiring the fund to award scholarships to certain minority students enrolled in specified schools or programs; providing requirements for such scholarships; authorizing the fund to provide grants to certain postsecondary educational institutions or nonprofit organizations to create and implement nontraditional mentoring services or support programs for specified purposes; providing an appropriation; providing an effective date.

—was referred to the Committee on Education Postsecondary; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Davis—

SB 1526—A bill to be entitled An act relating to trust funds; creating the Emergency Residential Property Insurance Assistance Trust Fund within the Department of Financial Services; providing the purpose of the trust fund; providing for the funding and administration of the trust fund; providing for eligibility for financial assistance from the trust fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

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

By Senator Stewart—

SB 1528—A bill to be entitled An act relating to surplus requirements for residential property insurers; amending s. 624.407, F.S.; increasing the minimum surplus requirement for certain new insurers transacting residential property insurance; amending s. 624.408, F.S.;

increasing, during specified intervals, the minimum surplus requirement for certain current residential property insurers; providing an effective date.

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

By Senator Davis—

SB 1530—A bill to be entitled An act relating to review of compensation for members of the Legislature; requiring the Office of Program Policy Analysis and Government Accountability to conduct research, analyze data, and prepare a report containing certain information; requiring the office to submit the report to the Governor and the Legislature by a certain date; providing requirements for the report; providing an effective date.

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

By Senators Burgess and Collins—

SB 1532—A bill to be entitled An act relating to regional transportation planning; providing legislative findings and intent; requiring the Department of Transportation, or its consultant, to conduct a study regarding the Hillsborough Area Regional Transit Authority and the Pinellas Suncoast Transit Authority; specifying requirements of the study; requiring the department to submit a report to the Governor and Legislature by a specified date; providing an effective date.

—was referred to the Committee on Transportation; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Martin—

SB 1534—A bill to be entitled An act relating to pretrial release and detention; amending s. 903.011, F.S.; specifying that only a judge is authorized to set, reduce, or alter a defendant's bail; authorizing a court to reconsider the monetary component imposed as part of bail under a certain circumstance; requiring the Florida Supreme Court to adopt by a specified date, and annually thereafter, a uniform statewide bond schedule for specified offenses; prohibiting judges of inferior courts from establishing a bond schedule that is less restrictive; authorizing the chief judge of a judicial circuit to petition the Florida Supreme Court for approval of a countywide or circuitwide bond schedule that sets a lower bond amount than required by the uniform statewide bond schedule; authorizing the chief judge of a judicial circuit to establish a countywide or circuitwide bond schedule that meets certain criteria; prohibiting a person who meets specified criteria from being released before his or her first appearance hearing; amending s. 903.047, F.S.; revising the requirements with which a defendant must comply as conditions of pretrial release imposed by the court; authorizing a court to consider specified nonmonetary conditions in determining appropriate conditions of release; amending s. 903.0471, F.S.; authorizing a court to revoke pretrial release and order pretrial detention if the court finds probable cause to believe that the defendant materially violated any condition of his or her pretrial release; amending s. 907.041, F.S.; revising the definition of the term "dangerous crime"; prohibiting persons arrested for, rather than charged with, a dangerous crime from being granted nonmonetary pretrial release at a first appearance hearing; deleting a provision granting a court discretion to release an accused person on electronic monitoring or recognizance bond; requiring a court to hold a detention hearing under specified circumstances; authorizing a state attorney to move for the pretrial detention of a defendant not charged with a dangerous crime under certain circumstances; requiring, rather than authorizing, a court to order pretrial detention if it finds, because of specified circumstances, that no conditions of release or bail will reasonably protect the community from risk of physical harm, assure the presence of the accused at trial, or assure the integrity of the judicial process; authorizing the arresting agency to detain a defendant before his or her first appearance hearing for a certain period of time when a person is arrested in connection with a crime for which pretrial detention could be ordered; revising the circumstances and requirements of a pretrial detention hearing; authorizing the detention

of the defendant pending completion of the hearing; specifying that the state attorney has the burden of showing the need for pretrial detention by clear and convincing evidence; requiring that the defendant be afforded specified rights during the pretrial detention hearing; providing and revising requirements related to the pretrial detention hearing and the pretrial detention order; making technical changes; providing an effective date.

—was referred to the Committees on Criminal Justice; and Fiscal Policy.

By Senator Stewart—

SB 1536—A bill to be entitled An act relating to the disposition of insurance proceeds; amending s. 494.0026, F.S.; requiring mortgagees or assignees holding certain insurance proceeds pending completion of all or part of damage repairs to notify insureds of requirements to release the proceeds; providing requirements for the notice; providing an effective date.

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

By Senator Stewart—

SB 1538—A bill to be entitled An act relating to implementation of the recommendations of the Blue-Green Algae Task Force; amending s. 381.0065, F.S.; requiring owners of certain onsite sewage treatment and disposal systems to have the systems periodically inspected, beginning on a specified date; requiring the Department of Environmental Protection to administer the inspection program; requiring the department to implement program standards, procedures, and requirements; providing for rulemaking; amending s. 403.067, F.S.; requiring new or revised basin management action plans to include a list that identifies and prioritizes certain spatially focused projects; requiring the department to assess certain projects; providing requirements for the assessments; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Garcia—

SB 1540—A bill to be entitled An act relating to elder abuse and vulnerable adult abuse fatality review teams; amending s. 415.1103, F.S.; revising provisions related to elder abuse fatality review teams; revising the scope of such review teams to include review of fatal and near-fatal incidents of abuse, exploitation, or neglect of vulnerable adults in addition to elderly persons; revising the permissible jurisdictions of such review teams; providing purposes of the review teams; revising membership, meetings, and duties of the review teams; authorizing elder abuse fatality review teams existing on a specified date to continue to do so and requiring them to comply with specified provisions; revising annual reporting requirements; providing that certain persons have immunity from monetary liability; providing an exception and construction; providing that certain information and records acquired by a review team are not subject to discovery or introduction into evidence in civil and criminal proceedings; providing an exception; providing that certain persons may not testify in certain proceedings; providing exceptions and construction; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Garcia—

SB 1542—A bill to be entitled An act relating to public records and public meetings; amending s. 415.1103, F.S.; specifying that information obtained by an elder abuse or a vulnerable adult 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 personal identifying information of an

abuse victim and other specified information contained in records held by a review team; providing an exemption from public meetings requirements for portions of review team meetings during which certain confidential or exempt information is discussed; providing for future legislative review and repeal of the exemption; providing statements of public necessity; providing a contingent effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Avila—

SB 1544—A bill to be entitled An act relating to cardiac and medical emergencies on school grounds; creating s. 1003.457, F.S.; encouraging each public school to have at least one automated external defibrillator on school grounds; providing requirements for such defibrillators; requiring schools to have a sufficient number of defibrillators; encouraging schools to establish public or private partnerships with hospitals, medical centers, health organizations, and local businesses or seek gifts, grants, and other donations for specified purposes; requiring each school to establish an emergency action plan for specified purposes; providing requirements for such plan; requiring each school to provide certain information to students, parents, and school employees; requiring that such information be provided electronically for certain students; providing immunity from liability under the Good Samaritan Act and the Cardiac Arrest Survival Act; requiring school districts to make certain training available annually to all school employees; providing school and school district reporting requirements; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Health Policy; and Rules.

By Senator Stewart—

SB 1546—A bill to be entitled An act relating to human trafficking; amending s. 509.098, F.S.; prohibiting an operator of a public lodging establishment from offering an hourly rate or a fraction of an hourly rate, or any combination thereof, for less than 3 hours for an accommodation; requiring that such minimum hourly rate be for a reserved and continuous block of time; revising applicability; amending s. 787.29, F.S.; requiring the employer at an athletic venue, an entertainment venue, or a convention center with a certain capacity to display a human trafficking public awareness sign in a conspicuous location that is clearly visible to the public and employees; defining the term “entertainment venue”; providing a noncriminal violation; authorizing sheriffs to identify locations appropriate for the display of public awareness signs and to display such signs as they deem appropriate; making technical changes; amending s. 943.17297, F.S.; increasing the number of training hours in identifying and investigating human trafficking which each certified law enforcement officer must successfully complete within 1 year after beginning employment; creating s. 1004.343, F.S.; creating the Statewide Data Repository for Anonymous Human Trafficking Data at the University of South Florida; providing purposes of the data repository; specifying duties of the university; designating required reporting entities; requiring specified information to be reported; providing timeframes for reporting; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Bradley—

SB 1548—A bill to be entitled An act relating to the Children’s Medical Services program; amending s. 383.14, F.S.; deleting a requirement that the Department of Health consult with the Department of Education before prescribing certain newborn testing and screening requirements; authorizing the release of certain newborn screening results to licensed genetic counselors; requiring that newborns have a blood specimen collected for newborn screenings before they reach a specified age; deleting a requirement that newborns be subjected to a certain test; conforming provisions to changes made by the act; revising

requirements related to a certain assessment for hospitals and birth centers; deleting a requirement that the department submit a certain annual cost certification as part of its annual legislative budget request; requiring certain health care practitioners and health care providers to prepare and send all newborn screening specimen cards to the State Public Health Laboratory; amending s. 383.145, F.S.; defining the term “toddler”; revising newborn screening requirements for licensed birth centers; requiring that a certain referral for newborn screening be made before the newborn reaches a specified age; requiring early childhood programs and entities that screen for hearing loss to report the screening results to the department within a specified timeframe; amending s. 391.016, F.S.; revising the purposes and functions of the Children’s Medical Services program; amending s. 391.021, F.S.; revising definitions; amending s. 391.025, F.S.; revising the scope of the program; amending s. 391.026, F.S.; revising the powers and duties of the Department of Health to conform to changes made by the act; amending s. 391.028, F.S.; revising activities within the purview of the program; deleting a requirement that every office of the program be under the direction of a licensed physician; amending s. 391.029, F.S.; revising program eligibility requirements; amending s. 391.0315, F.S.; conforming provisions to changes made by the act; repealing s. 391.035, F.S., relating to provider qualifications; amending s. 391.045, F.S.; conforming provisions to changes made by the act; amending s. 391.055, F.S.; conforming provisions to changes made by the act; deleting specifications for the components of the program; deleting certain requirements for newborns referred to the program through the newborn screening program; amending s. 391.097, F.S.; conforming a provision to changes made by the act; repealing part II of chapter 391, F.S., relating to Children’s Medical Services councils and panels; providing legislative findings and intent; transferring operation of the Children’s Medical Services Managed Care Plan from the department to the Agency for Health Care Administration, effective on a specified date; providing construction as to judicial and administrative actions pending as of a specified date and time; requiring the department’s Children’s Medical Services program to collaborate with and assist the agency in specified activities; requiring the department to conduct certain clinical eligibility screenings; requiring the agency and the department to submit a report to the Legislature by a specified date; providing requirements for the report; amending s. 409.974, F.S.; requiring the agency to competitively procure one or more vendors to provide services for certain children with special health care needs; requiring the department’s Children’s Medical Services program to assist the agency in developing certain specifications for the vendor contract; requiring the department to conduct clinical eligibility screenings for services for such children and collaborate with the agency in the care of such children; conforming a provision to changes made by the act; amending ss. 409.166, 409.811, 409.813, 409.8134, 409.814, 409.815, 409.8177, 409.818, 409.912, 409.9126, 409.9131, 409.920, and 409.962, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senators Brodeur, Rodriguez, Wright, and Perry—

SB 1550—A bill to be entitled An act relating to prescription drugs; providing a short title; amending s. 499.005, F.S.; specifying additional prohibited acts related to the Florida Drug and Cosmetic Act; amending s. 499.012, F.S.; providing that prescription drug manufacturer and nonresident prescription drug manufacturer permitholders are subject to specified requirements; creating s. 499.026, F.S.; defining terms; requiring certain drug manufacturers to notify the Department of Business and Professional Regulation of reportable drug price increases on a specified form on the effective date of such increase; providing requirements for the form; providing construction; requiring such manufacturers to submit certain reports to the department by a specified date each year; providing requirements for the reports; authorizing the department to request certain additional information from the manufacturer before approving the report; requiring the department to submit the forms and reports to the Agency for Health Care Administration to be posted on the agency’s website; prohibiting manufacturers from claiming a public records exemption for trade secrets for any information provided in such notifications or reports; providing that department employees remain protected from liability for releasing the forms and reports as public records; authorizing the department, in con-

sultation with the agency, to adopt rules; providing for emergency rulemaking; amending s. 624.307, F.S.; requiring the Division of Consumer Services of the Department of Financial Services to designate an employee as the primary contact for consumer complaints involving pharmacy benefit managers; requiring the division to refer certain complaints to the Office of Insurance Regulation; amending s. 624.490, F.S.; revising the definition of the term “pharmacy benefit manager”; amending s. 626.88, F.S.; revising the definition of the term “administrator”; defining the term “pharmacy benefit manager”; amending s. 626.8805, F.S.; providing a grandfathering provision for certain pharmacy benefit managers operating as administrators; providing a penalty for certain persons who do not hold a certificate of authority to act as an administrator on or after a specified date; providing additional requirements for pharmacy benefit managers applying for a certificate of authority to act as an administrator; exempting pharmacy benefit managers for certain fees; amending s. 626.8814, F.S.; requiring pharmacy benefit managers to identify certain ownership affiliations to the office; requiring pharmacy benefit managers to report any change in such information to the office within a specified timeframe; creating s. 626.8825, F.S.; defining terms; providing requirements for certain contracts between a pharmacy benefit manager and a pharmacy benefits plan or program or a participating pharmacy; specifying requirements for certain administrative appeal procedures that such contracts with participating pharmacies must include; requiring pharmacy benefit managers to submit reports on submitted appeals to the office every 90 days; creating s. 626.8827, F.S.; specifying prohibited practices for pharmacy benefit managers; creating s. 626.8828, F.S.; authorizing the office to investigate administrators that are pharmacy benefit managers and certain applicants; requiring the office to review certain referrals and investigate them under certain circumstances; providing for biennial reviews of pharmacy benefit managers; authorizing the office to conduct additional examinations; requiring the office to conduct an examination under certain circumstances; providing procedures and requirements for such examinations; defining the terms “contracts” and “knowing and willful”; specifying provisions that apply to such investigations and examinations; providing recordkeeping requirements for pharmacy benefit managers; authorizing the office to order the production of such records and other specified information; authorizing the office to take statements under oath; requiring pharmacy benefit managers and applicants subjected to an investigation or examination to pay the associated expenses; specifying covered expenses; providing for collection of such expenses; providing for the deposit of certain moneys into the Insurance Regulatory Trust Fund; authorizing the office to pay examiners, investigators, and other persons from such fund; providing administrative penalties; providing grounds for administrative action against a certificate of authority; amending s. 626.89, F.S.; requiring pharmacy benefit managers to notify the office of specified complaints, settlements, or discipline within a specified timeframe; requiring pharmacy benefit managers to annually submit a certain attestation statement to the office; amending s. 627.42393, F.S.; providing that certain step-therapy protocol requirements apply to a pharmacy benefit manager acting on behalf of a health insurer; amending ss. 627.64741 and 627.6572, F.S.; conforming provisions to changes made by the act; amending s. 641.31, F.S.; providing that certain step-therapy protocol requirements apply to a pharmacy benefit manager acting on behalf of a health maintenance organization; amending s. 641.314, F.S.; conforming a provision to changes made by the act; amending s. 624.491, F.S.; conforming a cross-reference; providing legislative intent, construction, and severability; providing an appropriation; providing an effective date.

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

By Senator Brodeur—

SB 1552—A bill to be entitled An act relating to public records; amending s. 624.319, F.S.; providing an exemption from public records requirements for examination and investigation reports and work papers relating to pharmacy benefit managers; providing for future legislative review and repeal of the exemption; reenacting and amending s. 626.884, F.S.; expanding a public records exemption for the books and records of administrators held by the Office of Insurance Regulation for purposes of examination, audit, and inspection to incorporate the inclusion of pharmacy benefit managers as administrators under the Florida Insurance Code; providing for future legislative review and re-

peal of the exemption; providing statements of public necessity; providing a contingent effective date.

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

SB 1554—Withdrawn prior to introduction.

By Senator Perry—

SB 1556—A bill to be entitled An act relating to contraband forfeiture; amending s. 932.703, F.S.; authorizing a stay of proceedings subsequent to a finding of probable cause for forfeiture; amending s. 932.704, F.S.; revising a statement of policy relating to forfeiture proceedings; requiring a stay of forfeiture actions until final disposition of associated criminal charges; requiring written notice of such charges to the presiding court; requiring a conviction in an associated criminal offense for forfeiture of seized property; requiring the return of seized property if all associated criminal charges are dismissed; creating s. 932.7071, F.S.; prohibiting specified agencies from referring, transferring, or otherwise relinquishing possession of property seized under state law to a federal agency for a specified purpose; providing guidelines relating to state participation in joint task forces; providing construction; providing an effective date.

—was referred to the Committees on Criminal Justice; and Fiscal Policy.

By Senator Stewart—

SB 1558—A bill to be entitled An act relating to the Reading Achievement Initiative for Scholastic Excellence Program; amending s. 1008.365, F.S.; authorizing tutoring provided through the tutoring program within the Reading Achievement Initiative for Scholastic Excellence Program to be provided after the school day; conforming provisions to changes made by the act; authorizing school districts that participate in the tutoring program to provide a stipend to instructional personnel and high school students serving as tutors for after-school tutoring; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Children, Families, and Elder Affairs; and Rules.

By Senator Torres—

SB 1560—A bill to be entitled An act relating to limited English-proficient voter assistance; creating s. 97.027, F.S.; providing definitions; requiring a supervisor of elections or a political subdivision that administers an election to provide certain language-related assistance to a limited English-proficient voter under certain circumstances; requiring such supervisor of elections or political subdivision to provide election materials of a certain quality in a covered language; requiring the manual translation of English language text, when possible; authorizing the use of automatic translation services under certain circumstances; requiring that election materials prepared in a covered language be made available at the same time as comparable English language election materials; requiring a supervisor of elections to operate and provide public notice of a language assistance hotline; providing requirements for the hotline; requiring a supervisor of elections to provide certain notices in a covered language under certain circumstances; requiring a supervisor of elections or a political subdivision to replicate certain signs and posters in certain covered languages and display or distribute such signs and posters in the same form and manner as English language signs; requiring a governmental entity responsible for redistricting to provide certain translation services and translations; providing requirements for such translation services; authorizing a limited English-proficient voter to bring certain actions against a supervisor of elections or a political subdivision; requiring a court to grant certain relief upon making a certain finding; requiring certain translation services to be in compliance with certain federal laws; providing an effective date.

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

By Senator Torres—

SM 1562—A memorial to the Congress of the United States, urging Congress to pass H.R. 490, which creates a Federal Infrastructure Bank to finance urgently needed infrastructure projects.

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

By Senator Stewart—

SB 1564—A bill to be entitled An act relating to the Year-round School Pilot Program; creating s. 1003.07, F.S.; creating the Year-round School Pilot Program for a period of 4 school years beginning with a specified school year; providing the purpose of the program; providing an application process for school districts seeking to participate in the program; requiring the Commissioner of Education to select a certain number of school districts to participate in the program; providing requirements for participating school districts; requiring the commissioner to submit a report to the Governor and Legislature; providing requirements for the report; authorizing the State Board of Education to adopt rules; providing an effective date.

—was referred to the Committee on Education Pre-K -12; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Stewart—

SB 1566—A bill to be entitled An act relating to anaphylaxis in public schools; amending s. 1006.07, F.S.; requiring each district school board to adopt an anaphylactic policy; providing Department of Education responsibilities; providing requirements for such policy; requiring a certain percentage of specified school personnel to receive certain training within a specified timeframe; authorizing the State Board of Education to adopt rules; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Health Policy; and Rules.

By Senator Book—

SB 1568—A bill to be entitled An act relating to student elopement; creating s. 1003.211, F.S.; defining the terms “disability” and “elopement”; requiring public schools to create a School Staff Assistance for Emergencies (SAFE) Team and a school elopement plan; providing for membership and responsibilities of the team; providing requirements for the plan; requiring the team to create student-specific elopement quick reference guides for certain students; providing requirements for such guides; requiring public schools to annually submit their plans to the district school board; authorizing the State Board of Education to adopt rules; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Children, Families, and Elder Affairs; and Rules.

By Senator Hooper—

SB 1570—A bill to be entitled An act relating to local occupational licensing; amending s. 489.117, F.S.; prohibiting local governments from requiring a license issued by the local government or the state for certain job scopes; prohibiting local governments from requiring a license issued by the local government or the state to obtain a building permit for such job scopes; authorizing local governments to impose local licensing requirements for certain specialty job scopes; providing an effective date.

—was referred to the Committees on Regulated Industries; and Rules.

By Senator Bradley—

SB 1572—A bill to be entitled An act relating to court interpreter services; amending s. 29.0185, F.S.; authorizing the state courts system

to use state revenues, if available, to provide court-appointed interpreting services to nonindigent individuals; requiring such services to be provided as prescribed by the Supreme Court; amending s. 29.0195, F.S.; repealing the cost recovery requirement for court-appointed interpreting services; providing an exception for translation services; providing an effective date.

—was referred to the Committee on Judiciary; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Rouson—

SB 1574—A bill to be entitled An act relating to judgment liens; providing a short title; amending s. 55.202, F.S.; specifying that payment intangibles, accounts, and the proceeds thereof are subject to judgment liens; providing construction; amending s. 55.205, F.S.; deleting a provision specifying the priority of certain judgment creditor liens; specifying the validity and enforceability of judgment liens against motor vehicles and vessels; providing a procedure for noting a lien on the certificate of title; specifying restrictions on the enforcement of judgment liens; specifying an account debtor's authority to discharge the account debtor's obligation to pay payment intangibles, accounts, or the proceeds thereof; amending s. 55.208, F.S.; providing construction relating to the effect of liens existing before a specified date on payment intangibles and accounts and the proceeds thereof; deleting an obsolete provision relating to judgment liens on writs of execution previously delivered to a sheriff; amending s. 55.209, F.S.; conforming a cross-reference; amending s. 56.29, F.S.; requiring a court, under certain circumstances, to order the Department of Highway Safety and Motor Vehicles to note certain liens on the certificate of title of certain motor vehicles or vessels and in the department's records; amending s. 319.24, F.S.; prohibiting the department from issuing a motor vehicle certificate of title under certain circumstances; specifying procedures for a judgment lienholder to place a lien on motor vehicles or vessels; revising requirements for the department if a certificate of title is not forwarded or returned to the department under certain circumstances; revising the authority of certain persons to demand and receive a lien satisfaction; requiring a lienholder to enter a satisfaction in a certificate of title upon satisfaction or lapse of a judgment lien; amending s. 319.241, F.S.; revising circumstances under which the department may not remove a lien from the department's records or a certificate of title; specifying a requirement for the department; providing an effective date.

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

By Senator Torres—

SB 1576—A bill to be entitled An act relating to legalization of recreational marijuana; amending s. 20.14, F.S.; establishing the Division of Cannabis Management under the Department of Agriculture and Consumer Services; creating ch. 566, F.S., entitled “Recreational Marijuana”; creating s. 566.031, F.S.; defining terms; creating s. 566.032, F.S.; providing an exemption from criminal and noncriminal penalties, seizure, and forfeiture; creating s. 566.033, F.S.; authorizing persons 21 years of age and over to engage in certain actions relating to marijuana; providing limits on where persons may engage in specified activities; providing a civil penalty; creating s. 566.0331, F.S.; prohibiting the use of false identification by persons under 21 years of age for specified activities relating to recreational use of marijuana; providing civil penalties; providing for alternative sentencing; creating s. 566.034, F.S.; authorizing marijuana establishments to engage in certain actions relating to marijuana, marijuana products, and marijuana accessories; providing construction; creating s. 566.035, F.S.; specifying duties of the Division Cannabis Management; providing for enforcement of regulatory provisions; authorizing agreements with other entities for certain enforcement activities; providing authorizations for marijuana establishments with a suspended or revoked license; requiring an annual report; creating s. 566.036, F.S.; providing for licensing of marijuana establishments; providing for a licensing process; creating s. 566.037, F.S.; authorizing localities to enact ordinances relating to prohibitions and authorizations for marijuana establishments; providing limits on the number of retail marijuana stores in localities based on population; providing standards for prospective licensees; providing requirements for marijuana establishments; providing restrictions on the location of

marijuana establishments; prohibiting certain activities by marijuana establishments; providing for license renewals; authorizing localities to specify an entity within the locality to be responsible for processing applications for a license to operate a marijuana establishment; providing for submission of applications to localities if the division has not issued establishment licenses by a specified date; creating s. 566.038, F.S.; providing a directive to the Attorney General concerning federal subpoenas; creating 566.039, F.S.; providing an exemption from specified provisions for scientific or medical researchers; creating 566.041, F.S.; providing construction and applicability; creating s. 566.042, F.S.; requiring the division to adopt rules; creating s. 566.043, F.S.; specifying that conduct allowed by the chapter may not be considered the basis for the finding of a lack of good moral character as that term is used in law; creating s. 566.044, F.S.; providing criminal penalties; creating s. 570.551, F.S.; providing additional duties of the Division of Cannabis Management; providing requirements and duties for the director of the division; creating s. 570.552, F.S.; providing for emergency rulemaking by the division; requiring the division to undertake rulemaking by a specified date; providing requirements for such rules; defining the term “unreasonably impracticable”; amending s. 500.03, F.S.; providing that marijuana establishments that sell food containing marijuana are considered food service establishments for the purposes of specified regulations; creating s. 500.105, F.S.; specifying that food products containing marijuana that are prepared in permitted food establishments and sold by certain marijuana establishments are not considered adulterated; amending s. 562.13, F.S.; prohibiting marijuana establishments from employing persons under 18 years of age; amending s. 569.0073, F.S.; exempting licensed marijuana establishments from specified provisions regulating the sale of pipes and smoking devices; amending s. 893.03, F.S.; removing cannabis from the schedule of controlled substances; amending ss. 893.13 and 893.135, F.S.; providing that conduct authorized under chapter 566, F.S., is not prohibited by specified controlled substance prohibitions; removing restrictions on possession and sale of cannabis; creating s. 893.13501, F.S.; providing for retroactive effect of amendments to ss. 893.03, 89.013, and 893.135, F.S., by this act; providing for sentence review for certain offenders; requiring notice to certain offenders; providing procedures for resentencing or release of offenders; providing exceptions; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Committees on Agriculture; Regulated Industries; and Fiscal Policy.

By Senator Thompson—

SB 1578—A bill to be entitled An act relating to Florida Children’s Initiatives; amending s. 409.147, F.S.; revising legislative findings; revising the definition of the term “resident”; revising the objectives for certain working groups; providing that the Florida Children’s Initiatives are administratively housed in the Department of Children and Families but are not subject to certain control, supervision, or direction by the department; clarifying provisions relating to a corporation established for a specified purpose; revising legislative intent; clarifying provisions relating to the creation, implementation, and operation of Florida Children’s Initiatives; providing an effective date.

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

By Senator Trumbull—

SB 1580—A bill to be entitled An act relating to protections of medical conscience; creating s. 381.00321, F.S.; defining terms; providing that health care providers and health care payors have the right to opt out of participation in or payment for certain health care services on the basis of conscience-based objections; providing requirements for a health care provider’s notice and documentation of such objection; providing construction; prohibiting health care payors from declining to cover any health care service they are obligated to cover during the plan year; prohibiting persons, governmental entities, business entities, and educational institutions from discriminating against health care providers and health care payors that exercise such right; providing whistle-blower protections for health care providers and health care payors that take certain actions or disclose certain information relating to the reporting of certain violations; providing construction; creating s.

456.61, F.S.; prohibiting boards, or the Department of Health if there is no board, from taking disciplinary action against or denying a license to an individual based solely on specified conduct; providing construction; providing severability; providing an effective date.

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

By Senator Perry—

SB 1582—A bill to be entitled An act relating to student fee discounts; creating s. 1009.264, F.S.; defining the terms “grandparent” and “parent”; requiring a state university to waive the tuition and fees for certain online courses in which certain students are enrolled; requiring a state university to provide a specified annual report to the Board of Governors; requiring state universities to prioritize enrollment of certain students; requiring the Board of Governors to adopt regulations; providing an effective date.

—was referred to the Committee on Education Postsecondary; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Perry—

SB 1584—A bill to be entitled An act relating to local occupational licensing; amending s. 489.117, F.S.; prohibiting local governments from requiring a license issued by the local government or the state for certain job scopes; prohibiting local governments from requiring a license issued by the local government or the state to obtain a building permit for such job scopes; authorizing local governments to impose local licensing requirements for certain specialty job scopes; requiring the Construction Industry Licensing Board to create additional specialty licenses by a specified date; providing an effective date.

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

By Senator Trumbull—

SB 1586—A bill to be entitled An act relating to residential tenancies; creating s. 83.425, F.S.; preempting the regulation of residential tenancies and the landlord-tenant relationship to the state; specifying that the act supersedes certain local regulations; amending ss. 83.57 and 83.575, F.S.; revising how much notice is required to terminate certain tenancies; providing an effective date.

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

By Senator Burgess—

SB 1588—A bill to be entitled An act relating to law enforcement operations; amending s. 30.15, F.S.; revising the powers, duties, and obligations of a sheriff; creating s. 125.01015, F.S.; creating an office of the sheriff in each county; providing requirements for the board of county commissioners; requiring the board to provide a specified certification to the Governor and Legislature within a specified timeframe; providing a penalty; providing requirements for a sheriff-elect before, and a sheriff upon, taking office; amending s. 166.241, F.S.; authorizing certain persons to file a petition with the Division of Administrative Hearings, rather than an appeal to the Administration Commission, if the tentative budget of a municipality contains a certain reduction; providing requirements for such petition and a reply to such petition; providing procedures for hearings on such petitions; specifying the administrative law judge’s considerations during the hearing; requiring the administrative law judge to issue a specified recommended order within a certain timeframe; providing that the recommended order is subject to appeal; specifying that the recommended order becomes final under certain circumstances; providing that the division must close the case under certain circumstances; providing the effects of the final order; providing an effective date.

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

By Senator Torres—

SB 1590—A bill to be entitled An act relating to optional payments for medical assistance and related services; amending s. 409.904, F.S.; extending Medicaid eligibility to specified adults; providing an effective date.

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

By Senator Brodeur—

SB 1592—A bill to be entitled An act relating to transportation for voluntary mental health crisis services; amending s. 394.462, F.S.; revising the information that a county may include in its transportation plan serving individuals seeking certain voluntary services; authorizing counties to designate at least one law enforcement agency to transport persons on a voluntary basis to service providers that have agreed to accept such persons; prohibiting such individuals from being considered in the custody of law enforcement officers; authorizing law enforcement officers providing such courtesy transports to conduct a specified search; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Brodeur—

SB 1594—A bill to be entitled An act relating to services for persons with disabilities; amending s. 393.065, F.S.; revising provisions related to the application for services for persons with disabilities; revising timeframes within which the Agency for Persons with Disabilities must make certain eligibility determinations; requiring the agency to request additional documentation from applicants if it determines such documentation is necessary to make an eligibility determination; specifying requirements for the agency's eligibility determinations; revising procedures for admissions to intermediate care facilities for the developmentally disabled; requiring the agency to assign certain clients to a waiting list; revising provisions related to the prioritization of clients waiting for certain waiver services; requiring the agency to place certain clients on an agency registration list; providing that only agency clients are eligible for certain services; specifying eligibility criteria for such services; amending s. 393.0651, 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; Health Policy; and Rules.

By Senator Garcia—

SB 1596—A bill to be entitled An act relating to provider accountability; amending s. 400.022, F.S.; revising the rights of residents of nursing home facilities; amending s. 408.809, F.S.; providing additional disqualifying offenses for purposes of background screening of employees of certain health care providers; amending s. 408.812, F.S.; creating a cause of action for ex parte injunctive relief against continued unlicensed activity relating to health care provider facilities; authorizing the Agency for Health Care Administration to petition the court for such injunctive relief; providing requirements for the petition; prohibiting courts from requiring bond in such proceedings; limiting the types of evidence that may be presented in such proceedings; providing that a denial of such injunctive relief must be by written order of the court noting the legal grounds for the denial; providing construction; providing for ex parte temporary injunctive relief under certain circumstances; requiring that temporary injunctions be effective for a fixed period not exceeding 30 days; requiring the agency to conduct an inspection of the identified premises of unlicensed activity within a specified timeframe after such temporary injunction is issued; requiring the agency to dismiss its petition if the respondent complies with the injunction; providing for a permanent injunction within a specified timeframe if the unlicensed activity continues; requiring that a full hearing be set as soon as practicable thereafter; authorizing the agency to move for an extension of the injunction until disposition of the pro-

ceedings; providing for service of an ex parte injunction; providing construction; authorizing the agency to provide any inspection records to local law enforcement agencies and state attorney offices upon request and without redaction; amending s. 435.04, F.S.; providing additional disqualifying offenses for employment background screening requirements; providing an effective date.

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

By Senator Torres—

SB 1598—A bill to be entitled An act relating to the Department of Labor; creating s. 20.71, F.S.; creating the Department of Labor as a new department of state government; providing for the secretary of the department to be appointed by the Governor and confirmed by the Senate; authorizing the secretary to establish divisions and regional offices of the department; providing the purpose of the department; authorizing the department to adopt rules; amending s. 448.109, F.S.; revising requirements for notifying employees of certain rights; conforming provisions to changes made by the act; amending s. 448.110, F.S.; designating the Department of Labor as the state Agency for Workforce Innovation for purposes of implementing s. 24, Art. X of the State Constitution; providing definitions; revising the protected rights of an employee; creating a rebuttable presumption and burden of proof for an employer; revising the process for filing a complaint for a violation of protected rights; prohibiting a person or entity from entering into certain contracts; authorizing and providing the department certain powers to conduct investigations, issue citations, enforce and collect judgments by certain means, and partner with other entities for enforcement and education outreach; providing for injunctive relief under certain circumstances; providing a process for review of a citation, levy, or stop-order issued by the department; providing penalties; tolling the statute of limitations during an investigation; providing liability; requiring certain records be maintained for a specified length of time; creating s. 448.112, F.S.; creating the Department of Labor Community Advisory Board within the Department of Labor; providing for membership, meetings, and duties of the advisory board; requiring an annual report to the Secretary of the Department of Labor, the Governor, and the Legislature by a specified date; providing an effective date.

—was referred to the Committee on Commerce and Tourism; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Ingoglia—

SB 1600—A bill to be entitled An act relating to the medical treatment of animals; providing a short title; amending s. 474.202, F.S.; defining the term “veterinary telemedicine”; creating s. 474.2021, F.S.; authorizing veterinarians to practice veterinary telemedicine; providing licensure requirements to practice veterinary telemedicine; providing jurisdiction of the Board of Veterinary Medicine; requiring a veterinarian practicing telemedicine to establish a veterinarian/client/patient relationship, provide the client with specified information, and employ certain professional judgments regarding the use of veterinary telemedicine; authorizing a veterinarian practicing telemedicine to order, prescribe, or make available specified medicinal drugs; prohibiting such veterinarian from ordering, prescribing, or making available controlled substances unless certain conditions are met; authorizing veterinarians to practice veterinary telemedicine for animals on certain animal operations if the veterinarian meets certain conditions; amending s. 474.203, F.S.; conforming provisions to changes made by the act; amending s. 474.214, F.S.; revising grounds for disciplinary action against a veterinarian; amending s. 474.2165, F.S.; revising the definition of the term “records owner” to conform to changes made by the act; amending s. 828.30, F.S.; authorizing certain employees, agents, or contractors to administer rabies vaccinations under certain circumstances; providing that a supervising veterinarian assumes responsibility for any person working under the veterinarian's supervision or at his or her direction; defining the term “indirect supervision”; authorizing a veterinarian who indirectly supervises the administration of the rabies vaccination to affix his or her signature stamp in lieu of an actual signature on the rabies vaccination certificate; providing an effective date.

—was referred to the Committees on Agriculture; Regulated Industries; and Rules.

By Senator Rouson—

SB 1602—A bill to be entitled An act relating to storage of firearms in private conveyances and vessels; amending s. 790.25, F.S.; prohibiting the storage of firearms in unoccupied private conveyances and vessels unless done in a specified manner; providing definitions; requiring local law enforcement agencies to engage in a certain promotional campaign; providing a finding of important state interest; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Ingoglia—

SB 1604—A bill to be entitled An act relating to land use and development regulations; amending s. 163.3164, F.S.; revising definitions; amending s. 163.3177, F.S.; revising the types of data that comprehensive plans and plan amendments must be based on; revising provisions related to coordination of local comprehensive plan elements; prohibiting optional elements of the comprehensive plan from containing certain policies; revising the planning periods that must be included in a comprehensive plan; revising the elements that must be included in a comprehensive plan; amending s. 163.3191, F.S.; requiring local governments to determine if plan amendments are necessary to reflect a certain minimum planning period; specifying requirements for a certain notification; requiring, rather than encouraging, a local government to comprehensively evaluate and update its comprehensive plan to reflect changes in local conditions; specifying the requirements for updating the required and optional elements of the comprehensive plan; prohibiting a local government from initiating or adopting publicly initiated plan amendments to its comprehensive plan when it fails to meet certain requirements; providing applicability; providing that a failure of a local government to update its comprehensive plan must not be the basis for a certain denial of plan amendments; requiring the state land planning agency to provide population projections when a local government fails to update its comprehensive plan; requiring the local government to update its comprehensive plan within a certain timeframe after receiving the population projections; authorizing the local government to provide certain alternative population projections under certain circumstances; amending s. 163.3202, F.S.; revising requirements for local land development regulations; prohibiting certain levels of service from being the basis for the denial of a development order or permit; revising exceptions to applicability of land development regulations relating to single-family or two-family dwelling building design elements; deleting the definition of “planned unit development” or “master planned community”; amending s. 163.3246, F.S.; revising criteria to evaluate the effectiveness of a certain certification process; amending s. 189.08, F.S.; conforming a cross-reference; amending s. 479.01, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Powell—

SB 1606—A bill to be entitled An act relating to a Florida Museum of Black History; creating s. 267.0722, F.S.; creating a Florida Museum of Black History Task Force within the Division of Historical Resources of the Department of State; providing the purpose of the task force; providing for the appointment of task force members by the Legislature; prohibiting compensation for members of the task force; providing that task force members are entitled to receive reimbursement for per diem and travel expenses; requiring the division to provide staff and authorizing the division to expend funds as necessary to assist the task force; requiring the task force to develop certain plans and recommendations; requiring the task force to submit a report to the Governor and the Legislature before a certain date; providing for the expiration of the task force; requiring the division, at the direction of the Legislature, to oversee the construction, operation, and administration of a Florida

Museum of Black History; requiring the Legislature to provide certain appropriations to the division; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 1608—A bill to be entitled An act relating to retail fresh market farm stand signage; creating s. 570.851, F.S.; defining the term “retail fresh market farm stand”; establishing the Fresh From Florida Retail Fresh Market Farm Stand Signage Program within the Department of Agriculture and Consumer Services to provide directional signage for certified retail fresh market farm stands; providing qualification and certification requirements; providing an exception; authorizing the Commissioner of Agriculture to designate certified retail fresh market farm stands as state tourist attractions; requiring the department, in consultation with the Fresh From Florida Retail Fresh Market Farm Stand Advisory Council, to develop uniform directional signage; requiring the Department of Transportation, upon request, to place signage at specified locations; requiring owners and operators of certified retail fresh market farm stands to pay specified fees; requiring the department to adopt rules; providing construction; creating s. 570.8511, F.S.; establishing the Fresh From Florida Retail Fresh Market Farm Stand Advisory Council within the department; providing for council membership, meetings, powers, duties, and procedures; providing an effective date.

—was referred to the Committee on Agriculture; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Rodriguez—

SB 1610—A bill to be entitled An act relating to fees; amending s. 570.851, F.S.; requiring the Department of Agriculture and Consumer Services to include specified application, permit, placement, and removal fees in rules implementing the Fresh From Florida Retail Fresh Market Farm Stand Signage Program; providing a contingent effective date.

—was referred to the Committee on Agriculture; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Yarborough—

SB 1612—A bill to be entitled An act relating to litigation financing consumer protection; creating part VIII of ch. 501, F.S., entitled “Litigation Financing Consumer Protection Act”; creating s. 501.998, F.S.; defining terms; creating s. 501.9981, F.S.; requiring litigation financiers to register with the Department of State before engaging in litigation financing in this state; providing registration requirements; requiring litigation financiers to file a surety bond meeting specified requirements; requiring the department serve notice to such financiers and to revoke such registrations for certain noncompliance; authorizing the department to adopt rules; creating s. 501.9982, F.S.; providing requirements for litigation financing contracts; creating s. 501.9983, F.S.; prohibiting litigation financiers from engaging in specified conduct; creating s. 501.9984, F.S.; providing disclosure requirements for litigation financing contracts; creating s. 501.9985, F.S.; providing requirements for litigation financiers to assess specified interest, fees, and charges; creating s. 501.9986, F.S.; providing that specified communications between attorneys and litigation financiers do not affect statutory or common-law privilege; creating s. 501.9987, F.S.; providing that violations of the act are deceptive and unfair trade practices; providing construction; providing an effective date.

—was referred to the Committees on Judiciary; and Fiscal Policy.

By Senator Rodriguez—

SB 1614—A bill to be entitled An act relating to public safety emergency communications systems; amending s. 633.202, F.S.; requiring a qualified third party to make a specified certification before a local authority having jurisdiction may require an assessment of the need for or the installation of a two-way radio communications enhancement system in certain buildings; specifying the length of time such certification is valid; limiting the number of times, under certain circumstances, that the local authority having jurisdiction may require a specified assessment; prohibiting the local authority having jurisdiction from withholding a certificate of occupancy under certain circumstances and from requiring the installation of a specified system within a certain time period after completion of a specified report; providing an effective date.

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

By Senator Martin—

SB 1616—A bill to be entitled An act relating to public records; amending s. 943.68, F.S.; providing an exemption from public records requirements for records relating to transportation and protective services of specified persons provided by law enforcement agencies; 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 referred to the Committees on Governmental Oversight and Accountability; and Rules.

By Senator Yarborough—

SB 1618—A bill to be entitled An act relating to declarations of a public health emergency; amending s. 381.00315, F.S.; providing that the administration of vaccines is not included within the meaning of the terms “treat,” “treated,” or “treatment” as they relate to public health emergencies; revising provisions related to the expiration and renewal of declarations of a public health emergency; authorizing an individual to refuse examination, testing, or treatment under a State Health Officer’s order during a public health emergency by submitting a written refusal to the State Health Officer; providing that such individuals may not be required to undergo such examination, testing, or treatment; deleting the State Health Officer’s authority to use any means necessary to treat an individual under certain circumstances; providing an effective date.

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

By Senator Grall—

SB 1620—A bill to be entitled An act relating to childhood mental health, safety, and welfare; providing legislative findings; amending s. 394.495, F.S.; revising the array of services offered by the child and adolescent mental health system of care; amending s. 394.9086, F.S.; revising the duties of the Commission on Mental Health and Substance Abuse; creating s. 456.0342, F.S.; providing applicability; requiring specified mental health care professionals to complete a course on technology addiction and pornography addiction by a specified date; requiring that the course address certain content; requiring certain licensing boards to include the course hours in the total hours of continuing education required for certain professions; creating s. 490.0086, F.S.; requiring the Board of Psychology to require applicants to complete a course on technology addiction and pornography addiction as a condition of licensure; providing a time extension for certain applicants; creating s. 491.0066, F.S.; requiring the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling to require applicants to complete a course on technology addiction and pornography addiction as a condition of licensure; providing a time extension for certain applicants; creating s. 501.172, F.S.; defining terms; requiring that a warning label be affixed to the packaging of certain digital devices; providing requirements for the warning label; creating s. 501.173, F.S.; defining terms; requiring a commercial entity to verify

the age of individuals attempting to access certain material online; prohibiting a commercial entity from retaining personal identifying information; providing an exception to news entities; providing that certain entities may not be held to have violated the section by performing certain services; creating s. 501.174, F.S.; authorizing the Department of Legal Affairs to adopt rules; authorizing the department to initiate a legal proceeding against a party for alleged violations; providing the party with a time to cure; providing judicial remedies; amending s. 847.001, F.S.; revising the definition of the term “harmful to minors”; amending s. 847.012, F.S.; revising the circumstances under which the distribution of harmful material to minors is deemed to have occurred; providing an exception for certain school-related materials; amending s. 1002.321, F.S.; limiting the proportion of instructional time that may be delivered in an electronic or digital format; providing that instructional time includes certain standardized or progress monitoring assessments; requiring the State Board of Education to adopt rules; requiring certain schools to notify a parent of instruction given in an electronic or digital format; amending s. 1002.33, F.S.; revising the statutes with which a charter school must comply; amending s. 1002.42, F.S.; requiring private schools to publish online a list of websites approved for instructional purposes; requiring private schools to adopt a policy regarding the use of a wireless communications device by students; specifying that such policy must prohibit student use of such devices for any purpose during school hours, prohibit an individual from posting a student’s image on social media which was created during school hours, and prohibit the online sharing of certain student location information; defining the term “personal wireless communications device”; prohibiting a student’s parent or guardian from waiving policy requirements; amending s. 1006.07, F.S.; defining the term “wireless communications device”; requiring district school boards to adopt a code of student conduct which prohibits the use of wireless communications devices by students during school hours; requiring district school boards to adopt a policy that prohibits an individual from posting a student’s image or location information on a social media platform; providing that a student’s parent or guardian may not waive the requirements; amending s. 1006.28, F.S.; deleting a time limit for the parent of a public school student to file a petition to contest a school board’s adoption of specific instructional material; making technical changes; deleting a requirement for a certain hearing; requiring each district school board to annually publish a list of websites for use by students for instructional purposes; amending s. 1006.29, F.S.; revising the definition of the term “instructional materials”; reenacting and amending s. 1006.40, F.S., relating to instructional materials allocation; requiring the Department of Education to seize from district school boards certain materials purchased or employed which are harmful to minors; providing a penalty for violations; reenacting ss. 1006.31(2) and 1006.34(2), F.S., relating to evaluation of instructional materials and selection and adoption of instructional materials, respectively, to incorporate the amendment made to s. 847.012, F.S., in references thereto; amending s. 1011.62, F.S.; requiring that school district plans adopted in connection with the Mental Health Assistance Allocation include strategies or programs to reduce the likelihood of and improve the early identification of students developing specified addictions; amending ss. 381.88 and 1011.67, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Gruters—

SB 1622—A bill to be entitled An act relating to district school board elections; amending s. 105.051, F.S.; requiring that candidates for the office of school board member be placed on the general election ballot if no more than two candidates qualify; requiring that a primary election be held if more than two candidates qualify for the office of school board member; specifying that the two candidates receiving the highest number of votes at the primary election advance to the general election; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Ethics and Elections; Education Pre-K -12; and Rules.

By Senator Brodeur—

SB 1624—A bill to be entitled An act relating to commercial financing product brokers and providers; creating part XIII of ch. 559, F.S., entitled “Florida Commercial Financing Disclosure Law”; creating s. 559.961, F.S.; providing a short title; creating s. 559.9611, F.S.; providing definitions; creating s. 559.9612, F.S.; providing scope; creating s. 559.9613, F.S.; providing requirements for disclosure of certain information by commercial financing product providers under certain circumstances; creating s. 559.9614, F.S.; providing prohibited acts by commercial financing product providers; creating s. 559.9615, F.S.; providing exclusive authority of the Attorney General to enforce specified provisions; providing fines; providing construction; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Collins—

SB 1626—A bill to be entitled An act relating to support for persons allied with the United States; providing a short title; requiring the Governor to designate temporary housing and provide certain temporary support to persons allied with the United States and their immediate families; defining the term “immediate family”; providing an effective date.

—was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Simon—

SB 1628—A bill to be entitled An act relating to financial assistance for rural areas of opportunity; amending s. 215.971, F.S.; prohibiting certain agency agreements from requiring the expenditure of funds before reimbursement; authorizing agencies to undertake certain actions; providing construction; providing an effective date.

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

By Senator Rouson—

SB 1630—A bill to be entitled An act relating to anesthesiologist assistants; amending ss. 458.3475 and 459.023, F.S.; revising the definitions of the terms “anesthesiologist” and “direct supervision”; revising requirements for the written protocol between an anesthesiologist assistant and a supervising anesthesiologist; revising provisions relating to duties and functions anesthesiologist assistants may perform; revising requirements related to applications for licensure as an anesthesiologist assistant; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Brodeur—

SB 1632—A bill to be entitled An act relating to environmental protection; amending s. 163.3177, F.S.; revising the required components of a local government comprehensive plan capital improvements element and general sanitary sewer, solid waste, drainage, potable water, and natural groundwater aquifer recharge element; making technical changes; requiring the update of comprehensive plans by a specified date; providing applicability; amending s. 253.025, F.S.; revising the real property purchase agreements that must be submitted to and approved by the Board of Trustees of the Internal Improvement Trust Fund; increasing the estimated threshold that a parcel to be acquired must meet before additional appraisals are required; amending s. 259.032, F.S.; authorizing the board to acquire interests in lands that complete certain linkages within the Florida wildlife corridor; conforming a provision to changes made by the act; making technical

changes; creating s. 373.469, F.S.; providing legislative findings and intent; defining terms; providing the components of the Indian River Lagoon Protection Program; requiring the department to evaluate and update the basin management action plans within the program at specified intervals; requiring the department, in coordination with specified entities, to identify and prioritize strategies and projects to achieve certain water quality standards and total maximum daily loads; requiring the department, in coordination with specified entities, to implement the Indian River Lagoon Watershed Research and Water Quality Monitoring Program for specified purposes; prohibiting the installation of new onsite sewage treatment and disposals systems beginning on a specified date under certain circumstances; requiring that commercial or residential properties with existing onsite sewage treatment and disposal systems be connected to central sewer or be upgraded to a certain system by a specified date; providing construction; authorizing the department and the governing boards of the St. Johns River Water Management District and the South Florida Water Management District to adopt rules; amending s. 373.501, F.S.; requiring, rather than authorizing, the department to transfer appropriated funds to the water management districts for specified purposes; requiring the districts to annually report to the department on the use of such funds; amending s. 373.802, F.S.; defining the term “enhanced nutrient-reducing onsite sewage treatment and disposal system”; amending s. 373.807, F.S.; conforming a cross-reference; revising requirements for onsite sewage treatment and disposal system remediation plans for springs; amending s. 373.811, F.S.; prohibiting new onsite sewage treatment and disposal systems within basin management action plans in effect for Outstanding Florida Springs under certain circumstances; authorizing the installation of enhanced or alternative systems for certain lots; amending s. 381.0065, F.S.; defining the term “enhanced nutrient-reducing onsite sewage treatment and disposal system”; amending s. 381.00655, F.S.; encouraging local governmental agencies that receive funding for connecting onsite sewage treatment and disposal systems to central sewer facilities to provide notice of the funding availability to certain owners of onsite sewage treatment and disposal systems and to maintain a website with certain information regarding the funding; reordering and amending s. 403.031, F.S.; defining and revising terms; amending s. 403.067, F.S.; revising requirements for new or revised basin management action plans; requiring that basin management action plans include 5-year milestones for implementation; requiring certain entities to identify projects or strategies to meet such milestones; prohibiting the installation of new onsite sewage treatment and disposal systems within specified areas under certain circumstances; requiring the installation of enhanced or alternative systems for certain lots; revising requirements for a basin management action plan’s cooperative agricultural regional water quality improvement element; amending s. 403.0673, F.S.; renaming the wastewater grant program as the water quality improvement grant program; revising the purposes of the grant program; specifying the projects for which the department may provide grants under the program; requiring the department to prioritize certain projects; requiring the department to coordinate with each water management district to annually identify projects; requiring the department to coordinate with specified entities to identify projects; revising reporting requirements; amending s. 403.086, F.S.; revising the waters that sewage disposal facilities are prohibited from disposing wastes into; amending ss. 201.15, 259.105, 373.019, 373.4132, 373.414, 373.4142, 373.430, 373.4592, 403.890, 403.892, 403.9301, and 403.9302, F.S.; conforming cross-references and provisions to changes made by the act; reenacting s. 259.045(6), F.S., relating to the purchase of lands in areas of critical state concern, to incorporate the amendment made to s. 259.032, F.S., in a reference thereto; providing a declaration of important state interest; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Brodeur—

SB 1634—A bill to be entitled An act relating to child welfare; amending s. 39.202, F.S.; clarifying a provision regarding access to certain records in the event of the death of a child as a result of abuse, abandonment, or neglect; amending s. 39.4092, F.S.; revising provisions to refer to a multidisciplinary legal representation program rather than a model; revising requirements for an office of criminal conflict and civil

regional counsel's multidisciplinary legal representation program; requiring each office of criminal conflict and civil regional counsel to annually submit certain data to the Office of Program Policy Analysis and Government Accountability (OPPAGA) by a specified date; deleting a requirement that each office of criminal conflict and civil regional counsel submit a certain report; requiring the OPPAGA to compile certain data and conduct a certain analysis; revising the date the OPPAGA must annually report its analysis; creating s. 39.5035, F.S.; authorizing certain persons to initiate a proceeding by filing a petition for adjudication and permanent commitment if both parents of a child are deceased or the last known living parent dies; requiring that such petition be filed at a specified time under certain circumstances; authorizing certain persons to file a petition for permanent commitment if both parents die or the last known living parent dies after a child has been adjudicated dependent; specifying a timeframe for filing such petition; specifying requirements for such petitions; requiring the clerk of the court to set the case for hearing within a specified timeframe after a petition for adjudication and permanent commitment or a petition for permanent commitment is filed; requiring that a certain notice of the hearing and a copy of the petition be served on certain persons; specifying procedures for the adjudicatory hearing on the petitions; specifying the determinations a judge must make at the adjudicatory hearing; specifying that a disposition hearing must be set within a certain timeframe; requiring the Department of Children and Families to provide a certain amended case plan; requiring the department to make certain reasonable efforts regarding the case plan; requiring the court to hold hearings at a certain timeframe; specifying that a certified copy of the death certificate is sufficient evidence of a parent's death; requiring the court to make a certain determination within a specified timeframe after an adjudicatory hearing on certain petitions; providing construction; amending s. 39.522, F.S.; authorizing certain persons to remove a child from a court-ordered placement under certain circumstances; requiring the department to file a motion within a certain timeframe to modify placement following such removals; requiring the court to set a hearing on the motion within a specified timeframe under certain circumstances; requiring the court to make a specified determination at the hearing; authorizing the court to base its determination on certain evidence and to hear all relevant and material evidence; requiring the court to enter certain orders under certain circumstances; requiring a placement meet certain home study criteria; requiring the court to conduct a hearing under certain circumstances; amending s. 39.6013, F.S.; authorizing a case plan to be amended at any hearing based upon certain evidence; requiring the department to provide reasonable efforts if the court changes the permanency goal of the case; conforming provisions to changes made by the act; amending s. 39.6221, F.S.; revising conditions for a child's placement in a permanent guardianship; amending s. 39.6251, F.S.; specifying that certain young adults in a Department of Juvenile Justice detention center or commitment program are deemed to have met a certain licensed placement eligibility requirement; specifying that the department's supervision for such young adults is limited to providing certain services; amending s. 39.701, F.S.; revising the required determinations at judicial review hearings for children younger than 18 years of age; amending s. 39.801, F.S.; authorizing certain notice to be waived under certain circumstances; amending s. 39.812, F.S.; revising the court's authorization to review certain information after custody of a child for subsequent adoption has been given to the department; providing procedures if the department denies an application to adopt; revising the circumstances that must apply for the department to remove a child from a foster home or custodian after a denial of an application to adopt; conforming provisions to changes made by the act; amending s. 63.062, F.S.; conforming a provision to changes made by the act; amending s. 409.167, F.S.; revising the purpose and requirements of the statewide adoption exchange; specifying requirements of the photo listing component of the adoption exchange; requiring the department or lead agency to refer certain children to the adoption exchange; deleting the requirement that the referral be accompanied by a photograph and description of the child; deleting the requirement that the department provide certain information to the adoption exchange for children accepted for permanent placement by the department; deleting a requirement that the adoption exchange provide a certain service to certain groups, organizations, and associations; requiring that certain children be registered with existing regional and national adoption exchanges under a specified condition; amending s. 409.1678, F.S.; revising the required services that safe houses and safe foster homes must provide, arrange for, or coordinate; conforming a provision to changes made by the act; requiring the department, in collaboration with the Florida Digital Ser-

vice, to provide a confidential web-based portal for safe house operators and foster parents for safe foster homes; specifying the requirements for such portal; requiring service providers to bill Medicaid, contract with local school districts, or obtain federal and local funding for services rendered to victims of commercial sexual exploitation whenever possible; amending s. 409.175, F.S.; revising the timeframe for which a family foster home license is valid; increasing the timeframe for which the department may extend a license expiration date; making a technical change; revising requirements for inservice training for foster parents and agency staff related to human trafficking; amending s. 409.1754, F.S.; requiring the Department of Children and Families, in collaboration with other entities, to implement certain recommendations and develop a certain tool and algorithm by a specified date; requiring that the screening and assessment instruments be validated by a specified date, if possible; requiring the department and the Department of Juvenile Justice to use the previously validated screening and assessment instruments and indicator tool under certain circumstances; requiring the department and each community-based care lead agency to prepare a certain service capacity assessment and development plan by a specified date and triennially thereafter; specifying the requirements of such plan; authorizing the department to provide training to certain local law enforcement officials; defining the term "survivor peer mentor"; providing legislative findings; requiring certain service providers and certain operators to collaborate with local providers to ensure survivor peer mentors are regularly accessible to certain children; requiring survivor peer mentors to undergo certain training; amending s. 409.988, F.S.; requiring that all individuals providing care for dependent children be provided contact information for a certain foster-family support program; amending s. 409.996, F.S.; requiring the department's contracts with lead agencies to require the lead agency to provide a certain foster-family support group; requiring certain governmental entities to create a workgroup for a specified purpose relating to commercial sexual exploitation; requiring the Agency for Health Care Administration to modify state Medicaid plans and implement federal waivers necessary to implement the act; requiring the workgroup to draft a certain plan and submit a certain report to the Legislature by a specified date; providing effective dates.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Wright—

SB 1636—A bill to be entitled An act relating to the sale of motor vehicles; creating s. 319.255, F.S.; authorizing certain parties to rescind or cancel the sale of a motor vehicle under certain circumstances; requiring the motor vehicle dealer to certify upon a form the rescinded or canceled sale and that certain moneys were returned under certain circumstances; specifying requirements for the form; specifying the duties of the Department of Highway Safety and Motor Vehicles upon receiving such forms; prohibiting the motor vehicle dealer from selling a vehicle until such form is received; authorizing a motor vehicle dealer to request a certain refund of fees and taxes; providing construction; providing an effective date.

—was referred to the Committees on Transportation; Commerce and Tourism; and Fiscal Policy.

By Senator Simon—

SB 1638—A bill to be entitled An act relating to coverage for clinician-administered drugs; creating s. 627.42398, F.S.; defining terms; prohibiting certain acts by insurers or pharmacy benefit managers that cover clinician-administered drugs; providing that violations are deemed unfair methods of competition and unfair practices or acts; providing an effective date.

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

By Senator Gruters—

SB 1640—A bill to be entitled An act relating to the installation of waterway markers; amending s. 327.40, F.S.; revising the application

requirements for marking certain waters of this state; requiring all waterway markers to be affixed to certain structures or buoys beginning on a specified date; requiring state and local governmental entities to conform to such requirements by a specified date; making technical changes; reenacting ss. 327.4108(2)(a) and 403.813(1)(k), F.S., relating to the anchoring of vessels in anchoring limitation areas and to permits issued at district centers, respectively, to incorporate the amendments made to s. 327.40, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Environment and Natural Resources; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Simon—

SB 1642—A bill to be entitled An act relating to the Florida High School Athletic Association; amending s. 1006.20, F.S.; requiring the Florida High School Athletic Association, in consultation with its Sports Medicine Advisory Committee, to adopt bylaws to establish requirements for the provision of health care services to student athletes; requiring that such health care services be as comprehensive as practicable; requiring that the bylaws, at a minimum, require member schools, when practicable, to hire or contract with qualified health care providers to provide health care services to certain student athletes and provide for the legally compliant collection, review, and storage of student athlete health information; providing an effective date.

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

By Senator Torres—

SB 1644—A bill to be entitled An act relating to sentencing calculations; amending s. 921.0024, F.S.; providing that sentence points expire after a specified period and cannot be used in calculations; amending s. 924.051, F.S.; authorizing individuals to petition for new sentencing calculations due to changes in the law in certain circumstances; providing an effective date.

—was referred to the Committee on Criminal Justice; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By Senator Davis—

SB 1646—A bill to be entitled An act relating to commercial service airport transparency and accountability; amending s. 332.0075, F.S.; defining the term “consent agenda”; revising information required to be posted on the website of a governing body; requiring a commercial service airport to use specified competitive solicitation processes for certain purchases of commodities or contractual services; revising the amount of a contract that a governing body may not approve, award, or ratify as part of a consent agenda; providing an effective date.

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

SB 1648—Previously introduced.

By Senator Torres—

SB 1650—A bill to be entitled An act relating to safer consumption services programs; creating s. 381.0047, F.S.; providing a short title; defining terms; authorizing the Department of Health to approve entities to operate safer consumption services programs for specified purposes; requiring the department to establish certain standards and procedures for the programs; specifying criteria an entity must satisfy to obtain department approval to operate a program; requiring the department to make a determination regarding a program application within a specified timeframe; requiring the department to include a written explanation if it denies an application; providing that a denial does not bar an entity from reapplying; providing that approved programs must maintain compliance with specified provisions and rules to

continue operating; requiring entities operating approved programs to submit annual reports to the department by a specified date each year; providing requirements for the report; providing that specified persons are immune from criminal prosecution and civil or administrative penalties, and may not be denied any rights or privileges, based solely on their participation or involvement in a program; providing construction; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committee on Health Policy; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Davis—

SB 1652—A bill to be entitled An act relating to Medicaid behavioral health provider performance; amending s. 409.967, F.S.; revising provider network requirements for behavioral health providers in the Medicaid program; specifying network testing requirements; requiring the Agency for Health Care Administration to establish certain performance measures; requiring managed care plan contract amendments by a specified date; requiring the agency to submit an annual report to the Legislature; providing an effective date.

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

By Senator Ingoglia—

SB 1654—A bill to be entitled An act relating to education; amending s. 1007.2616, F.S.; requiring high schools to offer certain computer science courses; requiring such courses to satisfy specified instruction requirements; requiring Florida College System institutions and state universities to recognize credits from such courses as foreign language credits; requiring such courses to be included in the Course Code Directory; amending s. 1009.53, F.S.; conforming provisions to changes made by the act; requiring the Department of Education to include specified information in an annual notification to certain individuals; amending s. 1009.532, F.S.; beginning in a specified academic year, authorizing students who earn a Florida Gold Seal Vocational Scholars award to enroll in certain programs; amending s. 1009.533, F.S.; providing that entities that operate apprenticeship programs are considered a postsecondary education institution eligible for participation in the program; amending ss. 1009.534 and 1009.535, F.S.; authorizing students to use a combination of volunteer service hours and paid work hours to meet certain program eligibility requirements; providing that paid work hours completed on or after a specified date shall be used to meet certain program eligibility requirements; amending s. 1009.536, F.S.; authorizing the department to identify aptitude tests students may use to demonstrate readiness for postsecondary education for specified purposes; authorizing students to use a combination of volunteer service hours and paid work hours to meet certain program eligibility requirements; providing that paid work hours completed on or after a specified date shall be used to meet certain program eligibility requirements; authorizing students who earn a Florida Gold Seal Vocational Scholars award to enroll in certain programs; providing an effective date.

—was referred to the Committee on Education Postsecondary; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Stewart—

SB 1656—A bill to be entitled An act relating to financial aid for female victims of rape, incest, domestic violence, or human trafficking; amending s. 1009.25, F.S.; providing that certain low-income, female students who are pregnant as a result of rape, incest, domestic violence, or human trafficking and who decide to carry the pregnancy to term are exempt from paying specified postsecondary tuition and fees; authorizing the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; creating s. 1009.8963, F.S.; establishing the Academic Success of Pregnant Female Students Who Are Victims of Sexual Abuse Grant Program within the Department of Education; providing the purpose of the program; providing student

eligibility requirements; providing for program funding and the disbursement of awards; authorizing the State Board of Education to adopt rules; providing an effective date.

—was referred to the Committee on Education Postsecondary; the Appropriations Committee on Education; and the Committee on Fiscal Policy.

By Senator Torres—

SB 1658—A bill to be entitled An act relating to housing; providing a short title; creating s. 20.71, F.S.; creating the Department of Housing and Tenant Rights as a new department of state government; providing for the secretary of the department to be appointed by the Governor and confirmed by the Senate; providing the purpose of the department; requiring a report on the implementation of an empty homes tax be provided to the Governor and Legislature by a specified date; providing government reorganization for certain chapters of law; amending s. 83.43, F.S.; revising definitions; creating s. 83.455, F.S.; providing requirements for rental agreements; requiring landlords to provide certain information with rental agreements; amending s. 83.46, F.S.; requiring that a landlord provide written notice of a rent increase to a tenant by a specified time; requiring such notice to include an option for mediation under certain circumstances; amending s. 83.47, F.S.; providing that certain provisions in a rental agreement are void and unenforceable; amending s. 83.49, F.S.; removing the option for a landlord to deposit certain money into a non-interest-bearing account; revising written notice requirements to tenants; providing for damages if a landlord fails to meet certain requirements; amending s. 83.51, F.S.; requiring a landlord to inspect a dwelling unit at a specified time to ensure compliance with applicable codes; amending s. 83.54, F.S.; requiring certain records be removed from a tenant's credit report under certain circumstances; amending s. 83.56, F.S.; revising and specifying grounds for termination of a rental agreement; requiring landlords to provide certain tenants a specified amount of time to vacate the premises after delivery of a notice to terminate the rental agreement before bringing a specified action; conforming provisions to changes made by the act; conforming a cross-reference; amending s. 83.60, F.S.; removing a requirement that certain money be paid into the registry of the court; creating s. 83.626, F.S.; authorizing tenants and mobile home owners who are defendants in certain eviction proceedings to file a motion with the court to have the records of such proceedings sealed and to have their names substituted on the progress docket under certain conditions; providing applicability; requiring the court to grant such motions if certain requirements are met; authorizing that such relief be granted only once; requiring tenants and mobile home owners to submit a specified sworn statement under penalty of perjury with their motion; requiring the court to substitute a defendant's name on the progress docket if a judgment is entered in favor of the defendant; providing exceptions; providing retroactive applicability; amending s. 83.63, F.S.; conforming a cross-reference; amending s. 83.67, F.S.; prohibiting a landlord from engaging in certain conduct; providing definitions; conforming a cross-reference to changes made by the act; creating s. 83.675, F.S.; providing definitions; requiring a landlord to give tenants the opportunity to purchase the dwelling unit or premises under certain circumstances; providing requirements for an offer of sale; authorizing a tenant to challenge an offer of sale; creating s. 83.676, F.S.; providing definitions; prohibiting a landlord from evicting a tenant or terminating a 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 rental agreement under certain circumstances; requiring certain documentation and written notice to landlord; providing for liability for rent for both the tenant and the perpetrator, if applicable; specifying that a tenant does not forfeit certain money paid to the landlord for terminating the rental agreement under certain circumstances; 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 certain actions by a landlord under certain circumstances; authorizing filing of a civil action and an award of damages, fees, and costs under certain circumstances; prohibiting the waiver of certain provisions; amending ss. 125.0103, and 166.043, F.S.; removing provisions that require local government measures that impose rent controls to expire within a specified time period unless they

are extended or renewed in accordance with law; conforming cross-references; amending s. 163.31801, F.S.; authorizing local governments and special districts to adopt a specified impact fee; requiring that the revenue generated from such impact fee be used for a specified purpose; creating s. 201.025, F.S.; providing the amount of documentary stamp tax imposed on purchases of certain property by certain entities; requiring revenue generated by such tax to be deposited into the Florida Affordable Housing Trust Fund; providing exceptions; providing an effective date.

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

By Senator Torres—

SJR 1660—A joint resolution proposing an amendment to Section 6 of Article VII and the creation of a new section of Article XII of the State Constitution to authorize the Legislature to provide a homestead tax discount and a homestead tax exemption to specified honorably discharged veterans with permanent service-connected disabilities, and to provide an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Grall—

SB 1662—A bill to be entitled An act relating to insurance claims; providing a short title; amending s. 627.0651, F.S.; requiring the Office of Insurance Regulation to consider the recovery of funds under specified provisions in reviewing rates; amending s. 817.234, F.S.; requiring insurers to report the recovery of funds under specified provisions; specifying that an insured's payment of a deductible or copayment is not a condition of an insurer's payment obligations; providing an effective date.

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

By Senator Hooper—

SB 1664—A bill to be entitled An act relating to economic development; amending s. 20.60, F.S.; requiring the Secretary of Economic Opportunity to appoint deputy secretaries and directors for specified divisions of the Department of Economic Opportunity; amending s. 163.3175, F.S.; revising the list of local governments affected by Naval Support Activity Orlando; conforming a provision to changes made by the act; amending s. 201.25, F.S.; exempting loans made with funds administered by the Department of Economic Opportunity from certain taxes; amending s. 288.018, F.S.; revising requirements relating to the Florida Rural Development Grants Program; amending s. 288.065, F.S.; removing a requirement that certain repayments under the Rural Community Development Revolving Loan Fund be matched; amending s. 288.0655, F.S.; revising grant requirements and authorizations relating to the Rural Infrastructure Fund; revising limits on grant awards; amending s. 288.075, F.S.; revising the definition of the term "economic development agency"; amending s. 288.8017, F.S.; conforming provisions to changes made by the act; amending s. 288.9604, F.S.; deleting a future repeal of the Florida Development Finance Corporation; amending ss. 288.980 and 288.985, F.S.; conforming provisions to changes made by the act; amending s. 288.987, F.S.; renaming the Florida Defense Support Task Force as the Florida Defense Support Council; amending s. 331.3081, F.S.; revising the composition of Space Florida's board of directors; providing requirements for appointments to and vacancies on the board; amending s. 446.71, F.S.; revising requirements relating to the Everglades Restoration Agricultural Community Employment Training Program; defining terms; authorizing, rather than requiring, the department to adopt rules; amending s. 695.03, F.S.; requiring the Secretary of Economic Opportunity, rather than the Governor, to appoint certain commissioners of deeds; reenacting s. 288.106(2)(c), F.S., relating to the tax refund program for qualified target industry businesses, to incorporate the amendment made to s. 288.075, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Commerce and Tourism; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Wright—

SB 1666—A bill to be entitled An act relating to marine encroachment on spaceflight and military operations; amending s. 163.3175, F.S.; revising legislative findings; encouraging the sharing of information about certain community grants through specified federal programs to facilitate the compatibility and resiliency of community planning and the activities and mission of a military installation or range; amending s. 327.462, F.S.; requiring the head of a law enforcement agency or entity to report the establishment of a temporary protection zone to the appropriate port authority; requiring the port authority to direct a licensed state pilot or certificated deputy pilot to hand deliver written notice of such establishment and related penalties to operators of certain vessels; requiring such operators to sign and return such notice to the state pilot or deputy pilot; providing penalties; amending ss. 163.3177, 163.3184, and 380.0651, F.S.; conforming provisions to changes made by the act; making technical changes; providing an effective date.

—was referred to the Committees on Community Affairs; Military and Veterans Affairs, Space, and Domestic Security; and Rules.

By Senator Davis—

SB 1668—A bill to be entitled An act relating to restoration of voting rights; creating s. 98.094, F.S.; requiring the Department of State to adopt procedures by a specified date to ensure that certain information is reviewed and provided, within a specified timeframe, to supervisors of elections; requiring the department to notify ineligible voters after a supervisor of elections makes a determination that a person is ineligible to vote and removes that person from the statewide voter registration system; requiring the department to provide persons who are the subject of such a determination with specified information; requiring that notification be made through specified means; creating s. 104.47, F.S.; providing an affirmative defense for individuals charged with specified crimes; providing an effective date.

—was referred to the Committee on Ethics and Elections; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator Broxson—

SB 1670—A bill to be entitled An act relating to the Deferred Retirement Option Program; amending s. 121.091, F.S.; increasing the period of time for which specified instructional and administrative personnel may extend their participation in the Deferred Retirement Option Program, if such personnel enter the program before a specified date; providing a statement of important state interest; providing an effective date.

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

By Senator DiCeglie—

SB 1672—A bill to be entitled An act relating to temporary airports; amending s. 330.27, F.S.; revising the definition of the term “temporary airport”; amending s. 330.30, F.S.; requiring certain documentation to be submitted to the Department of Transportation for temporary airport site approval and temporary airport registration; requiring a temporary airport to obtain registration before operation of aircraft to or from the airport; requiring the department to publish certain notice of receipt of a temporary airport registration application; specifying the period during which such application may be approved or denied; requiring the department to issue registration concurrent with site approval; removing a condition for licensure or registration as a temporary airport; prohibiting approval of subsequent temporary airport registration applications under certain circumstances; revising an exemption

from certain provisions for an airport used for aerial application or spraying of crops; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Fiscal Policy.

By Senators Grall and Perry—

SB 1674—A bill to be entitled An act relating to facility requirements based on sex; creating s. 553.865, F.S.; providing a short title; providing legislative findings; providing definitions; providing requirements for exclusive use of restrooms by gender; providing requirements for exclusive use of changing facilities by gender; providing exceptions; prohibiting willfully entering a restroom or changing facility designated for the opposite sex and refusing to immediately depart when asked to do so by another person present there; providing criminal penalties; providing requirements for exclusive use of domestic violence centers by gender; providing requirements for correctional institutions; requiring entities that receive state licenses to submit compliance documentation; authorizing the Attorney General to bring enforcement actions; authorizing civil penalties; providing for certain funds to be deposited in the General Revenue Fund; providing severability; providing an effective date.

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

By Senator Burton—

SB 1676—A bill to be entitled An act relating to hemp; amending s. 500.03, F.S.; revising the definition of the term “food”; providing that hemp extract is considered a food subject to certain requirements; amending s. 581.217, F.S.; revising legislative findings for the state hemp program; revising and defining terms; revising the requirements that hemp extract must meet before being distributed and sold in this state; providing that hemp extract may only be sold to businesses in this state which meet certain permitting requirements; providing that hemp extract distributed or sold in this state must meet certain requirements; prohibiting products intended for human ingestion which contain hemp extract from being sold to persons under a specified age; providing a requirement for products intended for human ingestion or inhalation; requiring the Department of Agriculture and Consumer Services to adopt rules; removing obsolete provisions; reenacting s. 893.02(3), F.S., relating to the definition of the term “cannabis,” to incorporate the amendment made to s. 581.217, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Agriculture; and Fiscal Policy.

By Senator Calatayud—

SB 1678—A bill to be entitled An act relating to agricultural property classification; amending s. 193.461, F.S.; authorizing property to be classified as agricultural at the time of purchase if certain conditions are met; requiring that such property obtain certain classification within a specified time period; authorizing retroactive reclassification in certain circumstances; authorizing the property appraiser to extend the time period; requiring the property appraiser to make certain notifications to purchasers; amending s. 193.4613, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Calatayud—

SB 1680—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; authorizing a charter school to assign its charter to another governing board that meets specified requirements; authorizing the sponsor of a charter school to require the proposed governing board to provide certain information and to deny a request for assignment only if the proposed governing board does not meet specified requirements; authorizing certain unrestricted capital assets to be used for other charter schools in this state, rather than in the same school district; revising the circumstances under which certain laws apply to a

charter school governing board; specifying the circumstances under which the landlord of a charter school or certain other individuals may serve on a charter school governing board; amending s. 1002.331, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Rodriguez—

SB 1682—A bill to be entitled An act relating to fees for the enforcement of the Florida Building Code; providing a short title; amending s. 553.80, F.S.; revising the definition of the term “operating budget”; authorizing local governments to carry forward a certain percentage of unexpended funds under certain circumstances; providing that such funds may be used for purposes other than the construction of buildings or structures; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Davis—

SB 1684—A bill to be entitled An act relating to youth housing and employment; creating s. 212.0975, F.S.; defining terms; providing a sales tax credit to certain businesses that hire specified employees; requiring such employees be employed for a minimum amount of time; specifying the amount of the tax credit; providing requirements to apply for the tax credit; requiring the Department of Economic Opportunity to review and approve applications that meet specified requirements; creating s. 220.1991, F.S.; defining terms; providing a tax credit against corporate income taxes to landlords who lease dwelling units under specified conditions to recent college graduates; providing an additional credit if the qualified lease agreement is at an affordable rate; specifying a minimum number of qualified lease agreements to qualify for the credit; providing an additional credit if the dwelling unit owned by the landlord is purchased as part of a lease option agreement for no more than fair market value; specifying the amount of such additional credit; specifying a limitation on the amount of credits claimed in any one year; specifying a limitation on a the transfer of credits; requiring a landlord to affirmatively demonstrate to the Department of Revenue that requirements have been met to receive a tax credit; authorizing the department to adopt rules regarding eligibility for tax credits; requiring the department to consult with the Shimberg Center for Affordable Housing Studies at the University of Florida in determining the affordable rate; requiring the Office of Economic and Demographic Research to publish the rate; amending s. 420.6075, F.S.; requiring the Shimberg Center for Affordable Housing Studies to include certain recommendations relating to affordable housing rental needs in its annual report; amending s. 420.622, F.S.; requiring the State Office on Homelessness to coordinate certain entities for a specified purpose; amending s. 1003.21, F.S.; specifying that free public education required to be provided to certain children and youths must include certain programs; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Appropriations.

By Senator Wright—

SB 1686—A bill to be entitled An act relating to the designation of Brevard Barrier Island Area as an area of critical state concern; creating s. 380.0553, F.S.; providing a short title; providing legislative findings and intent; designating the Brevard Barrier Island Area as an area of critical state concern; providing guiding principles for development within the area; providing for removal of the designation; providing an effective date.

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

By Senator Jones—

SB 1688—A bill to be entitled An act relating to insurance; creating s. 11.91, F.S.; creating the Property Insurance Commission; providing membership of the commission; providing powers and duties of the commission; amending s. 20.121, F.S.; providing for the election of the Commissioner of Insurance Regulation; providing terms for the commissioner; conforming provisions to changes made by the act; creating s. 112.3134, F.S.; prohibiting the commissioner from engaging in certain activities or employment for a specified period after leaving office; providing sanctions for violations; authorizing specified entities to collect penalties; amending s. 215.5586, F.S.; revising homeowners’ eligibility criteria for mitigation grants under the My Safe Florida Home Program; amending s. 494.0026, F.S.; requiring interest earned on insurance proceeds received by mortgagees and assignees to be paid to insureds; amending s. 624.401, F.S.; prohibiting property insurers from claiming insolvency under specified circumstances; specifying a condition on insurance activities engaged in this state by a person who engages in property insurance activities in another state; amending s. 627.0629, F.S.; requiring residential property insurers to release specified information to insureds upon request; amending s. 627.701, F.S.; prohibiting property insurers from using certain defenses for claims denials; amending s. 627.715, F.S.; requiring insurance agents to advise insurance applicants of flood risk; amending s. 627.7152, F.S.; revising requirements for assignment agreements; creating s. 627.7155, F.S.; requiring the Office of Insurance Regulation to adopt certain rules; requiring the Department of Financial Services to adopt rules regarding allegations of insurance fraud made by insurers or their employees or contractors; providing requirements for such rules; providing fines; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study of the effectiveness of the property insurance mediation program; providing requirements for the study; requiring a report to the Legislature; amending chapter 2022-268, Laws of Florida; extending the My Safe Florida Home Program and specifying appropriations for a certain fiscal year; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

By Senator Ingoglia—

SB 1690—A bill to be entitled An act relating to human trafficking; amending s. 787.29, F.S.; requiring the Department of Children and Families to develop age-appropriate public awareness signs for display in specified locations that provide shelter and care for dependent children; providing sign requirements; making technical changes; creating s. 402.88, F.S.; defining terms; requiring the Department of Children and Families to develop a process to certify adult safe houses that provide housing and care to adult survivors of human trafficking; providing certification requirements; authorizing rulemaking; requiring the department to inspect adult safe houses before certification and annually thereafter; requiring the department to ensure the staff of each adult safe house completes specified intensive training; providing for department actions for noncompliance; amending s. 409.1678, F.S.; providing security requirements for certain group homes and safe houses; creating s. 409.16781, F.S.; requiring the Department of Children and Families to develop age-appropriate educational programming for children in certain facilities concerning human trafficking; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

SR 1692—Not introduced.

By Senator Jones—

SB 1694—A bill to be entitled An act relating to programs and services for young adults with developmental disabilities; creating s. 393.5015, F.S.; providing legislative intent; creating the Transition Success Network for a specified purpose; providing for the composition of the network; providing duties for the Agency for Persons with Disabilities and certain divisions of the Department of Education; provid-

ing purposes and duties of the network; providing for an initial state-wide needs assessment and biennial local needs assessments; providing network requirements; providing for funding; amending s. 1003.5716, F.S.; requiring a member of the network to participate, upon request, in individual education plan meetings for students with disabilities; providing an effective date.

—was referred to the Committee on Children, Families, and Elder Affairs; the Appropriations Committee on Health and Human Services; and the Committee on Fiscal Policy.

By Senator Jones—

SB 1696—A bill to be entitled An act relating to restoration of voting rights information on sentencing scoresheets; amending s. 921.0024, F.S.; specifying information to be provided on sentencing scoresheets concerning restoration of voting rights; providing an effective date.

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

By Senator Jones—

SB 1698—A bill to be entitled An act relating to rent and security deposits in communities for adults aged 55 or older; amending s. 83.46, F.S.; prohibiting certain landlords from increasing the rent of a dwelling unit in excess of certain percentages; amending s. 83.49, F.S.; prohibiting certain landlords from charging a security deposit in excess of a certain amount; providing an effective date.

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

By Senator DiCeglie—

SB 1700—A bill to be entitled An act relating to vehicle for-hire licenses; creating s. 559.956, F.S.; authorizing persons who hold vehicle for-hire licenses issued by any county or municipality in this state to perform work in any county or municipality in this state, regardless of additional licensing requirements, under certain circumstances; authorizing persons who hold vehicle for-hire airport permits to perform work at any airport regardless of additional airport permit requirements; defining the term “airport”; providing an effective date.

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

By Senator DiCeglie—

SB 1702—A bill to be entitled An act relating to mitigation credits; amending s. 373.4136, F.S.; authorizing the Department of Environmental Protection and water management districts to release mitigation credits to certain mitigation banks under specified conditions; requiring the department and water management districts to authorize the use of mitigation credits available within surrounding basins or specified regions; conforming provisions to changes made by the act; providing circumstances under which mitigation credits are deemed unavailable in a basin; requiring affidavits from mitigation banks before certain mitigation credits are released; authorizing certain projects to use mitigation banks regardless of whether the projects are located within the mitigation service area; requiring the department to begin rulemaking on a specified date; providing an effective date.

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

By Senator DiCeglie—

SB 1704—A bill to be entitled An act relating to commercial motor vehicle insurance; amending s. 627.7415, F.S.; requiring specified combined bodily and property damage liability insurance coverage for commercial motor vehicles used to furnish equipment, supplies, mate-

rials, or services to certain projects for a governmental entity; providing an effective date.

—was referred to the Committee on Banking and Insurance; the Appropriations Committee on Transportation, Tourism, and Economic Development; and the Committee on Fiscal Policy.

By Senator DiCeglie—

SB 1706—A bill to be entitled An act relating to ad valorem tax exemptions; amending s. 196.012, F.S.; revising conditions under which certain aircraft-related operations are deemed to serve a governmental, municipal, or public purpose or function for purposes of ch. 196, F.S.; revising the definition of the term “owned by the lessee”; amending s. 196.198, F.S.; adding circumstances under which property used exclusively for educational purposes is deemed owned by an educational institution; amending s. 196.199, F.S.; deleting a requirement for the property appraiser relating to applications for an exemption for leasehold interests in government property; revising and specifying conditions under which the exemption remains valid for the duration of the lease; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator DiCeglie—

SB 1708—A bill to be entitled An act relating to cybersecurity; providing a short title; amending s. 282.0041, F.S.; revising definitions; amending s. 282.0051, F.S.; clarifying the powers, duties, and functions of the Florida Digital Service; revising the cost threshold of state agency information technology projects for which the Florida Digital Service must perform project oversight; requiring the Florida Digital Service to establish an operations committee for a certain purpose; providing for membership of the committee; requiring the Governor to appoint a state chief information officer subject to confirmation by the Senate; conforming provisions to changes made by the act; amending s. 282.201, F.S.; requiring the Florida Digital Service to oversee the state data center; requiring the Florida Digital Service to be provided with full access to state data center infrastructure; requiring the Northwest Regional Data Center to provide the Florida Digital Service with access to certain information; conforming provisions to changes made by the act; amending s. 282.318, F.S.; clarifying the authority of the Florida Digital Service; requiring the Florida Digital Service to oversee certain cybersecurity audits; requiring state agencies to report ransomware and cybersecurity incidents within a certain time period; requiring the Florida Digital Service to notify the Governor and Legislature of certain incidents; requiring that certain notification be provided in a secure environment; requiring the Florida Digital Service to provide cybersecurity briefings to certain legislative committees; authorizing the Florida Digital Service to respond to certain cybersecurity incidents; authorizing certain legislative committees to hold closed meetings to receive certain briefings; requiring such committees to maintain the confidential and exempt status of certain records; amending s. 282.3185, F.S.; requiring a local government to report ransomware and cybersecurity incidents within a certain time period; requiring the Florida Digital Service to notify the Governor and Legislature of certain incidents; requiring that certain notification be provided in a secure environment; amending s. 282.319, F.S.; revising the membership of the Florida Cybersecurity Advisory Council; requiring that members of certain legislative committees be invited to attend meetings of the council; providing construction; creating s. 282.3195, F.S.; creating the State Technology Advancement Council within the Executive Office of the Governor; providing for the purpose, membership, terms of office, and meetings of the council and members; providing requirements for members relating to confidential and exempt information and certain agreements; requiring the council to submit an annual report to the Governor and Legislature beginning on a specified date; creating s. 768.401, F.S.; providing a presumption against liability in connection with a cybersecurity incident for a county, municipality, or commercial entity that complies with certain requirements; requiring certain entities to adopt certain revised frameworks or standards within a specified time period; providing that a private cause of action is not established; providing that certain failures are not evidence of negligence and do not constitute negligence per se; amending s. 1004.649, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Governmental Oversight and Accountability; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committees on Appropriations; and Rules.

By Senator DiCeglie—

SB 1710—A bill to be entitled An act relating to taxes on malt beverages; amending s. 563.05, F.S.; revising taxes on certain malt beverages; reenacting ss. 561.1211, 561.1212, and 561.1213 F.S., relating to credit for contributions to eligible nonprofit scholarship-funding organizations, the New Worlds Reading Initiative, and eligible charitable organizations, respectively, to incorporate the amendment made by this act to s. 563.05, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Regulated Industries; Finance and Tax; and Appropriations.

By Senator Jones—

SB 1712—A bill to be entitled An act relating to municipal water and sewer utility rates; amending s. 180.191, F.S.; requiring a municipality to charge customers receiving its utility services in another municipality the same rates, fees, and charges as it charges consumers within its municipal boundaries under certain circumstances; providing an effective date.

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

By Senator Jones—

SB 1714—A bill to be entitled An act relating to instructions on emergency first aid for choking; amending s. 1003.02, F.S.; requiring a poster containing specified information relating to choking to be placed in public school cafeterias; providing requirements for the placement of such posters; providing an effective date.

—was referred to the Committees on Education Pre-K -12; Health Policy; and Rules.

By Senator Yarborough—

SB 1716—A bill to be entitled An act relating to homestead tax exemptions; amending ss. 196.011, 196.075, and 196.161, F.S.; revising the interest rate and penalty that applies to property owners who unlawfully received a homestead exemption; amending s. 196.061, F.S.; revising criteria under which the rental of homestead property is considered abandonment for tax exemption purposes; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

By Senator Ingolia—

SB 1718—A bill to be entitled An act relating to immigration; creating ss. 125.0156 and 166.246, F.S.; prohibiting counties and municipalities, respectively, from providing funds to any person, entity, or organization to issue identification documents to an individual who does not provide proof of lawful presence in the United States; creating s. 322.033, F.S.; specifying that certain driver licenses and permits issued by other states exclusively to unauthorized immigrants are not valid in this state; requiring law enforcement officers and authorized representatives of the Department of Highway Safety and Motor Vehicles to cite a person driving with a specified invalid license; requiring the department to maintain a list on its website of out-of-state classes of driver licenses that are invalid in this state; amending s. 322.04, F.S.; revising the circumstances under which certain persons are exempt from obtaining a driver license; creating s. 395.3027, F.S.; requiring certain hospitals to collect patient immigration status data information on admission or registration forms; requiring hospitals to submit quarterly reports to the Agency for Health Care Administration con-

taining specified information; requiring the agency to submit an annual report to the Governor and the Legislature containing specified information; authorizing the agency to adopt rules; prohibiting rules requiring the disclosure of patient names to the agency; amending s. 448.09, F.S.; increasing the maximum fine that may be imposed for a first violation of specified provisions relating to employing, hiring, recruiting, or referring aliens for private or public employment; providing a fine for second or subsequent violations of specified provisions after a certain previous conviction relating to employing, hiring, recruiting, or referring aliens for private or public employment; providing criminal penalties for certain aliens who knowingly use false identification documents or who fraudulently use identification documents of another person for the purpose of obtaining employment; making technical changes; amending s. 448.095, F.S.; deleting the definition of the term “department”; requiring a private employer to verify a person’s employment eligibility before recruiting or referring for a fee a person for employment; requiring a private employer to retain specified copies for at least a certain number of years; deleting a provision absolving private employers of civil or criminal liability for complying with certain provisions; creating a certain rebuttable presumption that the private employer has not violated specified provisions with respect to the hiring, recruitment, or referral for employment of an unauthorized alien; establishing an affirmative defense to an allegation that the private employer has not violated specified provisions with respect to the hiring, recruitment, or referral for employment of an unauthorized alien; prohibiting a private employer from continuing to employ an unauthorized alien after obtaining knowledge that a person is or has become an unauthorized alien; authorizing the Department of Economic Opportunity to request, and requiring a private employer to provide, copies of specified documentation; requiring a person or an entity that determines or finds that a private employer has violated certain provisions to notify the department; revising the required actions that the department must take if a private employer does not comply with specified provisions, including imposing fines for first, second, or subsequent violations; requiring that specified fines be deposited into the General Revenue Fund; requiring the department to provide certain notice to private employers for any action taken pursuant to specified provisions; requiring the department to notify private employers of the opportunity for a hearing pursuant to specified provisions; deleting provisions relating to penalties imposed upon private employers for specified violations; conforming provisions to changes made by the act; amending s. 454.021, F.S.; deleting a provision authorizing an unauthorized immigrant to obtain a license to practice law in this state under certain circumstances; providing applicability; amending s. 787.07, F.S.; providing criminal penalties for persons who knowingly and willfully violate, or who reasonably should know and who violate, certain provisions relating to the transporting into or within this state, or the concealing, harboring, or shielding from detection, or the attempt thereof, of individuals who illegally entered the United States; providing enhanced criminal penalties for prior convictions of specified provisions; defining the term “conviction”; providing circumstances that give rise to a certain inference; requiring that persons who violate certain provisions be held in custody; making technical changes; amending s. 908.104, F.S.; specifying that a state entity, local governmental entity, or law enforcement agency, or an employee, an agent, or a representative of the entity or agency, may not prohibit or in any way restrict a law enforcement agency from sending the applicable information obtained pursuant to certain provisions to a federal immigration agency; amending s. 943.03, F.S.; requiring the Department of Law Enforcement to coordinate and direct the law enforcement, initial emergency, and other initial responses in matters dealing with the Federal Government in federal immigration law enforcement and responses to immigration enforcement incidents within or affecting this state; amending s. 943.03101, F.S.; revising legislative findings and determinations; amending s. 943.0311, F.S.; revising the required duties of the Chief of Domestic Security; requiring the chief to regularly coordinate random audits pursuant to specified provisions and notify the Department of Economic Opportunity of any violations; amending s. 943.0312, F.S.; revising legislative findings; requiring that each task force cooperate with and provide assistance to the Federal Government in the enforcement of federal immigration laws within or affecting this state in compliance with specified provisions, in accordance with the state’s domestic security strategic goals and objectives; requiring the Chief of Domestic Security to, in conjunction with specified entities, identify appropriate equipment and training needs, curricula, and materials related to the effective response to immigration enforcement incidents; requiring that each regional domestic security task force,

COMMITTEE SUBSTITUTES

FIRST READING

By the Appropriations Committee on Transportation, Tourism, and Economic Development; the Committee on Transportation; and Senator Hooper—

CS for CS for SB 64—A bill to be entitled An act relating to the Department of Transportation; creating s. 316.83, F.S.; requiring the department to coordinate with certain entities to establish certain standards relating to grading certain roads' compatibility with the operation of autonomous vehicles; requiring the department to consider certain factors in establishing such standards; requiring such standards to be incorporated into standards for certain transportation projects; creating s. 334.066, F.S.; establishing the Implementing Solutions from Transportation Research and Evaluating Emerging Technologies Living Lab (I-STREET) within the University of Florida; specifying requirements for I-STREET; creating an advisory board to review and advise I-STREET; specifying the composition of the advisory board; amending s. 334.179, F.S.; revising the definition of the term "certified for use" in regard to permissible use of aggregates; prohibiting a producer from certifying shipments of aggregates which are not in compliance with department rules; requiring a producer to certify aggregates in accordance with specified rules; creating s. 334.180, F.S.; specifying that an electronic ticket generated by a system used by the department serves as a certain official record; prohibiting local governments from refusing to accept such electronic tickets; amending s. 337.11, F.S.; requiring that contracts let by the department for performance of bridge construction or maintenance over navigable waters contain certain insurance requirements; requiring the department to implement and track strategies to reduce the cost of projects while ensuring that such projects meet federal and state standards; authorizing the department to share a portion of cost savings with certain consultants under specified circumstances; providing that payments to consultants may not exceed a specified amount; amending s. 337.1101, F.S.; revising the calculation of a certain settlement paid to a non-selected responsive bidder which requires the department to maintain certain records and provide certain notices to the Legislature and the Attorney General; amending s. 337.14, F.S.; increasing the proposed budget estimates of construction contracts for which an applying contractor may submit certain financial statements; revising procedures relating to certificates of qualification issued by the department to construction contractors seeking certification to bid on certain contracts; amending s. 337.168, F.S.; deleting a public records exemption for certain documents that reveal the identity of a potential bidder; amending s. 338.223, F.S.; deleting a requirement regarding the department's request for legislative approval of proposed turnpike projects; creating s. 339.84, F.S.; requiring a specified amount to be allocated to the workforce development program for specified purposes; providing an effective date.

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

CS for SB 110—A bill to be entitled An act relating to the State Board of Administration; amending s. 121.091, F.S.; prohibiting the State Board of Administration from paying benefits to a Florida Retirement System investment plan member convicted of specified felonies; requiring the state board to return to a member contributions that were accumulated up to the date of conviction; prohibiting the state board from paying benefits until the resolution of the proceedings of any potentially disqualifying offenses; amending s. 121.4501, F.S.; authorizing the state board to develop investment products to be offered in the investment plan; revising the process for a member's spouse to acknowledge that he or she is not the primary beneficiary of the member's benefits; authorizing a member to request a waiver of such acknowledgment under certain circumstances; amending s. 215.47, F.S.; revising the types of investments in real property and related personal property which the state board may invest in; authorizing the state board and certain affiliated entities and ventures to issue securities and borrow money through specified means; authorizing the state board to use the proceeds of loans or financing obligations as loans to or sources of funding for certain entities or ventures; requiring the ownership of an entity holding title to real property to be vested in the name of the Florida Retirement System Trust Fund; revising the funds in which the

working in conjunction with specified entities, work to ensure that hate-driven acts against ethnic groups that may have been targeted as a result of immigration enforcement incidents within or affecting this state are appropriately investigated and responded to; amending s. 943.0313, F.S.; revising legislative findings; requiring the Domestic Security Oversight Council to make recommendations to the Governor and the Legislature regarding the expenditure of funds and allocation of resources related to cooperating with and providing assistance to the Federal Government in the enforcement of federal immigration laws; expanding the list of persons whom the council may invite to attend and participate in its meetings as ex officio, nonvoting members; revising the duties of the council; amending s. 943.325, F.S.; revising the definition of the term "qualifying offender" to include certain persons who are the subject of an immigration detainer issued by a federal immigration agency; requiring certain qualifying offenders to submit DNA samples at a specified time; requiring law enforcement agencies to immediately take DNA samples from certain qualifying offenders under certain circumstances; providing effective dates.

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

By Senator Rouson—

SB 1720—A bill to be entitled An act relating to flood disclosures for residential and commercial property sales; creating s. 689.302, F.S.; requiring a seller of residential or commercial property to disclose in writing certain flood information to a prospective purchaser before executing a contract for the sale of the property; providing an effective date.

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

By Senator Rouson—

SB 1722—A bill to be entitled An act relating to public food service establishments; amending s. 509.039, F.S.; revising requirements for certification and training; requiring managers and employees to know protocols to avoid cross-contamination; amending s. 509.049, F.S.; revising provisions regarding approval of foods safety training programs and responsibilities of public food service establishments to include all employees; amending s. 509.101, F.S.; requiring operators of public food service establishments to display a menu listing common allergens in food and drinks; requiring operators of public food service establishments to include a notice to customers of the customers' obligation to inform a server about any food allergy; requiring the Division of Hotels and Restaurants within the Department of Business and Professional Regulation to establish the notice; requiring the division to develop a program for public food service establishments to be designated as food allergy friendly; providing that participation in the program is mandatory; requiring the division to adopt rules; amending s. 509.261, F.S.; authorizing the division to fine, suspend, or revoke the license of a public food service establishment under certain circumstances; providing an effective date.

—was referred to the Committee on Regulated Industries; the Appropriations Committee on Agriculture, Environment, and General Government; and the Committee on Fiscal Policy.

Senate Bills 7000-7010—Previously introduced.

By the Committee on Criminal Justice—

SB 7012—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 an exemption from public records requirements for the address of a victim of an incident of mass violence; removing the scheduled repeal of the exemption; providing an effective date.

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

state may invest no more than 80 percent of its moneys available for investments; revising the requirements of the proposed plan the state board must present to the Investment Advisory Council to invest in unauthorized investments; deleting authorization for the council to obtain independent investment counsel to provide expert advice on state board investment activity; revising the threshold for the amount that may be invested in alternative investments; reenacting ss. 112.661(5)(a), 420.503(3)(a), and 1002.36(4)(e), F.S., relating to authorized investments, the definition of “authorized investments”, and investments made on behalf of the Florida School for the Deaf and the Blind, respectively, to incorporate the amendments made to s. 215.47, F.S., in references thereto; providing an effective date.

By the Committee on Fiscal Policy; and Senators Collins, Gruters, Martin, and Hooper—

CS for SB 150—A bill to be entitled An act relating to public safety; amending s. 27.53, F.S.; conforming provisions to changes made by the act; amending s. 30.15, F.S.; requiring sheriffs to assist private schools in complying with a certain statute; authorizing a private school to request the sheriff to establish a guardian program under certain conditions; providing requirements for the guardian program; authorizing certified individuals to serve as school guardians if appointed by the applicable private school head of school; revising the training program hours required for school employees to be certified as school guardians; amending s. 768.28, F.S.; revising a definition; amending s. 790.001, F.S.; defining the term “handgun”; amending s. 790.01, F.S.; authorizing a person to carry a concealed weapon or concealed firearm if he or she is licensed to do so or meets specified requirements; specifying that the state bears the burden of proof for certain violations; creating s. 790.013, F.S.; requiring a person who is carrying a concealed weapon or concealed firearm without a license to carry valid identification and display such identification upon demand by a law enforcement officer; providing a noncriminal penalty; prohibiting a person who is carrying a concealed weapon or concealed firearm without a license from carrying such weapon or firearm in specified locations; amending s. 790.015, F.S.; authorizing a nonresident to carry a concealed weapon or concealed firearm in this state if he or she meets the same requirements as a resident; removing a requirement that limits recognition of concealed firearm licenses to those states that honor Florida concealed weapon or concealed firearm licenses; amending s. 790.052, F.S.; conforming provisions to changes made by the act; amending s. 790.053, F.S.; specifying that it is not a violation of specified provisions for persons authorized to carry a concealed weapon or concealed firearm without a license to briefly and openly display a firearm under specified circumstances; amending s. 790.06, F.S.; defining the term “concealed weapon or concealed firearm”; removing a requirement that a person who is licensed to carry a concealed weapon or concealed firearm must carry such license while he or she is in actual possession of a concealed weapon or concealed firearm; revising legislative findings; making technical changes; amending s. 790.0655, F.S.; making technical changes; amending s. 790.115, F.S.; providing that a person who is authorized to carry a concealed weapon or concealed firearm without a license is subject to specified penalties for possessing such weapon or firearm at a school-sponsored event or on school property; conforming provisions to changes made by the act; revising applicability; repealing s. 790.145, F.S., relating to the possession of firearms or destructive devices within the premises of pharmacies; amending s. 790.25, F.S.; providing that a person who is authorized to carry a concealed weapon or concealed firearm may carry such weapon or firearm on his or her person in a private conveyance under certain circumstances; conforming provisions to changes made by the act; making technical changes; amending s. 790.251, F.S.; revising the definition of the term “employee” to include any person who is authorized to carry a concealed weapon or concealed firearm; prohibiting an employer from conditioning employment upon the fact that an employee or a prospective employee is authorized to carry a concealed weapon or concealed firearm; amending s. 790.31, F.S.; removing the definition of the term “handgun”; creating s. 943.6873, F.S.; requiring each law enforcement agency in this state to create and maintain an active assailant response policy by a specified date; providing requirements for the policy; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to develop a behavioral threat management operational process by a specified date; providing requirements for the process; revising provisions requiring the office to develop a Florida-specific behavioral threat assessment instrument by a specified date; revising requirements for the instrument; requiring the

office to develop, host, maintain, and administer a threat management portal by a specified date; providing requirements for the threat management portal; providing a noncriminal penalty for an individual using the threat management portal for an unauthorized purpose; deleting provisions providing for the Statewide Threat Assessment Database Workgroup; authorizing the State Board of Education to adopt emergency rules; amending s. 1002.42, F.S.; authorizing a private school to partner with a law enforcement agency or security agency for specified purposes; requiring a private school that establishes a safe-school officer to comply with specified provisions of law; providing that the private school is responsible for certain implementation costs; amending s. 1003.25, F.S.; revising information included in verified reports of serious or recurrent behavior patterns; amending s. 1006.07, F.S.; redesignating threat assessment teams as threat management teams; requiring a charter school governing board to establish a threat management team; providing requirements for a threat management team; requiring the threat management team to prepare a specified report; authorizing the state board to adopt emergency rules; providing legislative findings; creating s. 1006.121, F.S.; requiring the Department of Education to establish the Florida Safe Schools Canine Program; requiring the Office of Safe Schools to consult with specified entities; defining the term “firearm detection canine”; providing requirements for the program; requiring the State Board of Education to adopt rules; amending s. 1006.13, F.S.; conforming provisions to changes made by the act; providing reporting requirements for certain school safety incidents; amending ss. 790.1612, 810.095, 921.0022, 921.0024, 943.051, 943.0585, 943.059, 985.11, and 1002.33, F.S.; conforming provisions to changes made by the act; providing appropriations; providing effective dates.

By the Committee on Rules; and Senators Grall and Perry—

CS for SB 190—A bill to be entitled An act relating to interscholastic extracurricular activities; amending s. 1002.20, F.S.; authorizing charter school students and Florida Virtual School full-time students to participate in extracurricular activities at a private school under certain circumstances; amending s. 1002.33, F.S.; authorizing charter school students to participate in interscholastic extracurricular activities at a private school under certain circumstances; amending s. 1006.15, F.S.; authorizing charter school students and Florida Virtual School full-time program students to participate in interscholastic extracurricular activities at a private school under certain circumstances; providing an effective date.

By the Committee on Community Affairs; and Senators Avila, Calatayud, Rodriguez, and Gruters—

CS for SB 192—A bill to be entitled An act relating to the Everglades Protection Area; amending s. 163.3184, F.S.; requiring comprehensive plans and plan amendments that apply to certain lands within or near the Everglades Protection Area to follow the state coordinated review process; requiring the Department of Environmental Protection, in consultation with specified entities, to make certain determinations for such plans and amendments, to provide written determinations to the local government and specified entities within a specified timeframe, and to coordinate with the local government and specified entities on certain planning strategies and mitigation measures; providing a condition for the adoption of such plans and plan amendments upon certain determinations by the department; specifying a requirement for the transmittal of certain comprehensive plan amendments to the department; revising the scope of the state land planning agency’s compliance determination relating to plans and plan amendments; making technical changes; amending s. 163.3187, F.S.; authorizing site-specific text changes for small-scale future land use map amendments; prohibiting the adoption of small-scale development amendments for properties located within or near the Everglades Protection Area; requiring local governments whose boundaries include any portion of the Everglades Protection Area to transmit copies of adopted small-scale development amendments to the state land planning agency within a specified timeframe; making technical changes; amending s. 420.615, F.S.; conforming a cross-reference; providing an effective date.

By the Appropriations Committee on Education; and Senators Simon, Perry, and Collins—

CS for SB 202—A bill to be entitled An act relating to K-12 education; amending s. 212.099, F.S.; conforming a cross-reference; amending s. 1002.394, F.S.; defining terms; revising student eligibility and ineligibility requirements for the Family Empowerment Scholarship Program; revising the authorized uses of scholarship funds; authorizing a student participating in the program to be enrolled in a home education program; providing that certain scholarships remain in force until certain criteria are met; requiring the closing of a scholarship account and the reversion of funds to the state under certain circumstances; authorizing reimbursements for certain expenditures until certain criteria are met; requiring the Department of Education to notify school districts of specified information; requiring scholarship funds to be deposited by fund transfers, rather than through the endorsements of warrants; providing requirements for parents of students enrolled in a home education program under the program; revising obligations of eligible nonprofit scholarship-funding organizations; revising and establishing certain limitations on the number of scholarships funded by the program; revising provisions for the calculation of an award amount for certain students; prohibiting the transfer of funds to an eligible student's account under certain conditions; providing obligations of choice navigators beginning on a specified date; conforming provisions and cross-references to changes made by the act; amending s. 1002.395, F.S.; defining the term "choice navigator"; revising student eligibility and ineligibility requirements for the Florida Tax Credit Scholarship Program; revising obligations of eligible nonprofit scholarship-funding organizations; revising and establishing certain limitations on the number of scholarships funded by the program; revising the approved uses of scholarship funds; deleting obsolete language; revising the amount of funds that must be expended through scholarships; providing requirements for parents of students participating in the program; requiring scholarship funds to be deposited by funds transfers, rather than through the endorsement of warrants; requiring choice navigators to report specified student scores to a certain state university; revising the requirements of a specified annual report; prohibiting the transfer of funds to an eligible student's account under certain conditions; providing that scholarships awarded through the program remain in force until certain criteria are met; authorizing reimbursements for certain expenditures until certain criteria are met; requiring the closing of a scholarship account and the reversion of funds to the state under certain circumstances; providing obligations of choice navigators beginning on a specified date; conforming provisions and cross-references to changes made by the act; amending s. 1002.40, F.S.; conforming cross-references; amending s. 1002.421, F.S.; revising the Commissioner of Education's authority and obligations relating to the state school choice scholarship program; creating s. 1002.44, F.S.; authorizing public schools, including charter schools, to enroll certain students on a part-time basis; providing that such students generate full-time equivalent student membership; providing funding for such students; providing that such students are not considered to be in regular attendance at such schools; amending s. 1003.4282, F.S.; deleting the online course requirement for a standard high school diploma; requiring the State Board of Education to provide recommendations by a specified date to the Governor and the Legislature for repeals and revisions of the Florida Early Learning-20 Education Code to be considered in the 2024 legislative session; amending s. 1006.21, F.S.; deleting a requirement for the superintendent to share transportation recommendations with the State Board of Education; deleting a requirement for transportation provisions to comply with board rules; authorizing vehicles other than buses to transport students; deleting a requirement to transport students whose homes are more than a reasonable walking distance, as defined by board rules; amending s. 1006.22, F.S.; conforming a provision to changes made by the act; deleting a requirement for district school boards to use school buses for all regular transportation; deleting provisions relating to circumstances in which students may be transported in privately owned motor vehicles; amending s. 1006.25, F.S.; deleting requirements for school buses and certain leased vehicles to comply with board rules; amending s. 1006.261, F.S.; deleting types of agreements a district school board may enter into with certain governing bodies relating to transportation; amending s. 1006.27, F.S.; conforming provisions to changes made by the act; amending s. 1011.62, F.S.; providing requirements for how additional funding appropriated for the Teacher Salary Increase Allocation may be used; amending s. 1012.22, F.S.; authorizing district school boards to use advanced degrees in setting salary schedules for

instructional personnel or school administrators; deleting a requirement for the annual increase of personnel salaries; amending s. 1012.56, F.S.; revising the acceptable means of demonstrating mastery of general knowledge; revising the acceptable means of demonstrating mastery of subject area knowledge; revising acceptable means of demonstrating mastery of professional preparation and education competence; revising requirements for the department to issue temporary certificates; revising how long a temporary certificate is valid; amending s. 1013.64, F.S.; providing that certain construction projects are exempt from the total cost per student station requirements; amending ss. 1002.321, 1003.5716, 1002.20, 1003.01, and 1003.499, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

By the Committee on Fiscal Policy; and Senators Rouson and Garcia—

CS for SB 204—A bill to be entitled An act relating to the Task Force on the Monitoring of Children in Out-of-Home Care; creating s. 39.4093, F.S.; creating the task force adjunct to the Department of Law Enforcement; requiring the department to provide certain services; specifying the purpose of the task force; specifying the composition of the task force; providing requirements for member appointments, election of a chair, and meetings; specifying duties of the task force; requiring the Florida Institute for Child Welfare to conduct certain focus groups and individual interviews and submit its findings to the task force by a specified date; requiring the Department of Children and Families to submit certain monthly reports to the task force through a specified date; requiring the task force to submit a report to the Governor and Legislature by a specified date; providing for future review and repeal; providing an effective date.

By the Committees on Rules; and Health Policy; and Senator Harrell—

CS for CS for SB 230—A bill to be entitled An act relating to health care practitioner titles and designations; creating s. 456.0651, F.S.; defining terms; providing that, for specified purposes, the use of specified titles or designations in connection with one's name constitutes the practice of medicine or the practice of osteopathic medicine; providing exceptions; amending s. 456.072, F.S.; revising grounds for disciplinary action relating to a practitioner's use of such titles or designations in identifying himself or herself to patients or in advertisements for health care services; revising applicability; requiring certain health care practitioners to prominently display a copy of their license in a conspicuous area of their practice; requiring that the copy of the license be a specified size; requiring such health care practitioners to also verbally identify themselves in a specified manner to new patients; requiring, rather than authorizing, certain boards, or the Department of Health if there is no board, to adopt certain rules; providing an effective date.

By the Committee on Banking and Insurance; and Senator Hutson—

CS for SB 236—A bill to be entitled An act relating to civil remedies; amending s. 57.104, F.S.; creating a rebuttable presumption that a lodestar fee is a sufficient and reasonable attorney fee in most civil actions; providing an exception; amending s. 95.11, F.S.; reducing the statute of limitations for negligence actions; amending s. 624.155, F.S.; providing standards for bad faith actions; providing for the distribution of proceeds when two or more third-party claims arising out of a single occurrence exceed policy limits; creating s. 768.0427, F.S.; providing definitions; providing standards for the admissibility of evidence to prove the cost of damages for medical expenses in certain civil actions; requiring certain disclosures with respect to claims for medical expenses for treatment rendered under letters of protection; specifying the damages that may be recovered by a claimant for the reasonable and necessary cost of medical care; creating s. 768.0701, F.S.; requiring the trier of fact to consider the fault of certain persons who contribute to an injury; amending s. 768.79, F.S.; providing for the applicability of that section; amending s. 768.81, F.S.; providing that a party in a negligence action who is at fault by a specified amount may not recover damages under a comparative negligence action; providing applicability; repealing ss. 626.9373 and 627.428, F.S., relating to attorney fees payable to insureds filing actions against insurers; amending ss. 624.123, 624.488, 627.062, 627.401, 627.727, 627.736, 627.756, and 628.6016, F.S.; con-

forming provisions to changes made by the act; repealing ss. 631.70 and 631.926, F.S.; relating to awards of attorney fees; amending ss. 475.01, 475.611, 517.191, 627.441, and 632.638, F.S.; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision; providing applicability and construction; providing an effective date.

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

CS for SB 242—A bill to be entitled An act relating to fiscal accountability; amending s. 215.985, F.S.; requiring state entities to post any documents submitted on the contract tracking system which indicate the use of state funds as remuneration under certain contracts, beginning on a specified date; deleting a provision requiring state entities to publish payments on the contract tracking system; amending s. 216.1366, F.S.; requiring that contracts for services executed, amended, or extended beginning on a specified date require contractors to provide specified documentation to be included in the contract tracking system and posted to the contractor's website, if applicable; defining terms; providing an effective date.

By the Committee on Health Policy; and Senators Yarborough, Perry, and Broxson—

CS for SB 254—A bill to be entitled An act relating to treatments for sex reassignment; creating s. 61.5175, F.S.; granting courts of this state jurisdiction to enter, modify, or stay a child custody determination relating to a child present in this state to the extent necessary to protect the child from being subjected to sex-reassignment prescriptions or procedures in another state; creating s. 286.31, F.S.; defining the term "governmental entity"; prohibiting certain public entities from expending state funds for the provision of sex-reassignment prescriptions or procedures; amending s. 395.003, F.S.; requiring certain licensed facilities, by a specified date and as a condition of licensure thereafter, to provide a signed attestation of specified information to the Agency for Health Care Administration; requiring the agency to revoke a facility's license for failure to provide such attestation, subject to the due process procedures of ch. 120, F.S.; amending s. 456.001, F.S.; defining the terms "sex" and "sex-reassignment prescriptions or procedures"; creating s. 456.52, F.S.; prohibiting sex-reassignment prescriptions and procedures for patients younger than 18 years of age; providing an exception; requiring the Board of Medicine and the Board of Osteopathic Medicine to adopt certain emergency rules; requiring that such prescriptions and procedures for patients older than 18 years of age be prescribed, administered, or performed only with the voluntary and informed consent of the patient; providing criteria for what constitutes voluntary and informed consent; providing that only a physician may prescribe, administer, or perform such prescriptions and procedures; defining the term "physician"; providing applicability; providing for disciplinary action; providing criminal penalties; requiring the Department of Health to adopt certain emergency rules; providing that such emergency rules remain in effect until they are replaced by non-emergency rules; amending s. 456.074, F.S.; requiring the department to immediately suspend the license of a health care practitioner who is arrested for committing or attempting, soliciting, or conspiring to commit specified violations related to sex-reassignment prescriptions or procedures for a patient younger than 18 years of age; amending ss. 458.328 and 459.0138, F.S.; requiring registered physicians' offices to provide a signed attestation of specified information to the department by a specified date; beginning on a specified date, requiring physicians' offices seeking such registration to provide the signed attestation as a condition of registration; providing grounds for disciplinary action; providing severability; providing a directive to the Division of Law Revision; providing an effective date.

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

CS for SB 256—A bill to be entitled An act relating to employee organizations representing public employees; amending s. 447.301, F.S.; requiring a public employee who desires to be a member of an employee organization to sign a membership authorization form beginning on a specified date; requiring that such form include a specified statement; authorizing a public employee to revoke membership in an

employee organization at any time of the year; requiring an employee organization to revoke a public employee's membership upon receipt of his or her written request for revocation; prohibiting an employee organization from limiting an employee's right to revoke membership to certain dates; prohibiting a revocation form from requiring a reason for the public employee's decision to revoke his or her membership; requiring employee organizations to retain such authorization forms and requests for revocation for inspection by the Public Employees Relations Commission; providing applicability with respect to certain employee organizations; authorizing the commission to adopt rules; amending s. 447.303, F.S.; prohibiting certain employee organizations from having dues and uniform assessments deducted and collected by the employer from certain salaries; authorizing public employees to pay dues and uniform assessments directly to the employee organization; authorizing certain employee organizations to have dues and uniform assessments deducted and collected by the employer from certain salaries; amending s. 447.305, F.S.; revising requirements for applications for initial registrations and renewals of registration of employee organizations; providing procedures for incomplete applications; requiring certain employee organizations to petition the commission for recertification as bargaining agents; authorizing a public employer or bargaining unit employee to challenge an employee organization's application for renewal of registration; requiring the commission or one of its designated agents to review the application; requiring the commission to revoke the registration and certification of the employee organization in certain circumstances; authorizing the commission to conduct investigations for specified purposes; authorizing the commission to revoke or deny an employee organization's registration or certification under certain circumstances; specifying that certain decisions issued by the commission are reviewable final agency actions; providing applicability with respect to certain employee organizations; requiring certain employee organizations to provide its members with an annual audited financial report; requiring employee organizations to notify its members annually of all costs of membership; amending s. 447.509, F.S.; revising prohibitions for employee organizations and certain persons and entities relating to employee organizations; amending s. 1012.2315, F.S.; removing duplicative provisions; reenacting ss. 110.114(3) and 447.507(6)(a), F.S., relating to employee wage deductions and violation of strike prohibition and penalties, respectively, to incorporate the amendment made to s. 447.303, F.S., in references thereto; providing effective dates.

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

CS for SB 364—A bill to be entitled An act relating to bereavement benefits for state employees; providing a short title; creating s. 110.1205, F.S.; authorizing the head of a law enforcement agency to grant specified employees a certain number of hours of administrative leave for a specified purpose; authorizing the head of a law enforcement agency to deny such administrative leave under certain circumstances; amending s. 112.061, F.S.; authorizing travel expenses for certain members of a law enforcement agency for a specified purpose; amending s. 112.19, F.S.; increasing the amount to be paid toward the funeral and burial expenses of certain officers killed in the line of duty; amending s. 287.17, F.S.; authorizing the use of a state motor vehicle to attend a funeral in this state of a law enforcement officer killed in the line of duty under specified circumstances; providing an effective date.

By the Committee on Criminal Justice; and Senators Bradley and Martin—

CS for SB 384—A bill to be entitled An act relating to violent offenses committed against criminal defense attorneys; amending s. 775.0823, F.S.; providing for the reclassification of specified offenses committed against criminal defense attorneys; amending ss. 921.0024 and 947.146, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Appropriations Committee on Health and Human Services; and Senator Harrell—

CS for SB 452—A bill to be entitled An act relating to home health aides for medically fragile children; amending s. 400.462, F.S.; defining terms; amending s. 400.464, F.S.; requiring home health agencies to ensure that any tasks delegated to home health aides for medically

fragile children meet specified requirements; amending s. 400.476, F.S.; requiring home health agencies to ensure that home health aides for medically fragile children employed by or under contract with them are adequately trained to perform the tasks they will be delegated; providing certain individuals an exemption from costs associated with specified training; creating s. 400.4765, F.S.; establishing the home health aides for medically fragile children program for specified purposes; requiring the Agency for Health Care Administration, in consultation with the Board of Nursing, to approve training programs for home health aides for medically fragile children; specifying minimum requirements for the training programs; authorizing home health agencies to employ certain persons as home health aides for medically fragile children if they meet specified criteria; requiring home health aides for medically fragile children to complete an approved training program again under certain circumstances; requiring home health aides for medically fragile children to complete additional training in HIV/AIDS and maintain a certificate in cardiopulmonary resuscitation; requiring home health agencies to ensure that home health aides for medically fragile children whom they employ complete certain inservice training during each 12-month period; requiring home health agencies to maintain documentation demonstrating compliance with such training requirements; exempting home health agencies from civil liability for terminating or denying employment to a home health aide for medically fragile children under certain circumstances; extending the exemption to certain agents of the home health agencies; prohibiting home health agencies and their agents from using certain criminal records or juvenile records other than for a specified purpose; requiring the agency to maintain confidentiality of certain confidential and exempt records; authorizing the agency, in consultation with the board, to adopt rules; amending s. 400.489, F.S.; authorizing home health aides for medically fragile children to administer certain medications under certain circumstances; requiring such home health aides for medically fragile children to complete additional inservice training annually to continue administering such medications; requiring the agency, in consultation with the board, to establish certain standards and procedures by rule for home health aides for medically fragile children who administer medications to patients; amending s. 400.490, F.S.; authorizing home health aides for medically fragile children to perform certain tasks delegated by a registered nurse; creating s. 400.54, F.S.; requiring the agency to conduct an annual assessment related to the home health aides for medically fragile children program; specifying requirements for the assessment; requiring the agency to submit a report to the Governor and the Legislature by a specified date each year, beginning on a specified date; directing the agency to modify any state Medicaid plans and implement any federal waivers necessary to implement the act; directing the agency to establish a certain Medicaid fee schedule at a specified rate and subject to a specified utilization cap; amending ss. 768.38 and 768.381, F.S.; conforming cross-references; providing appropriations and authorizing positions; providing an effective date.

By the Committee on Regulated Industries; and Senator DiCeglie—

CS for SB 626—A bill to be entitled An act relating to broadband Internet service providers; creating s. 364.391, F.S.; defining terms; specifying that the poles of rural electric cooperatives that are engaged in the provision of broadband are subject to regulation by the Public Service Commission; authorizing the commission to access the books and records of such cooperatives for specified purposes; providing that such information that contains proprietary confidential business information retains its confidential or exempt status when held by the commission; providing construction; amending s. 425.04, F.S.; authorizing rural electric cooperatives to engage in the provision of broadband; providing an effective date.

By the Committee on Ethics and Elections; and Senator Collins—

CS for SB 666—A bill to be entitled An act relating to the form of candidate oath; amending s. 99.021, F.S.; revising the address that certain candidates must provide on the form of candidate oath; amending s. 105.031, F.S.; revising the address that judicial candidates must provide on the form of candidate oath; providing an effective date.

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

CS for SB 726—A bill to be entitled An act relating to library cooperative grants; amending s. 257.42, F.S.; deleting the limitation on the funding a library cooperative is eligible to receive; providing an effective date.

By the Committee on Regulated Industries; and Senator Calatayud—

CS for SB 752—A bill to be entitled An act relating to temporary commercial kitchens; amending s. 509.101, F.S.; requiring operators of public food service establishments who provide commissary services to maintain a temporary commercial kitchen registry; requiring temporary commercial kitchen operators to display license numbers; amending s. 509.102, F.S.; defining the term “temporary commercial kitchen”; preempting regulation of temporary commercial kitchens to the state; authorizing mobile food dispensing vehicles and temporary commercial kitchens in specified locations to operate during certain hours; providing construction; providing an effective date.

By the Committee on Agriculture; and Senator Gruters—

CS for SM 814—A memorial to the United States Department of Agriculture, requesting the department to perform a study on the foods typically purchased by users of the Supplemental Nutrition Assistance Program.

By the Committee on Agriculture; and Senator Thompson—

CS for SB 902—A bill to be entitled An act relating to safety standards for amusement rides; providing a short title; amending s. 616.242, F.S.; defining and redefining terms; requiring permanent amusement rides operated for the first time in this state after a specified date to have a ride commissioning and certification report on file with the Department of Agriculture and Consumer Services within a specified timeframe; revising the application requirements for permanent and temporary amusement ride permits; exempting from permit requirements temporary amusement rides that meet certain conditions; revising the annual nondestructive testing requirements for amusement rides; requiring nonvisual nondestructive testing to be used in certain circumstances; revising the affidavit requirements for nondestructive testing; authorizing the department to conduct unannounced inspections for specified purposes; requiring the department to remove an amusement ride from service and take appropriate administrative actions under certain circumstances; removing an exemption for temporary amusement ride inspections; authorizing the department to conduct certain inspections upon request; revising amusement ride inspection standards; revising the reasons for which the department is authorized to enter and inspect amusement rides; requiring the department to prepare a written report of each investigation it conducts; revising the circumstances under which the owner or manager of an amusement ride is required to report an accident and under which the department may impound an amusement ride involved in an accident; requiring daily owner or manager amusement ride inspections to be recorded at the time of inspection; requiring the department to establish by rule minimum amusement ride training and retraining standards; revising training requirements; revising circumstances under which an amusement ride may be considered an immediate serious danger to the public; providing an effective date.

By the Committee on Health Policy; and Senator Burton—

CS for SB 988—A bill to be entitled An act relating to Medicaid coverage of continuous glucose monitors; creating s. 409.9063, F.S.; defining the term “continuous glucose monitor”; requiring the Agency for Health Care Administration, subject to the availability of funds and certain limitations and directions, to provide coverage for continuous glucose monitors for certain Medicaid recipients; providing construction; providing requirements for Medicaid recipients to continue receiving coverage for their continuous glucose monitors; requiring the agency to seek federal approval for implementation of the act, if needed; requiring the agency to include the rate impact of the act in certain

rates that become effective on a specified date; providing an effective date.

By the Committee on Agriculture; and Senator Calatayud—

CS for SB 1172—A bill to be entitled An act relating to the Hunger-Free Campus Pilot Program; providing a short title; establishing the pilot program within the Department of Agriculture and Consumer Services for a specified period; providing the purpose of the pilot program; defining the terms “commissioner” and “department”; requiring the Commissioner of Agriculture to identify the three state universities or Florida College System institutions with the highest percentage of Pell Grant-eligible students for participation in the pilot program; requiring the commissioner to develop a specified survey instrument; providing requirements for participating universities and institutions; requiring participating universities and institutions to submit a report to the department; requiring the commissioner to submit a report to the Governor and the Legislature by a specified date; specifying requirements for the reports; authorizing the department to adopt rules; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study to evaluate food insecurity on the campuses of state universities and Florida College System institutions; providing requirements for the office and the study; requiring the office to submit a report to the Legislature by a specified date; providing an effective date.

**REFERENCE CHANGES
PURSUANT TO RULE 4.7(2)**

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

CS for SB 110—A bill to be entitled An act relating to the State Board of Administration; amending s. 121.091, F.S.; prohibiting the State Board of Administration from paying benefits to a Florida Retirement System investment plan member convicted of specified felonies; requiring the state board to return to a member contributions that were accumulated up to the date of conviction; prohibiting the state board from paying benefits until the resolution of the proceedings of any potentially disqualifying offenses; amending s. 121.4501, F.S.; authorizing the state board to develop investment products to be offered in the investment plan; revising the process for a member’s spouse to acknowledge that he or she is not the primary beneficiary of the member’s benefits; authorizing a member to request a waiver of such acknowledgement under certain circumstances; amending s. 215.47, F.S.; revising the types of investments in real property and related personal property which the state board may invest in; authorizing the state board and certain affiliated entities and ventures to issue securities and borrow money through specified means; authorizing the state board to use the proceeds of loans or financing obligations as loans to or sources of funding for certain entities or ventures; requiring the ownership of an entity holding title to real property to be vested in the name of the Florida Retirement System Trust Fund; revising the funds in which the state may invest no more than 80 percent of its moneys available for investments; revising the requirements of the proposed plan the state board must present to the Investment Advisory Council to invest in unauthorized investments; deleting authorization for the council to obtain independent investment counsel to provide expert advice on state board investment activity; revising the threshold for the amount that may be invested in alternative investments; reenacting ss. 112.661(5)(a), 420.503(3)(a), and 1002.36(4)(e), F.S., relating to authorized investments, the definition of “authorized investments”, and investments made on behalf of the Florida School for the Deaf and the Blind, respectively, to incorporate the amendments made to s. 215.47, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Appropriations.

EXECUTIVE BUSINESS

**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 Commission		
Appointees:	Marrero, Asael, Miami	01/12/2027
	Schilling, Frederick C., Jr., Boca Raton	01/31/2027
	Wilcox, Stephen, Sumterville	01/06/2025
Board of Chiropractic Medicine		
Appointee:	Melton, Walter Calvin, Jr., Tallahassee	10/31/2026
Board of Trustees of Broward College		
Appointee:	Yarbrough, Alexis M., Fort Lauderdale	05/31/2026
Board of Trustees of Indian River State College		
Appointee:	Schirard, Joseph “Brantley,” Jr., Fort Pierce	05/31/2026
Board of Dentistry		
Appointee:	McCawley, Thomas K., Fort Lauderdale	10/31/2026
Board of Optometry		
Appointee:	Spear, Katie Gilbert, Escambia	10/31/2026
Jacksonville Port Authority		
Appointee:	Clarkson, John Palmer, Jacksonville	09/30/2025

Referred to the Committee on Ethics and Elections.

<i>Office and Appointment</i>		<i>For Term Ending</i>
Executive Director, Citizens Property Insurance Corporation		
Appointee:	Cerio, Timothy M., Tallahassee	Pleasure of the Board

**Referred to the Committees on Banking and Insurance; and
Ethics and Elections.**

<i>Office and Appointment</i>		<i>For Term Ending</i>
Secretary of Juvenile Justice		
Appointee:	Hall, Eric, Tallahassee	Pleasure of Governor

**Referred to the Committees on Criminal Justice; and Ethics
and Elections.**

<i>Office and Appointment</i>		<i>For Term Ending</i>
Board of Trustees, Florida Gulf Coast University		
Appointee:	Eide, Richard P., Jr., Naples	02/28/2028
Board of Trustees, Florida International University		
Appointee:	Tovar, Rogelio “Roger,” Coral Gables	01/25/2028

**Referred to the Committees on Education Postsecondary; and
Ethics and Elections.**

<i>Office and Appointment</i>		<i>For Term Ending</i>
Governing Board of the Southwest Florida Water Management District		
Appointees:	Holton, James W., St. Petersburg	03/01/2026
	Rowland, Dustin, Dade City	03/01/2023
	Stern, Robert Gary, Tampa	03/01/2026

**Referred to the Committees on Environment and Natural
Resources; and Ethics and Elections.**

ENROLLING REPORTS

SCR 1280 has been enrolled, signed by the required constitutional officers, and filed with the Secretary of State on March 9, 2023.

Tracy C. Cantella, Secretary

CO-INTRODUCERS

Senators Avila—SB 264; Berman—SB 290, SB 860; Book—SB 212, SB 294, SB 1182; Boyd—SB 1068, SB 1442; Brodeur—SM 848; Broxson—SB 254; Burgess—SB 1258, SB 1442; Collins—SB 202; DiCeglie—CS for SB 154, SB 224; Garcia—SB 1272; Gruters—SB 300, SB 612, SB 690, SB 1258, SB 1272; Harrell—SB 212; Hooper—SB 742; Hutson—SB 1154; Martin—SB 384, SB 486; Osgood—SB 292, SB 1004; Perry—SB 514, SB 1004, SB 1672, SB 1674; Powell—SB 294; Rodriguez—SB 1004; Simon—SB 294; Thompson—SB 1004; Torres—SB 114; Yarborough—CS for SB 130, SB 300

SENATE PAGES

March 13-17, 2023

Adam Bailey, Tallahassee; Madeleine Byrd, Tallahassee; Jack Carter, Apopka; Savannah Chancey, Alachua; Christyan Chazares, Tampa; Dan Footman, Jacksonville; Meredith Gelston, Fernandina Beach; Turner Guzzle, Tampa; Evan Harwood, Orlando; Shane Jeffcoat, Sarasota; Mihir Kelkar, Lake Mary; Jason Law, Jennings; Jacob Lyon, Tallahassee; Tryphon Mazu, Tallahassee; Natalie McGriff, Jacksonville; Mackenzie Moran, Williston; Stuthi Muralidhara, Jacksonville; Zasleya Pitre, Gulf Breeze; Nikole Ramirez, Pembroke Pines; Kaylee Sandell, Tallahassee; Cameron Sargent, Wimauma; Rachele Simmons, Orange Park; Samyuktha Sridhar, Jacksonville; Alexander Vall, Tampa; Paige Wilkinson, Keystone Heights; Tye Youmans, Port Orange



Journal of the Senate

Number 4—Regular Session

Wednesday, March 15, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 8:30 a.m. A quorum present—38:

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Thompson
Brodeur	Hutson	Torres
Broxson	Ingoglia	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	

PRAYER

The following prayer was offered by Pastor Brad Clayton, Faith Presbyterian Church, Tallahassee:

Holy God, we rise and give thanks for the gift of this new day. We begin this day with gratitude, knowing that all that we are and everything that we have comes from your providence.

We pray, O God, that we will fill this day with gratitude—gratitude for the opportunity to work with each other, to listen to each other, to learn from each other, to compromise with each other, to hope with each other, and to dream with each other. Gratitude for the opportunity to serve our state and serve our neighbor. Gratitude for the opportunity to look at those in need and say, “I am here to help.”

We give thanks, O God, for all those people that on most days we take for granted. Gratitude for first responders, for police officers, and for firefighters and medics who put themselves in harm’s way every day. Gratitude for teachers who do far more than teach, that they often feed and support and show compassion to children who find their only refuge in school. Gratitude for doctors and nurses who work double shifts. Gratitude for custodians and sanitation workers who clean up the mess we make. Gratitude for those who grow and harvest our food that miraculously appears in our grocery stores. Gratitude for our neighbor that we don’t notice, that we take for granted.

We pray, O God, that you will open our eyes and help us to see all the ways that we are so blessed. We pray that spirit of gratitude will guide our hearts, guide our minds, guide our words, and guide our actions. And then, when this day is done, we pray that we might lay our heads on our pillow, we might close our eyes and say, “Thank you God for this day gone by. We would be nothing without you.” We pray this all in the name of the God who loves us and will not forsake us. Amen.

PLEDGE

Senate Pages, Shane Jeffcoat of Sarasota; Samyuktha Sridhar of Jacksonville; and Paige Wilkinson of Keystone Heights, 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. Jon Ward of Panama City, sponsored by Senator Trumbull, as the doctor of the day. Dr. Ward specializes in dermatology.

ADOPTION OF RESOLUTIONS

At the request of Senator Gruters—

By Senator Gruters—

SR 1692—A resolution recognizing March 11, 2023, as “Narcolepsy Awareness Day” in Florida.

WHEREAS, narcolepsy is a chronic neurological disorder caused by the brain’s inability to regulate sleep-wake cycles, and

WHEREAS, narcolepsy is an underrecognized and underdiagnosed condition that affects an estimated 1 in every 2,000 Americans, and

WHEREAS, when undiagnosed, narcolepsy can lead to accidents, injuries, and problems with learning and employment, and

WHEREAS, narcolepsy affects individuals of all ages neurologically, socially, and emotionally, with onset typically occurring between the ages of 15 and 25 years, and

WHEREAS, on average, narcolepsy is diagnosed 6 years after the onset of symptoms, and those who have the condition have an increased prevalence of high blood pressure, cardiovascular disease, and diabetes, and

WHEREAS, individuals with narcolepsy need trained providers who will address their comorbidities and treat any additional, underlying health concerns, and

WHEREAS, the Narcolepsy Network is a national organization created to promote awareness of the disease and provide support for those who suffer from narcolepsy, NOW, THEREFORE,

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

That March 11, 2023, is recognized as “Narcolepsy Awareness Day” in Florida.

—was introduced, read, and adopted by publication.

SPECIAL ORDER CALENDAR

SB 7010—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; repealing s. 119.071(1)(g), F.S., which provides an exemption from public records requirements for United States Census Bureau address information held by an agency pursuant to the Local Update of Census Addresses Program; providing an effective date.

—was read the second time by title. On motion by Senator Avila, 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—38

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Thompson
Brodeur	Hutson	Torres
Broxson	Ingoglia	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	

Nays—None

Vote after roll call:

Yea—Stewart

SB 7008—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 an exemption from public records for building plans, blueprints, schematic drawings, and diagrams, including draft, preliminary, and final formats, which depict the internal layout or structural elements of an attractions and recreation facility, entertainment or resort complex, industrial complex, retail and service development, office development, health care facility, or hotel or motel development; removing a provision authorizing disclosure of exempt information under certain circumstances; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Avila, 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

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Thompson
Brodeur	Hutson	Torres
Broxson	Ingoglia	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	

Nays—None

Vote after roll call:

Yea—Stewart

SB 7006—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 an exemption from public records requirements for certain information held by an agency relating to the Nationwide Public Safety Broadband Network; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Avila, by two-thirds vote, **SB 7006** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Thompson
Brodeur	Hutson	Torres
Broxson	Ingoglia	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	

Nays—None

Vote after roll call:

Yea—Stewart

CS for SB 286—A bill to be entitled An act relating to legal instruments; amending s. 117.201, F.S.; defining the term “witness”; amending s. 697.07, F.S.; defining the terms “mortgagee” and “mortgagor”; requiring that a lien created by an assignment of rents be perfected against a mortgagor in addition to third parties under certain conditions; making technical changes; revising the types of expenses that may be paid by collected rents in foreclosure actions under certain circumstances; providing applicability; amending s. 702.036, F.S.; defining the term “property”; expanding the scope of a final judgment of foreclosure to include other liens; requiring the award of attorney fees in certain circumstances; providing applicability; amending s. 702.10, F.S.; defining the term “mortgagor”; providing for retroactive applicability of a specified provision; providing an effective date.

—was read the second time by title. On motion by Senator Powell, by two-thirds vote, **CS for SB 286** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Thompson
Brodeur	Hutson	Torres
Broxson	Ingoglia	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	

Nays—None

Vote after roll call:

Yea—Stewart

CS for CS for SB 230—A bill to be entitled An act relating to health care practitioner titles and designations; creating s. 456.0651, F.S.; defining terms; providing that, for specified purposes, the use of specified titles or designations in connection with one’s name constitutes the practice of medicine or the practice of osteopathic medicine; providing exceptions; amending s. 456.072, F.S.; revising grounds for disciplinary action relating to a practitioner’s use of such titles or designations in identifying himself or herself to patients or in advertisements for health care services; revising applicability; requiring certain health care practitioners to prominently display a copy of their license in a conspicuous area of their practice; requiring that the copy of the license be a specified size; requiring such health care practitioners to also verbally identify themselves in a specified manner to new patients; requiring, rather than authorizing, certain boards, or the Department of Health if there is no board, to adopt certain rules; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **CS for CS for SB 230** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Thompson
Bradley	Hutson	Torres
Brodeur	Ingoglia	Trumbull
Broxson	Jones	Wright
Burgess	Martin	Yarborough
Burton	Mayfield	
Calatayud	Osgood	

Nays—None

Vote after roll call:

Yea—DiCeglie, Simon, Stewart

SB 144—A bill to be entitled An act relating to lactation spaces; creating s. 29.24, F.S.; requiring each county courthouse to provide at least one lactation space for members of the public by a specified date; providing requirements for such lactation space; authorizing the use of state or private funds to provide lactation spaces in appellate court-houses; providing exceptions; declaring that this act fulfills an important state interest; providing an effective date.

—was read the second time by title.

Senator Berman moved the following amendment which was adopted:

Amendment 1 (907602)—Delete lines 19-40 and insert:

one dedicated lactation space outside the confines of a restroom for members of the public to express breast milk or breastfeed in private. The space must:

(a) *Be hygienic, clean and sanitary, and conducive to maintaining and preventing disease;*

(b) *Be shielded from public view;*

(c) *Be free from intrusion while occupied; and*

(d) *Contain an electrical outlet.*

(2) *The person responsible for the operation of the facility housing each district court of appeal may use state-appropriated funds or private funding to provide a lactation space as set forth in subsection (1).*

(3) *The requirements of subsection (1) do not apply to a courthouse if the person who is responsible for the operation of the courthouse determines that:*

(a) *New construction would be required to create the lactation space; and*

(b) *The courthouse does not contain a lactation space for employees which may be used by the members of the public and the courthouse does not have:*

1. *A space that could be repurposed as a lactation space open to the public; or*

2. *A space that could be made private at a reasonable cost using portable materials, contingent upon private funding being made available for those costs.*

On motion by Senator Berman, by two-thirds vote, **SB 144**, 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

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

Vote after roll call:

Yea—Stewart

CS for SB 360—A bill to be entitled An act relating to causes of action based on improvements to real property; amending s. 95.11, F.S.; revising the time in which an action founded on the design, planning, or construction of an improvement to real property must be commenced; revising the date on which the statute of limitations period begins; providing for the calculation of the statute of limitations period for multi-dwelling buildings; amending s. 553.84, F.S.; defining the term “material violation”; conforming provisions to changes made by the act; providing applicability; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **CS for SB 360** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—31

Madam President	Collins	Osgood
Albritton	DiCeglie	Perry
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Boyd	Gruters	Simon
Bradley	Harrell	Torres
Brodeur	Hooper	Trumbull
Broxson	Hutson	Wright
Burgess	Ingoglia	Yarborough
Burton	Martin	
Calatayud	Mayfield	

Nays—8

Berman	Jones	Stewart
Book	Pizzo	Thompson
Davis	Polsky	

Vote after roll call:

Nay—Rouson

SM 176—A memorial to the Congress of the United States, urging members of Congress to take immediate action to address the current national debt and balance the federal budget.

—was read the second time by title. On motion by Senator Avila, **SM 176** was adopted and certified to the House.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Calatayud, by two-thirds vote, **SB 758** was withdrawn from the committees of reference and further consideration.

MOMENT OF SILENCE

At the request of Senator Thompson, the Senate observed a moment of silence in memory of Colorado Congresswoman Patricia Schroeder (1973-1997), a pioneer for women’s and family rights. A longtime resident of Central Florida, Congresswoman Schroeder passed away on March 13, 2023.

MOTIONS

On motion by Senator Mayfield, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

BILLS ON SPECIAL ORDERS

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, 2023: SB 7010, SB 7008, SB 7006, CS for SB 286, CS for CS for SB 230, SB 144, CS for SB 360, SM 176.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

REPORTS OF COMMITTEES

The Committee on Regulated Industries recommends the following pass: SB 722

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

The Committee on Commerce and Tourism recommends the following pass: SB 1150

The Committee on Regulated Industries recommends the following pass: SB 658

The bills contained in the foregoing reports were referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Judiciary recommends the following pass: SB 62

The bill was referred to the Appropriations Committee on Criminal and Civil Justice under the original reference.

The Committee on Regulated Industries recommends the following pass: SB 770

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Regulated Industries recommends the following pass: SB 556

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Education Pre-K -12 recommends the following pass: SB 990

The bill was referred to the Committee on Finance and Tax under the original reference.

The Appropriations Committee on Agriculture, Environment, and General Government recommends the following pass: SB 292; SB 506

The Appropriations Committee on Criminal and Civil Justice recommends the following pass: CS for SB 382; SB 508

The Committee on Judiciary recommends the following pass: CS for SB 236 with 1 amendment

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

The Committee on Commerce and Tourism recommends the following pass: SB 946; SB 948

The Committee on Education Pre-K -12 recommends the following pass: SB 1040

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

The Committee on Education Pre-K -12 recommends the following pass: SB 514

The bill was referred to the Committee on Health Policy under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 1154

The Committee on Education Pre-K -12 recommends the following pass: SB 1004

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: SM 848; SM 1036

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

The Committee on Finance and Tax recommends committee substitutes for the following: SB 278; SB 288

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

The Committee on Environment and Natural Resources recommends committee substitutes for the following: SB 724; SB 880; SB 1030

The Committee on Regulated Industries recommends a committee substitute for the following: SB 714

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 486

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

The Committee on Education Pre-K -12 recommends committee substitutes for the following: SB 290; SB 936

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

The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 1064; SB 1182

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

The Committee on Transportation recommends committee substitutes for the following: SB 386; SB 588

The bills with committee substitute attached were referred to the Appropriations Committee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Education Pre-K -12 recommends a committee substitute for the following: SB 240

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1068

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 1072

The Committee on Regulated Industries recommends a committee substitute for the following: SB 980

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 Finance and Tax recommends a committee substitute for the following: CS for SB 284

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 552

The bill with committee substitute attached was 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 1146

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 388

The Committee on Criminal Justice recommends a committee substitute for the following: SB 232

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 Transportation recommends a committee substitute for the following: SB 908

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 1098

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Bills 7000-7012—Previously introduced.

By the Committee on Criminal Justice—

SB 7014—A bill to be entitled An act relating to juvenile justice; amending s. 20.316, F.S.; requiring that the secretary of the Department of Juvenile Justice oversee the establishment of the Florida Scholars Academy; revising a duty of the secretary; creating s. 985.619, F.S.; requiring that the department establish the academy; specifying the academy's mission; requiring the academy to provide students with greater access to secondary and postsecondary educational opportunities; providing requirements for the contractual agreement entered into by the department with an education service provider; requiring that the superintendent of the academy be approved by the secretary; requiring that the academy be governed by a board of trustees; providing for board membership; specifying the powers and duties of the board; specifying funding sources for the academy; providing requirements related to funding; prohibiting the pledging of the state's credit on behalf of the academy; requiring annual financial audits of the academy; providing audit requirements; providing requirements for an audit report; authorizing the department to adopt rules; amending s. 1000.04, F.S.; specifying that the academy is a component of the delivery of public education within Florida's Early Learning-20 education system; amending s. 1013.53, F.S.; requiring the department to provide early notice to school districts regarding the siting of new juvenile justice detention facilities; requiring that school districts be consulted regarding the types of students expected to be assigned to detention facilities, rather than commitment facilities; deleting requirements of the department related to commitment facilities; providing an appropriation; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Criminal Justice—

SB 7016—A bill to be entitled An act relating to the Department of Corrections; amending s. 944.35, F.S.; providing criminal penalties for any volunteer or employee of a contractor or subcontractor of the Department of Corrections who engages in sexual misconduct with specified inmates or offenders; providing for a type two transfer of private correctional facilities from the Department of Management Services to the Department of Corrections; amending ss. 287.042, 957.04, 957.06, 957.07, 957.08, 957.14, 957.15, and 957.16, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Appropriations Committee on Criminal and Civil Justice; and the Committee on Fiscal Policy.

By the Committee on Criminal Justice—

SB 7018—A bill to be entitled An act relating to the inmate welfare trust fund; amending s. 945.215, F.S.; adding additional funding sources from which all proceeds must be deposited into the State-Operated Institutions Inmate Welfare Trust Fund or the General Revenue Fund; increasing the maximum amount of funds which the State-Operated Institutions Inmate Welfare Trust Fund may not exceed in any fiscal year; adding to the purposes for which the trust fund must be used at correctional facilities to include fixed capital outlays for educational facilities; amending s. 945.6037, F.S.; requiring that the proceeds from nonemergency health care visit copayments be deposited into the State-Operated Institutions Inmate Welfare Trust Fund or into the General Revenue Fund; reenacting ss. 944.516(5), 944.73(2), and 946.002(4)(b), F.S., relating to the disposition of unexpended trust funds, the State-Operated Institutions Inmate Welfare Trust Fund, and forfeiture of a prisoner's earned funds, respectively, to incorporate the amendment made to s. 945.215, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Criminal Justice; and Senator Garcia—

CS for SB 232—A bill to be entitled An act relating to the exploitation of vulnerable persons; creating s. 817.5695, F.S.; defining terms; specifying conditions under which a person commits exploitation of a person 65 years of age or older; providing criminal penalties for violations of the act; specifying that not knowing the age of a victim is not a defense to such crime; providing circumstances under which the trial for a criminal action arising from specified violations may be advanced on the docket; authorizing persons who are in imminent danger of exploitation to petition for an injunction for protection; specifying applicable penalties for violations of any such injunction; amending s. 775.15, F.S.; providing time limitations for commencing prosecution for violations of the act; providing an exception for the time limitations for commencing prosecution for certain felony violations involving elderly persons or disabled adults if certain conditions are met; amending ss. 825.1035 and 825.1036, F.S.; specifying that certain acts are included in exploitation of a vulnerable adult; amending s. 921.0022, F.S.; ranking certain offenses created by this act on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

By the Committee on Education Pre-K -12; and Senator Hutson—

CS for SB 240—A bill to be entitled An act relating to education; amending s. 14.36, F.S.; requiring the Office of Reimagining Education and Career Help to work with other specified entities to provide certain information relating to workforce development boards; revising the goals of workforce development boards and duties of the office; amending s. 216.135, F.S.; requiring state agencies to ensure certain work product is consistent with information produced by specified entities; amending s. 216.136, F.S.; deleting a provision relating to the Labor Market Estimating Conference; making technical changes; amending s. 445.003, F.S.; revising requirements for training providers to be included on a state or local eligible training provider list; deleting requirements and eligibility criteria for the Department of Economic Opportunity and the Department of Education regarding the establishment of minimum criteria for an eligible training provider list; amending s. 445.004, F.S.; revising the list of credentials that must be included on the Master Credentials List; requiring the director of the Office of Reimagining Education and Career Help to serve as the chair of the Credentials Review Committee; revising the criteria used to determine the value for nondegree credentials and degree programs; requiring that credentials remain on the list for a specified time; deleting the requirement that the Credentials Review Committee develop a returned-value funding formula; conforming provisions to changes made by the act; amending s. 445.006, F.S.; removing a provision relating to

federal waivers; amending s. 445.007, F.S.; requiring each local workforce development board to create an education and industry consortium; requiring the consortia to provide quarterly reports to their local boards containing specified information and requiring local boards to consider the information provided for a specified purpose; providing for the appointment and terms of consortia members and the filling of vacancies; prohibiting local workforce development board members from serving as a consortium member; amending s. 445.009, F.S.; conforming a provision to changes made by the act; removing a requirement for certain training services; amending s. 445.038, F.S.; providing requirements for certain jobs to be eligible for job training; amending s. 446.071, F.S.; revising the entities that may be a local apprenticeship sponsor; amending s. 446.0915, F.S.; providing that diversified education programs as a paid work-based learning experience should be prioritized; requiring that district school boards ensure access to at least one work-based learning opportunity to certain students; amending s. 446.54, F.S.; authorizing specified employers to apply to the Department of Financial Services for reimbursement of workers' compensation premiums paid for students participating in work-based learning opportunities; providing requirements for the application for reimbursement and verification of information provided on such applications; requiring that reimbursements be made on a first-come, first-served basis; defining the term "educational institution"; amending s. 464.0195, F.S.; revising the primary goals of the Florida Center for Nursing; requiring the center to submit a specified report to the Governor and the Legislature by a specified date each year; amending s. 1001.706, F.S.; revising requirements used by the Board of Governors to determine criteria for designating baccalaureate degree and master's degree programs as high-demand programs of emphasis; amending s. 1002.31, F.S.; requiring that the process used by each district school board regarding controlled open enrollment include enabling a student who completed certain courses or a certain industry certification in middle school to continue a sequential program of career and technical education in the same concentration if such program is offered by a high school in the district; amending s. 1003.02, F.S.; modifying requirements for parental notification of acceleration options for students; amending s. 1003.4156, F.S.; adding requirements for a student's personalized academic and career plan; amending s. 1003.4203, F.S.; deleting a requirement that each district school board provide to schools certain digital tools and materials; amending s. 1003.4282, F.S.; revising the credit requirements for a high school diploma; authorizing credit to be awarded for participation in certain career and technical student organizations; requiring the State Board of Education to collaborate with certain entities to facilitate the award of such credit; requiring the department to convene a workgroup to review and identify certain education programs and pathways; amending s. 1003.4285, F.S.; renaming the "Merit" designation as the "Industry Scholar" designation; amending s. 1003.491, F.S.; revising the data used in creating the strategic 3-year plan developed by the local school district and specified entities; amending s. 1004.013, F.S.; renaming the "workforce opportunity portal" as the "consumer-first workforce system"; amending s. 1004.015, F.S.; providing additional duties for the Florida Talent Development Council; requiring the council to submit recommendations to the Governor and the Legislature by a specified date; amending s. 1008.41, F.S.; conforming a provision to changes made by the act; amending s. 1008.44, F.S.; revising which courses must be included on the CAPE Industry Certification Funding List; providing the Department of Education with authority to select certain digital tool certificates; requiring the department to annually review certain assessments; requiring that the CAPE Industry Certification Funding List include three funding tier designations; removing criteria used by the Commissioner of Education in limiting certain certifications and certificates; conforming cross-references; amending s. 1009.895, F.S.; deleting definitions; providing that the Open Door Grant Program shall be administered by specified entities; providing eligibility requirements; providing what the grant award may cover; providing requirements for the distribution of funds; deleting the requirement to distribute a specified grant in certain ratios; amending s. 1011.62, F.S.; revising the cost factor for secondary career education programs; revising the calculation for full-time equivalent student membership with respect to dual enrollment students; revising how funds are allocated for certain certifications and education programs; reenacting and amending s. 1011.80, F.S.; removing requirements relating to the award of college credit under certain conditions; authorizing certain entities to offer continuing workforce education courses and programs without prior approval by the State Board of Education; requiring certain Florida College System institutions and school districts to maintain certain

adequate records and produce certain reports; deleting a requirement that a workforce education program must be reviewed by the State Board of Education subject to certain criteria for a Florida College System Institution or school district to receive certain funding; providing that new workforce education programs must be approved by the board of trustees of the institution or the district school board; requiring each district school board to be provided funds for each industry certification earned by a student in specified areas; requiring the board to adopt tiers for certain certifications; revising funding requirements for industry certification earned by workforce education students; amending s. 1011.801, F.S.; requiring the Department of Education, rather than the State Board of Education, to administer the Workforce Development Capitalization Incentive Grant Program and conforming provisions to that change; authorizing the State Board of Education to adopt rules governing program administration; amending s. 1011.802, F.S.; revising requirements for the Florida Pathways to Career Opportunities Grant Program; limiting the potential grant award for each recipient; providing duties for the Department of Education regarding the grant program; authorizing the department to grant a bonus in the award amount to certain applicants; revising the amount of funding the department may expend to administer the program; amending s. 1011.803, F.S.; revising requirements for the Money-back Guarantee Program; amending s. 1011.81, F.S.; requiring that each Florida College System institution receive funds for a specified purpose; requiring the State Board of Education to adopt tiers for specified certifications; revising how awards are funded for certain certifications; amending s. 1012.39, F.S.; revising experience requirements for nondegreed teachers; amending s. 1012.57, F.S.; revising requirements for the award of an adjunct teaching certificate; amending s. 1012.585, F.S.; revising the process by which teachers may earn inservice points; amending s. 1014.05, F.S.; requiring each school district to adopt a policy to inform parents or guardians about certain apprenticeships, programs, and certifications; requiring the Office of Program Policy Analysis and Government Accountability to conduct a review of career statewide articulation agreements; providing requirements for the review; requiring the office to present its report to the Legislature by a specified date; providing an appropriation; providing that nondisbursed funds may be carried forward for up to 2 years; providing an appropriation; providing an effective date.

By the Committee on Finance and Tax; and Senator Rodriguez—

CS for SB 278—A bill to be entitled An act relating to the state estate tax; amending s. 198.26, F.S.; providing that provisions relating to a condition for the discharge of a personal representative of an estate do not apply under certain circumstances; amending s. 198.32, F.S.; providing that, under certain circumstances, the personal representative of the estate is not required to file a certain affidavit and the estate is not subject to a certain lien; providing applicability; providing an effective date.

By the Committees on Finance and Tax; and Governmental Oversight and Accountability; and Senator Brodeur—

CS for CS for SB 284—A bill to be entitled An act relating to energy; amending s. 286.29, F.S.; revising the selection criteria for purchasing or leasing vehicles for state agencies, state universities, community colleges, and local governments under a state purchasing plan; specifying that, if available, a state agency must use certain fuels in vehicles with internal combustion engines; requiring the Department of Management Services, before a specified date, to make recommendations to state agencies, state universities, community colleges, and local governments relating to the procurement and integration of electric and natural gas fuel vehicles and other vehicles powered by renewable energy; amending s. 553.791, F.S.; revising the definition of the term “single-trade inspection”; providing an effective date.

By the Committee on Finance and Tax; and Senators DiCeglie, Rodriguez, and Stewart—

CS for SB 288—A bill to be entitled An act relating to the Florida Main Street Program and historic preservation tax credits; creating s. 220.197, F.S.; providing a short title; defining terms; providing a credit against the state corporate income tax and the insurance premium tax for qualified expenses in rehabilitating certain historic structures;

specifying eligibility requirements for the tax credit; specifying requirements for taxpayers claiming or transferring tax credits; specifying requirements for the Division of Historical Resources of the Department of State for evaluating and certifying applications for tax credits; specifying the allowable amounts of tax credits; providing construction; authorizing the carryforward, sale, and transfer of tax credits subject to certain requirements and limitations; providing the Department of Revenue and the division audit and examination powers for specified purposes; requiring the return of forfeited tax credits under certain circumstances; providing penalties; requiring the Department of Revenue to provide specified annual reports to the Legislature; providing duties of the Department of Revenue; authorizing the Department of Revenue and the division to adopt rules; amending s. 213.053, F.S.; authorizing the Department of Revenue to make certain information available to the division and the Federal Government for a specified purpose; amending s. 220.02, F.S.; specifying the order in which the credit is applied against the corporate income tax or franchise tax; amending s. 220.13, F.S.; requiring the addition of amounts taken for the credit to taxable income; amending s. 624.509, F.S.; specifying the order in which the credit is applied against the insurance premium tax; authorizing the Department of Revenue to adopt emergency rules; providing for expiration of that authority; providing applicability; providing effective dates.

By the Committee on Education Pre-K -12; and Senators Jones and Berman—

CS for SB 290—A bill to be entitled An act relating to public school student progression for students with disabilities; amending s. 1008.25, F.S.; requiring comprehensive plans for student progression to provide for specified students with disabilities to be retained in prekindergarten at the discretion of a student's parent; authorizing certain prekindergarten students to receive instruction in early literacy skills, rather than intensive reading interventions; requiring certain prekindergarten students to receive such instruction; revising the requirements for certain students with disabilities to receive a good cause exemption from mandatory retention in grade 3; providing an effective date.

By the Committee on Transportation; and Senator Bradley—

CS for SB 386—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a United Service Organizations license plate; providing for distribution of fees collected from the sale of the plate; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Bradley—

CS for SB 388—A bill to be entitled An act relating to resale of tickets; amending s. 817.36, F.S.; providing a definition; providing requirements for websites of ticket resellers; providing for the donation, transfer, and resale of certain tickets; authorizing the original seller to request certain information from subsequent ticket holders; prohibiting the original ticket seller from taking certain actions against a person who purchases or resells a ticket; preempting regulation of the sale or resale of tickets to the state; providing an effective date.

By the Committee on Criminal Justice; and Senators Bradley and Martin—

CS for SB 486—A bill to be entitled An act relating to solicitation of minors to commit lewd or lascivious acts; creating s. 794.053, F.S.; prohibiting a person 24 years of age or older from soliciting a person 16 or 17 years of age in writing to commit a lewd or lascivious act; providing criminal penalties; amending s. 921.0022, F.S.; ranking an offense on the offense severity chart of the Criminal Punishment Code; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Hooper—

CS for SB 552—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records

requirements for certain information relating to communications services locations, project proposals, and challenges submitted to the Department of Economic Opportunity under the Broadband Opportunity Program or pursuant to a federal broadband access grant program implemented by the department; providing applicability; 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 Senator Rodriguez—

CS for SB 588—A bill to be entitled An act relating to enforcement of school zone speed limits; amending s. 316.003, F.S.; defining the term “speed detection system”; amending s. 316.008, F.S.; authorizing counties and municipalities to install, or contract with a vendor to install, speed detection systems in school zones; authorizing counties and municipalities to enforce speed limits in school zones on certain roads and at specified periods through the use of speed detection systems; providing a rebuttable presumption; amending s. 316.0776, F.S.; specifying conditions for the placement or installation of speed detection systems; requiring the Department of Transportation to establish certain specifications by a specified date; requiring counties and municipalities that install speed detection systems in school zones to provide certain notice to the public; specifying signage requirements; requiring counties and municipalities that have never conducted a speed detection system program to conduct a public awareness campaign before commencing enforcement using such system; limiting penalties in effect during the public awareness campaign; creating s. 316.1894, F.S.; requiring local governments to use funds generated from a certain program for school crossing guard recruitment and retention; providing that the administering law enforcement agency has certain discretion within its local jurisdiction; creating s. 316.1896, F.S.; authorizing counties and municipalities to authorize traffic infraction enforcement officers to issue traffic citations for certain violations; requiring notification or traffic citations issued through the use of a speed detection system to contain certain items; providing construction; specifying notification requirements and procedures; authorizing a person who receives a notification of violation to request a hearing within a specified timeframe; defining the term “person”; providing for waiver of challenge or dispute as to the delivery of the notification of violation; requiring counties and municipalities to pay certain funds to the Department of Revenue; providing for the distribution of funds; specifying requirements for issuance of a traffic citation; providing for waiver of challenge or dispute as to the delivery of the traffic citation; specifying notification requirements and procedures; specifying that the registered owner of a motor vehicle is responsible and liable for paying a traffic citation; providing exceptions; requiring an owner of a motor vehicle to furnish an affidavit under certain circumstances; specifying requirements for such affidavit; requiring that the citation be dismissed if an affidavit and certain documentation are received by a governmental entity; providing that the affidavit is admissible in a proceeding for the purpose of proving who was operating the motor vehicle at the time of the violation; providing that the owner of a leased vehicle is not responsible for paying a traffic citation or submitting an affidavit; specifying a timeframe for a county or a municipality to issue a notification under certain circumstances; providing a criminal penalty for submitting a false affidavit; providing that certain images or video and evidence of speed are admissible in certain proceedings; providing a rebuttable presumption; providing construction; specifying requirements and procedures for hearings; providing procedures for appeal; amending s. 316.1906, F.S.; revising the definition of the term “officer”; exempting a speed detection system from the design requirements for radar units; specifying requirements for speed detection systems; requiring a law enforcement agency and its agents operating a speed detection system to maintain a log of results of the system’s self-tests; requiring a law enforcement agency and its agents to perform independent calibration tests of such systems; providing for the admissibility of certain evidence in certain proceedings; amending s. 318.18, F.S.; providing a civil penalty for a certain speed limit violation; amending s. 322.27, F.S.; prohibiting points from being imposed against a driver license for certain infractions enforced by a traffic infraction enforcement officer; prohibiting such infractions from being used to set motor vehicle insurance rates; amending ss. 316.306, 316.640, 316.650, 318.14, 318.21, and 655.960, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

By the Committee on Regulated Industries; and Senator DiCeglie—

CS for SB 714—A bill to be entitled An act relating to vacation rentals; amending s. 212.03, F.S.; requiring advertising platforms to collect and remit specified taxes for certain vacation rental transactions; reordering and amending s. 509.013, F.S.; defining the term “advertising platform”; amending s. 509.032, F.S.; conforming a cross-reference; revising the regulated activities of public lodging establishments and public food service establishments preempted to the state to include licensing; revising an exemption to the prohibition against certain local regulation of vacation rentals; expanding the authority of local laws, ordinances, or regulations to include requiring vacation rentals to register with local vacation rental registration programs; authorizing local governments to adopt vacation rental registration programs and impose fines for failure to register; authorizing local governments to charge fees up to specified amounts for processing registration applications; specifying requirements, procedures, and limitations for local vacation rental registration programs; authorizing local governments to terminate or refuse to issue or renew vacation rental registrations under certain circumstances; preempting the regulation of advertising platforms to the state; amending s. 509.241, F.S.; requiring applications for vacation rental licenses to include certain information, if applicable; authorizing the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to issue temporary licenses upon receipt of vacation rental license applications; providing for expiration of temporary vacation rental licenses; requiring licenses issued by the division to be displayed conspicuously to the public inside the licensed establishment; requiring the owner or operator of certain vacation rentals to also display its vacation rental license number and applicable local registration number; creating s. 509.243, F.S.; requiring advertising platforms to require that persons placing advertisements for vacation rentals include certain information in the advertisements and attest to certain information; requiring advertising platforms to display and check such information; requiring the division to maintain certain information in a readily accessible electronic format by a certain date; requiring advertising platforms to remove an advertisement or a listing under certain conditions and within a specified timeframe; requiring advertising platforms to collect and remit specified taxes for certain transactions; authorizing the division to issue and deliver a notice to cease and desist for certain violations; providing that such notice does not constitute agency action for which certain hearings may be sought; authorizing the division to file certain proceedings; authorizing the division to seek certain remedies for the purpose of enforcing a cease and desist notice; authorizing the division to collect attorney fees and costs under certain circumstances; authorizing the division to impose a fine on advertising platforms for certain violations; requiring the division to issue written warnings or notices before commencing certain legal proceedings; requiring advertising platforms to adopt an anti-discrimination policy and to inform their users of the policy’s provisions; providing construction; amending s. 509.261, F.S.; authorizing the division to revoke, refuse to issue or renew, or suspend vacation rental licenses under certain circumstances; requiring the division to issue a written warning or notice and provide an opportunity to cure certain violations before commencing certain legal proceedings; amending ss. 159.27, 212.08, 316.1955, 404.056, 477.0135, 509.221, 553.5041, 559.955, 705.17, 705.185, 717.1355, and 877.24, F.S.; conforming cross-references; providing applicability; authorizing the Department of Revenue to adopt emergency rules; providing requirements and an expiration for the emergency rules; providing for the expiration of such rulemaking authority; providing effective dates.

By the Committee on Environment and Natural Resources; and Senator Boyd—

CS for SB 724—A bill to be entitled An act relating to the Seagrass Restoration Technology Development Initiative; creating s. 403.93344, F.S.; providing legislative intent; defining terms; establishing the Seagrass Restoration Technology Development Initiative within the Department of Environmental Protection; providing the purpose and goal of the initiative; providing for funding; specifying allowable uses of the funding; requiring the creation of a 10-year Florida Seagrass Restoration Plan; requiring the initiative to submit an annual report by a specified date to the Governor, the Legislature, the Secretary of Environmental Protection, and the executive director of the Fish and Wildlife Conservation Commission; establishing the Initiative Technology Advisory Council as part of the initiative; providing for the

meetings, membership, terms of office, and compensation of the advisory council; providing for the expiration of the initiative; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Brodeur—

CS for SB 880—A bill to be entitled An act relating to biosolids; creating s. 403.0674, F.S.; establishing a biosolids grant program within the Department of Environmental Protection; authorizing the department, subject to appropriation, to provide biosolid grants for certain projects that convert wastewater residuals to Class AA biosolids; providing applicant requirements; providing for the prioritization of projects; providing for the administration of the grant program; authorizing the department to waive requirements for certain projects; amending s. 403.0855, F.S.; prohibiting the department from authorizing land application site permits for Class B biosolids unless a certain demonstration can be made; requiring the department to publish and annually update maps of protected subwatersheds; requiring land application site permits to meet certain requirements by specified dates; providing an effective date.

By the Committee on Transportation; and Senator Rodriguez—

CS for SB 908—A bill to be entitled An act relating to the Unmanned Aircraft Systems Act; amending s. 330.41, F.S.; revising the definition of the term “critical infrastructure facility”; deleting a requirement that a person or governmental entity apply to the Federal Aviation Administration to restrict or limit the operation of drones in specified areas; deleting a provision allowing a drone operating in transit for commercial purposes to operate over a critical infrastructure facility under certain circumstances; providing for the future sunset of the definition of the term “critical infrastructure facility”; providing an effective date.

By the Committee on Education Pre-K -12; and Senator DiCeglie—

CS for SB 936—A bill to be entitled An act relating to economic and vocational development; amending ss. 288.9604 and 413.615, F.S.; extending the scheduled dates of repeal of the Florida Development Finance Corporation and the Florida Endowment for Vocational Rehabilitation, respectively; providing an effective date.

By the Committee on Regulated Industries; and Senators Brodeur and Stewart—

CS for SB 980—A bill to be entitled An act relating to 911 public safety telecommunicator certifications; amending s. 401.465, F.S.; increasing the timeframe within which an inactive 911 public safety telecommunicator certificate may be reactivated before it permanently expires; deleting a process by which a certificateholder may voluntarily place his or her certificate in inactive status; providing applicability; prohibiting the Department of Health from requiring certificateholders to pay a fee or to make an election to place their certificates in inactive status, beginning on a specified date; requiring that certain fees paid by a certificateholder before a specified date be credited toward any future renewal fees required to be paid by the certificateholder; providing for retroactive application; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Trumbull—

CS for SB 1030—A bill to be entitled An act relating to the recycling of covered electronic devices; creating s. 403.71853, F.S.; defining terms; establishing the statewide Covered Electronic Device Recovery Program within the Department of Environmental Protection; authorizing the department to use specified funds to administer the program; specifying requirements for a statewide plan for the recycling of covered electronic devices; requiring counties to submit a specified plan for the disposal of covered electronic devices by a specified date; requiring the owners or operators of certain facilities to dispose of such facilities’ covered electronic devices in a permitted reclamation facility beginning on a specified date; prohibiting any person from disposing of covered electronic devices except at a permitted reclamation facility beginning on a spec-

ified date; providing civil penalties; authorizing such penalties to be waived under certain conditions; providing applicability; requiring the department to deposit any funds received pursuant to the program into the Solid Waste Management Trust Fund to be used for specified purposes; requiring the department to adopt rules by a specified date which meet certain requirements; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Yarborough—

CS for SB 1064—A bill to be entitled An act relating to children removed from caregivers; amending s. 409.988, F.S.; requiring community-based care lead agencies, in coordination with the local managing entity, to administer a trauma-focused screening within a specified timeframe to children removed from certain caregivers; specifying requirements of the screening and therapy, if recommended; requiring community-based care lead agencies to offer voluntary trauma-focused screening and services under certain circumstances; amending s. 409.996, F.S.; requiring the Department of Children and Families to require in its contracts with the community-based care lead agencies that such agencies and managing entities administer a trauma-focused screening within a specified timeframe to children removed from certain caregivers; conforming a cross-reference; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Collins and Boyd—

CS for SB 1068—A bill to be entitled An act relating to drones; amending s. 330.41, F.S.; defining the terms “drone delivery service” and “drone port”; prohibiting a political subdivision from taking certain actions relating to drone delivery services; amending s. 553.73, F.S.; exempting drone ports from the Florida Building Code; amending s. 633.202, F.S.; defining the term “drone port”; exempting drone ports from the Florida Fire Prevention Code and other specified codes incorporated by reference; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Rodriguez—

CS for SB 1072—A bill to be entitled An act relating to dredging and beach restoration projects; amending s. 403.816, F.S.; directing the Department of Environmental Protection to require, as a condition of permits issued for certain dredging and beach restoration projects, that any adverse impact analysis conducted for the activity meet certain requirements; requiring a local government to provide notice of its intent to conduct an analysis to certain adjacent local governments; providing applicability; providing an effective date.

By the Committees on Children, Families, and Elder Affairs; and Judiciary; and Senator Burton—

CS for CS for SB 1098—A bill to be entitled An act relating to withholding or withdrawal of life-prolonging procedures; amending s. 744.3215, F.S.; authorizing a court to delegate the right to consent to the withholding or withdrawal of life-prolonging procedures of incapacitated persons in certain circumstances; amending ss. 744.363 and 744.3675, F.S.; making technical changes; requiring that initial and annual guardianship plans, respectively, state whether any power under the ward’s preexisting order not to resuscitate or advance directive is revoked, modified, suspended, or transferred to the guardian; requiring that such plans state the date of such action; establishing certain authority without additional court approval; requiring a guardian to obtain court approval to exercise transferred power to execute an order not to resuscitate or consent to withhold or withdraw life-prolonging procedures under certain circumstances; creating s. 744.4431, F.S.; authorizing a guardian to petition a court for approval to consent to withhold or withdraw life-prolonging procedures under certain circumstances; specifying requirements for the petition; requiring the guardian to serve certain notices; specifying procedures that must be followed by the court in acting on the petition; authorizing the guardian to withhold or withdraw life-prolonging procedures without a hearing or court approval under certain circumstances; amending s. 744.441, F.S.; making technical changes; deleting provisions regarding

the authority of certain guardians to sign an order not to resuscitate; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Yarborough—

CS for SB 1146—A bill to be entitled An act relating to shared parental responsibility after the establishment of paternity; amending s. 742.011, F.S.; authorizing a parent to request certain determinations and the creation of a parenting plan and time-sharing schedule; amending s. 742.10, F.S.; requiring that the determination of parental responsibility and child support and the creation of a parenting plan and a time-sharing schedule be established through a certain action; amending s. 744.301, F.S.; specifying that the mother of a child born out of wedlock and a father who has established paternity of such child are the natural guardians of the child and are entitled and subject to the rights and responsibilities of being parents if certain conditions are met; providing that if a father of a child born out of wedlock has not established paternity under specified provisions, the mother is the natural guardian of the child; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Simon and Book—

CS for SB 1182—A bill to be entitled An act relating to education and training for Alzheimer’s disease and related forms of dementia; creating s. 430.5025, F.S.; providing a short title; defining terms; requiring the Department of Elderly Affairs to offer certain education about Alzheimer’s disease and related forms of dementia to the general public; specifying uniform dementia-related education and training for employees of covered providers; requiring the department to provide certain dementia-related employee training in an online format and at no cost; providing minimum requirements for the training; requiring the department to make a record of the completion of the training; providing requirements for the record; requiring covered providers to maintain such records of training completion for their employees; providing that an employee does not have to repeat such training after changing employment to another covered provider; providing additional training and continuing education requirements for certain employees who provide direct care to patients with Alzheimer’s disease or related forms of dementia; authorizing the department to establish training curriculum guidelines; authorizing the department to approve training providers and curricula and maintain a list of approved providers; authorizing training to be offered in a variety of formats; providing that certain continuing education does not require the adoption of curriculum guidelines by the department or provider or curriculum approval by the department; authorizing the department to develop or provide continuing education training or curricula as an option for covered providers and their employees; providing qualifications and requirements for training providers; providing that training curricula approved before the effective date of the act remain in effect until their respective expiration dates; authorizing the department to adopt rules related to training curriculum guidelines, qualified training providers, and compliance monitoring procedures; authorizing certified nursing assistants to count the dementia-related training toward their annual certification training requirements; authorizing health care practitioners to count the dementia-related training requirements toward their continuing education requirements for licensure; authorizing persons employed, contracted, or referred to provide services before the effective date of the act to complete the required training by a specified date; providing for the substitution of equivalent training for training required by this act; authorizing persons to satisfy the training requirements of this act using training curricula approved before the effective date of the act until the department adopts rules for training curricula guidelines; amending ss. 400.0239, 400.1755, and 400.4785, F.S.; conforming provisions to changes made by the act; creating s. 400.510, F.S.; requiring a person employed, contracted, or referred to be a nurse registry or a person registered with the Agency for Health Care Administration to provide companion or homemaker services to complete specified training; amending ss. 429.178, 429.52, 429.83, 429.917, and 429.918, F.S.; conforming provisions to changes made by the act; providing an effective date.

**REFERENCE CHANGES
PURSUANT TO RULE 4.7(2)**

By the Committee on Criminal Justice; and Senator Garcia—

CS for SB 232—A bill to be entitled An act relating to the exploitation of vulnerable persons; creating s. 817.5695, F.S.; defining terms; specifying conditions under which a person commits exploitation of a person 65 years of age or older; providing criminal penalties for violations of the act; specifying that not knowing the age of a victim is not a defense to such crime; providing circumstances under which the trial for a criminal action arising from specified violations may be advanced on the docket; authorizing persons who are in imminent danger of exploitation to petition for an injunction for protection; specifying applicable penalties for violations of any such injunction; amending s. 775.15, F.S.; providing time limitations for commencing prosecution for violations of the act; providing an exception for the time limitations for commencing prosecution for certain felony violations involving elderly persons or disabled adults if certain conditions are met; amending ss. 825.1035 and 825.1036, F.S.; specifying that certain acts are included in exploitation of a vulnerable adult; amending s. 921.0022, F.S.; ranking certain offenses created by this act on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Criminal Justice; and Senators Bradley and Martin—

CS for SB 384—A bill to be entitled An act relating to violent offenses committed against criminal defense attorneys; amending s. 775.0823, F.S.; providing for the reclassification of specified offenses committed against criminal defense attorneys; amending ss. 921.0024 and 947.146, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

EXECUTIVE BUSINESS

**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 Appointee: Maingot, Michelle, Tampa	10/31/2025
Florida Building Commission Appointees: Schiffer, Bradley William, Naples Schock, James R., Confidential pursuant to s. 119.071(4), F.S.	08/11/2023 02/07/2025
Florida Citrus Commission Appointee: Martinez, Carlos H., Orlando	06/30/2024
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling Appointee: Molina, Joaquin, Miami	10/31/2026
Board of Trustees of Broward College Appointee: Kushner, Cindy, Fort Lauderdale	05/31/2023
Board of Trustees of Indian River State College Appointee: Sasidhar, Madhu, Port St. Lucie	05/31/2025
Construction Industry Licensing Board Appointee: Cook, Jonathan T., Chipley	10/31/2023
Education Practices Commission Appointee: Murphy, Sallie, Quincy	09/30/2024

<i>Office and Appointment</i>	<i>For Term Ending</i>	Referred to the Committees on Education Postsecondary; and Ethics and Elections.
Board of Hearing Aid Specialists		
Appointee: Dechmerowski, Pamela Garber, Palm Bay	10/31/2026	<i>Office and Appointment</i>
		<i>For Term Ending</i>
Board of Supervisors of the Central Florida Tourism Oversight District		Secretary of Business and Professional Regulation
Appointees: Garcia, Martin L., Esquire, Tampa	02/27/2027	Appointee: Griffin, Melanie, Tampa
Peri, Ronald J., Windermere	02/27/2025	Pleasure of Governor
Ziegler, Bridget, Sarasota	02/27/2025	
Referred to the Committee on Ethics and Elections.		Referred to the Committees on Regulated Industries; and Ethics and Elections.
<i>Office and Appointment</i>	<i>For Term Ending</i>	CORRECTION AND APPROVAL OF JOURNAL
Secretary of Corrections		The Journals of March 8 and March 14 were corrected and approved.
Appointee: Dixon, Ricky, Confidential pursuant to s. 119.071(4), F.S.	Pleasure of Governor	
Referred to the Committees on Criminal Justice; and Ethics and Elections.		CO-INTRODUCERS
<i>Office and Appointment</i>	<i>For Term Ending</i>	Senators Gruters—SB 366; Osgood—SB 1568; Rodriguez—SB 690; Simon—CS for SB 240; Stewart—CS for SB 880, SB 1266
Board of Trustees, Florida Polytechnic University		ADJOURNMENT
Appointee: Williams, David B., Worthington	07/15/2024	On motion by Senator Mayfield, the Senate adjourned at 9:23 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 2:30 p.m., Wednesday, March 22 or upon call of the President.
Board of Trustees, University of Florida		
Appointee: Zalupski, Patrick, Ponte Vedra Beach	01/06/2028	



Journal of the Senate

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Tuesday, March 21, 2023

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REPORTS OF SPECIAL MASTER ON CLAIM BILLS

The Special Master on Claim Bills recommends the following pass: SB 4; SB 10

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

REPORTS OF COMMITTEES

The Appropriations Committee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 726

The Committee on Finance and Tax recommends the following pass: SB 184; SB 322; SB 762

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

The Committee on Agriculture recommends the following pass: SB 1608

The bill was referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Education Postsecondary recommends the following pass: SB 1272

The Committee on Education Pre-K -12 recommends the following pass: SB 1386; SB 1430

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

The Committee on Health Policy recommends the following pass: SB 704; SB 768

The bills were referred to the Appropriations Committee on Health and Human Services under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 1390; SB 1392; SB 1482

The bills were referred to the Appropriations Committee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Agriculture recommends the following pass: SB 422

The Committee on Banking and Insurance recommends the following pass: SB 1002

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

The Committee on Agriculture recommends the following pass: SB 1472

The Committee on Banking and Insurance recommends the following pass: SB 594

The Committee on Commerce and Tourism recommends the following pass: SB 978

The Committee on Environment and Natural Resources recommends the following pass: SB 1082; SB 1314; SB 1368

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

The Committee on Ethics and Elections recommends the following pass: SJR 94

The bill was referred to the Committee on Education Pre-K -12 under the original reference.

The Committee on Community Affairs recommends the following pass: SB 1018

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 742

The bills contained in the foregoing reports were referred to the Committee on Environment and Natural Resources under the original reference.

The Committee on Community Affairs recommends the following pass: SB 184; SB 672; SB 762

The bills were referred to the Committee on Finance and Tax under the original reference.

The Appropriations Committee on Health and Human Services recommends the following pass: CS for SB 558

The Committee on Community Affairs recommends the following pass: SB 248

The Committee on Health Policy recommends the following pass: SB 300

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

The Committee on Banking and Insurance recommends the following pass: SB 624

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1286; SB 1306; SB 1322

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

The Committee on Agriculture recommends the following pass: SB 942

The Committee on Banking and Insurance recommends the following pass: SB 298

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1396

The Committee on Commerce and Tourism recommends the following pass: SB 1002

The Committee on Community Affairs recommends the following pass: SB 380

The Committee on Education Pre-K -12 recommends the following pass: SB 662

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 404

The Committee on Health Policy recommends the following pass: SB 568; SB 914

The Committee on Transportation recommends the following pass: SB 678

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1374

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

The Committee on Appropriations recommends the following pass: CS for SB 242

The Committee on Rules recommends the following pass: CS for SB 108; CS for SB 214; SB 218; SB 614

The bills were placed on the Calendar.

The Appropriations Committee on Education recommends a committee substitute for the following: SB 478

The Committee on Finance and Tax recommends a committee substitute for the following: SB 672

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 Agriculture recommends a committee substitute for the following: SB 1610

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 748

The Committee on Environment and Natural Resources recommends committee substitutes for the following: SB 1476; SB 1632

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 304

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Criminal Justice recommends committee substitutes for the following: SB 504; SB 618; SB 1226

The bills with committee substitute attached were referred to the Appropriations Committee on Criminal and Civil Justice under the original reference.

The Committee on Education Postsecondary recommends a committee substitute for the following: SB 266

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1190

The bill with committee substitute attached was referred to the Appropriations Committee on Health and Human Services under the original reference.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 430

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

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 532; SB 564

The bills with committee substitute attached were referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 1034; SB 1096

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

The Committee on Agriculture recommends a committee substitute for the following: SB 1376

The bill with committee substitute attached was referred to the Committee on Education Pre-K -12 under the original reference.

The Appropriations Committee on Agriculture, Environment, and General Government recommends a committee substitute for the following: SB 76

The Appropriations Committee on Criminal and Civil Justice recommends a committee substitute for the following: CS for SB 306

The Appropriations Committee on Education recommends committee substitutes for the following: CS for SB 52; SB 212

The Committee on Community Affairs recommends a committee substitute for the following: SB 250

The Committee on Education Pre-K -12 recommends a committee substitute for the following: SB 1320

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 258

The Committee on Health Policy recommends a committee substitute for the following: SB 652

The Committee on Rules recommends a committee substitute for the following: SB 1718

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 346

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 620

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 committee substitutes for the following: SB 1334; SB 1342

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

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 162

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 196

The Committee on Community Affairs recommends a committee substitute for the following: SB 7002

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1332

The Committee on Environment and Natural Resources recommends a committee substitute for the following: CS for SB 192

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 774

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 50

The Committee on Judiciary recommends a committee substitute for the following: SB 264

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 a committee substitute for the following: CS for SB 202

The Committee on Fiscal Policy recommends committee substitutes for the following: CS for SB 154; SB 234; CS for SB 236; CS for SB 256

The Committee on Rules recommends a committee substitute for the following: CS for SB 130

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Education Postsecondary 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 Atlantic University	
Appointee: Flippo, Robert	01/06/2026
Board of Trustees, Florida Gulf Coast University	
Appointees: Donalds, Erika	01/06/2025
Rivera, Luis E. II	01/06/2026
Sulick, Peter	01/06/2026
Wynn, Michael	01/06/2026
Board of Trustees, University of North Florida	
Appointee: Moore, Clarence S.	01/06/2026
Board of Trustees, University of South Florida	
Appointee: Donnelly, Rogan	01/06/2026

The Committee on Environment and Natural Resources recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Governing Board of the Northwest Florida Water Management District	
Appointees: Everett, Ted	03/01/2025
Patronis, Nicholas Jimmy	03/01/2026
Roberts, George A.	03/01/2026
Upton, Anna H.	03/01/2024
Governing Board of the South Florida Water Management District	
Appointee: Bergeron, Ronald M.	03/01/2026

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Bills 7000-7018—Previously introduced.

By the Committee on Education Pre-K -12—

SB 7020—A bill to be entitled An act relating to public records; amending s. 943.082, F.S.; expanding exemptions from public records requirements for the identity of a reporting party and any information received through the mobile suspicious activity reporting tool to include such information held by the Department of Education; providing for

future legislative review and repeal; providing statements of public necessity; providing an effective date.

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

By the Committee on Education Pre-K -12—

SB 7022—A bill to be entitled An act relating to the Open Government Sunset Review Act; amending s. 943.687, F.S., which provides an exemption from public meetings requirements for any portion of a meeting of the Marjory Stoneman Douglas High School Safety Commission at which exempt or confidential and exempt information is discussed; removing the scheduled repeal of the exemption; amending s. 1006.12, F.S., relating to an exemption from public records requirements for information held by specified entities which could identify a safe-school officer; 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 Governmental Oversight and Accountability—

SB 7024—A bill to be entitled An act relating to retirement; amending s. 121.71, F.S.; revising required employer retirement contribution rates for each membership class 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 Governmental Oversight and Accountability; and Senator Wright—

CS for SB 50—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing a definition; adding current judicial assistants and their spouses and children to the list of specified agency personnel and family members to whom an exemption from public records requirements for identification and location information applies; providing for future legislative review and repeal of the exemption; providing for retroactive application of the exemption; providing a statement of public necessity; providing an effective date.

By the Appropriations Committee on Education; the Committee on Education Pre-K -12; and Senators Burgess, Osgood, Avila, Calatayud, and Garcia—

CS for CS for SB 52—A bill to be entitled An act relating to student use of social media platforms; amending s. 1003.42, F.S.; requiring members of the instructional staff of public schools to provide instruction on the social, emotional, and physical effects of social media to students in specified grades; specifying requirements for the instruction; requiring the Department of Education to make social media safety instructional material available online; requiring each district school board to notify parents of the availability of such material; authorizing the department to procure the instructional materials from a vendor or provider; amending s. 1006.07, F.S.; requiring that district school board codes of student conduct include a prohibition against students using wireless communications devices during instructional time and authorization for teachers to withhold a student's device; creating s. 1006.1494, F.S.; requiring each school district to prohibit and prevent students from accessing social media platforms through the use of Internet access provided by the school district; providing an exception; authorizing the State Board of Education to adopt rules; providing an effective date.

By the Appropriations Committee on Agriculture, Environment, and General Government; and Senators Hooper, Burgess, and Book—

CS for SB 76—A bill to be entitled An act relating to state park campsite reservations; amending s. 258.014, F.S.; requiring the Division of Recreation and Parks of the Department of Environmental Protection to allow residents and nonresidents to make state park cabin and campsite reservations within specified timeframes; requiring Florida residents to provide information from their Florida driver license or identification card for certain reservations made in advance; providing an effective date.

By the Committees on Rules; and Judiciary; and Senators Berman, Book, Hutson, Garcia, Harrell, and Yarborough—

CS for CS for SB 130—A bill to be entitled An act relating to domestic violence; providing a short title; amending s. 61.13, F.S.; requiring the court with jurisdiction over the proceeding to consider certain factors in deciding whether shared parental responsibility is detrimental to the child; making technical and conforming changes; providing additional conduct regarding domestic violence which the court must consider when ordering a parenting plan; amending s. 741.30, F.S.; providing an additional factor that the court must consider in determining whether a petitioner of a domestic violence injunction is in imminent danger; conforming a provision to changes made by the act; providing an effective date.

By the Committees on Fiscal Policy; and Regulated Industries; and Senators Bradley and DiCeglie—

CS for CS for SB 154—A bill to be entitled An act relating to condominium and cooperative associations; amending s. 468.4334, F.S.; revising the circumstances under which community association managers or management firms must comply with a specified provision; amending s. 553.899, F.S.; revising legislative findings; revising the definition of the terms “milestone inspection” and “substantial structural deterioration”; revising who must have milestone inspections performed for buildings; revising the deadline for milestone inspections of certain buildings; authorizing local enforcement agencies to make certain determinations relating to milestone inspections after a building reaches a specified age; authorizing local enforcement agencies to extend deadlines for milestone inspections under certain circumstances; authorizing local enforcement agencies to accept certain inspection reports under certain circumstances; deeming the inspections relating to such inspection reports a milestone inspection for certain purposes; revising costs that condominium and cooperative associations are responsible for; revising requirements relating to written notice of required inspections; requiring architects or engineers performing milestone inspections to submit a specified progress report to a local enforcement agency within a specified timeframe under certain circumstances; specifying that associations must distribute copies of certain inspection reports within a specified timeframe and in a specified manner; authorizing municipal governing bodies to adopt certain ordinances relating to association repairs; requiring the Florida Building Commission to adopt rules by a specified date; providing requirements for such rules; conforming provisions; amending s. 627.351, F.S.; revising requirements relating to the purchase of flood insurance as a condition for maintaining certain policies issued by the Citizens Property Insurance Corporation; amending s. 718.103, F.S.; defining the term “alternative funding method”; revising the definition of the term “structural integrity reserve study”; amending s. 718.111, F.S.; making a technical change; amending s. 718.112, F.S.; revising condominium association reserve account requirements; revising requirements relating to waiving reserve requirements or providing less reserves than required by law; revising requirements relating to using reserve funds or interest accrued on reserve funds for certain purposes; revising requirements for structural integrity reserve studies; providing applicability; conforming provisions to changes made by the act; amending s. 718.1255, F.S.; revising the definition of the term “dispute”; specifying that certain disputes are not subject to nonbinding arbitration and must be submitted to presuit mediation; amending s. 718.113, F.S.; revising requirements relating to maintenance, repair, and replacement of common elements and condominium property; amending s. 718.503, F.S.; revising the documents developers are required to provide to prospective buyers or lessees; requiring specified disclosures relating to milestone inspections and structural integrity reserve studies for cer-

tain contracts entered into after a specified date; amending s. 719.103, F.S.; revising the definition of the term “structural integrity reserve study”; amending s. 719.104, F.S.; revising rights relating to the official records of a cooperative association; providing maintenance requirements for cooperative associations; amending s. 719.106, F.S.; revising cooperative association reserve account requirements; revising requirements relating to waiving reserve requirements or providing less reserves than required by law; revising a prohibition on using reserve funds or interest accrued on reserve funds for certain purposes; revising requirements for structural integrity reserve studies; providing applicability; conforming provisions to changes made by the act; amending s. 719.503, F.S.; revising the types of documents developers are required to provide to prospective buyers and lessees; requiring specified disclosures relating to milestone inspections and structural integrity reserve studies for certain contracts entered into after a specified date; amending ss. 558.002, 718.116, and 720.3085, F.S.; conforming cross-references; reenacting s. 719.1255, F.S., relating to alternative resolution of disputes, to incorporate amendments made to s. 718.1255, F.S., in a reference thereto; reenacting ss. 718.501(1)(f) and 719.501(1)(f), F.S., relating to the rulemaking authority of the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation; providing appropriations; providing effective dates.

By the Committee on Environment and Natural Resources; and Senator Collins—

CS for SB 162—A bill to be entitled An act relating to water and wastewater facility operators; amending s. 403.865, F.S.; revising legislative findings and intent; amending s. 403.867, F.S.; conforming a provision to changes made by the act; creating s. 403.8721, F.S.; requiring the Department of Environmental Protection to issue water treatment plant operator licenses, water distribution system operator licenses, and domestic wastewater treatment plant operator licenses by reciprocity to certain applicants; providing licensure requirements; authorizing the department to issue temporary operator licenses during a declared state of emergency; requiring the department to waive the application fee for temporary operator licenses; providing an effective date.

By the Committees on Environment and Natural Resources; and Community Affairs; and Senators Avila, Calatayud, Rodriguez, and Gruters—

CS for CS for SB 192—A bill to be entitled An act relating to the Everglades Protection Area; amending s. 163.3184, F.S.; requiring that comprehensive plans and plan amendments that apply to certain lands within or near the Everglades Protection Area follow the state coordinated review process; requiring the Department of Environmental Protection, in consultation with specified entities, to make certain determinations for such plans and amendments, to provide written determinations to the local government and specified entities within a specified timeframe, and to coordinate with the local government and specified entities on certain planning strategies and mitigation measures; providing a condition for the adoption of such plans and plan amendments upon certain determinations by the department; authorizing a local government to consider an application for a development permit or development order contingent upon adoption of such plans and amendments; specifying a requirement for the transmittal of certain comprehensive plan amendments to the department; revising the scope of the state land planning agency’s compliance determination relating to plans and plan amendments; making technical changes; amending s. 163.3187, F.S.; authorizing site-specific text changes for small-scale future land use map amendments; prohibiting the adoption of small-scale development amendments for properties located within or near the Everglades Protection Area; requiring local governments whose boundaries include any portion of the Everglades Protection Area to transmit copies of adopted small-scale development amendments to the state land planning agency within a specified timeframe; making technical changes; amending s. 420.615, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Jones, Hutson, and Perry—

CS for SB 196—A bill to be entitled An act relating to guidance services on academic and career planning; amending s. 1003.02, F.S.; requiring district school boards to inform students and parents of certain acceleration, academic, and career planning options; requiring certain information to be included in such notification; amending s. 1003.4156, F.S.; requiring a personalized academic and career plan to be developed in consultation with a certified school counselor for certain students; requiring certain information to be included in such plan; providing an effective date.

By the Committee on Appropriations; the Appropriations Committee on Education; and Senators Simon, Perry, and Collins—

CS for CS for SB 202—A bill to be entitled An act relating to education; amending ss. 11.45, 212.099, and 327.371, F.S.; conforming cross-references; amending s. 1002.01, F.S.; defining the term “personalized education program”; amending s. 1002.394, F.S.; providing and revising definitions; revising student eligibility and ineligibility requirements for the Family Empowerment Scholarship Program; revising the approved uses of scholarship funds; providing that certain scholarships remain in force until certain criteria are met; requiring the closure of a scholarship account and the reversion of funds to the state under certain circumstances; authorizing reimbursements for certain expenditures until certain criteria are met; revising obligations of school districts, the Department of Education, private schools, and eligible nonprofit scholarship-funding organizations; revising responsibilities of parents; requiring scholarship funds to be deposited by funds transfers rather than through warrant endorsement; requiring certain criteria to be met before the funding of certain scholarships; revising provisions for the calculation of an award amount for certain students; prohibiting the transfer of funds to an eligible student’s account under certain conditions; deleting obsolete language; conforming provisions and cross-references to changes made by the act; amending s. 1002.395, F.S.; providing and revising definitions; revising student eligibility and ineligibility requirements for the Florida Tax Credit Scholarship Program; revising obligations of eligible nonprofit scholarship-funding organizations and the department; establishing certain limitations on the number of scholarships funded through the program; revising the approved uses of scholarship funds; revising requirements for the use of certain contributions for administrative expenses; revising the amount of funds that must be awarded through scholarships; requiring the development of specified guidelines; authorizing organizations to require the use of an online platform for specified purchases so long as such use does not limit specified choices; requiring an organization to provide reimbursement in specified circumstances; requiring organizations to submit specified quarterly reports; revising responsibilities of parents; requiring scholarship funds to be deposited by funds transfers rather than through warrant endorsement; requiring the department to annually publish a list of specified tests; revising the requirements of a specified annual report; requiring the department to notify school districts of specified estimates; prohibiting the transfer of funds to an eligible student’s account under certain conditions; providing that certain scholarships remain in force until certain criteria are met; authorizing reimbursements for certain expenditures until certain criteria are met; requiring the closure of a scholarship account and the reversion of funds to the state under certain circumstances; requiring the Office of Independent Education and Parental Choice to provide a specified number of application periods for specified purposes; deleting obsolete language; conforming provisions and cross-references to changes made by the act; amending s. 1002.40, F.S.; conforming cross-references; amending s. 1002.421, F.S.; revising the eligibility criteria and obligations of private schools participating in certain educational scholarship programs; revising the criteria for the Commissioner of Education to permanently deny or revoke the authority of certain individuals to establish or operate a private school in this state; authorizing the commissioner to include specified individuals on a specified disqualification list; authorizing that such individuals be removed from such list if they provide specified reimbursements; making technical changes; conforming cross-references; creating s. 1002.44, F.S.; authorizing public schools, including charter schools, to enroll certain students on a part-time basis; providing funding for such students; prohibiting certain students from being reported for funding; providing that such students are not considered to be in regular attendance at such schools;

amending s. 1003.01, F.S.; conforming provisions and cross-references to changes made by the act; requiring the State Board of Education to develop and recommend to the Governor and the Legislature for adoption during the 2024 legislative session repeals and revisions to the Florida Early Learning-20 Education Code by a specified date; providing requirements for the state board relating to such recommendations; amending s. 1001.10, F.S.; requiring the Commissioner of Education to develop an online portal for specified purpose; providing requirements for such portal; amending s. 1002.20, F.S.; conforming a cross-reference; amending s. 1003.25, F.S.; revising the timeframe in which student records must be transferred; amending s. 1003.4282, F.S.; deleting the online course requirement for a standard high school diploma; amending s. 1006.21, F.S.; authorizing a district school board to use other vehicles to transport students; amending s. 1006.22, F.S.; deleting a requirement that district school boards use school buses for all regular transportation; deleting provisions relating to circumstances in which students may be transported in privately owned motor vehicles; conforming a provision to changes made by the act; amending s. 1006.25, F.S.; conforming a cross-reference; amending s. 1006.27, F.S.; conforming provisions to changes made by the act; amending s. 1011.71, F.S.; authorizing that a specified district school board levy be used to pay salaries and benefits for specified employees; amending s. 1012.56, F.S.; exempting specified individuals from certain mastery of general knowledge requirements; revising the acceptable means of demonstrating mastery of subject area knowledge and mastery of professional preparation and education competence, respectively; revising requirements for the department to issue temporary certificates; revising the validity period for certain temporary certificates; amending s. 1013.64, F.S.; providing that certain construction projects are exempt from the total cost per student station requirements; amending ss. 1002.321, 1003.5716, 1003.499, 1003.27, 1003.485, and 1009.30, F.S.; conforming cross-references and provisions to changes made by the act; providing effective dates.

By the Appropriations Committee on Education; and Senators Collins, Avila, Burgess, Calatayud, Harrell, and Book—

CS for SB 212—A bill to be entitled An act relating to emergency response mapping data; amending s. 1013.13, F.S.; creating the School Mapping Data Grant Program within the Department of Education; authorizing each school district to apply for funds to provide mapping data for public school buildings; authorizing a school district to use the funds to procure a vendor; requiring the entity that produces the data to provide the data to certain entities; specifying requirements for the data; providing an effective date.

By the Committee on Fiscal Policy; and Senator Avila—

CS for SB 234—A bill to be entitled An act relating to statutorily required reports; amending s. 286.001, F.S.; defining the term “state entity”; revising the procedure for filing statutorily required or authorized reports; deleting provisions requiring that abstracts be filed for statutorily required or authorized reports; requiring state entities to redact exempt or confidential and exempt information from reports before filing; providing that the Division of Library and Information Services of the Department of State or the department, or any contractor thereof, is not responsible for redaction and may not be held liable for the failure of a state entity to redact exempt or confidential and exempt information from its reports; requiring state entities to submit a specified accompanying statement identifying the applicable provisions for such redactions; requiring the state entity to retain or archive reports in accordance with certain schedules; requiring the division to compile and annually update a list of all statutorily required reports and their submission dates; requiring the division to publish such list on the department’s website; requiring the division to compile, beginning on a specified date, bibliographic information on received reports in a specified system; requiring the division to update the bibliographic information on a quarterly basis; requiring that the bibliographic information be distributed quarterly to the Governor and the Legislature, beginning on a specified date; providing legislative findings and intent; requiring the division to implement and maintain a publicly available, Internet-based system for such reports by a specified date; specifying features and functions for such system; deleting a provision requiring state entities to create, store, manage, update, retrieve, and disseminate statutorily required or authorized reports in an electronic

format; deleting a provision related to construction; providing an appropriation; providing an effective date.

By the Committees on Fiscal Policy; and Banking and Insurance; and Senator Hutson—

CS for CS for SB 236—A bill to be entitled An act relating to civil remedies; amending s. 57.104, F.S.; creating a rebuttable presumption that a lodestar fee is a sufficient and reasonable attorney fee in most civil actions; providing an exception; creating s. 86.121, F.S.; authorizing a court to award attorney fees in certain declaratory actions; prohibiting the transfer, assignment, or acquisition of the right to such attorney fees except by specified persons; amending s. 95.11, F.S.; reducing the statute of limitations for negligence actions; providing applicability of certain provisions to actions involving servicemembers; amending s. 624.155, F.S.; providing standards for bad faith actions; providing for the distribution of proceeds when two or more third-party claims arising out of a single occurrence exceed policy limits; creating s. 624.1552, F.S.; providing for applicability of specified offer of judgment provisions to civil actions involving insurance contracts; creating s. 768.0427, F.S.; providing definitions; providing standards for the admissibility of evidence to prove the cost of damages for medical expenses in certain civil actions; requiring certain disclosures with respect to claims for medical expenses for treatment rendered under letters of protection; specifying the damages that may be recovered by a claimant for the reasonable and necessary cost of medical care; creating s. 768.0701, F.S.; requiring the trier of fact to consider the fault of certain persons who contribute to an injury; creating s. 768.0706, F.S.; providing definitions; providing that the owner or principal operator of a multifamily residential property which substantially implements specified security measures on that property has a presumption against liability for negligence in connection with certain criminal acts that occur on the premises; requiring the Florida Crime Prevention Training Institute of the Department of Legal Affairs to develop a proposed curriculum or best practices for owners or principal operators; providing construction; amending s. 768.81, F.S.; providing that a party in a negligence action who is at fault by a specified amount may not recover damages under a comparative negligence action; providing applicability; repealing ss. 626.9373 and 627.428, F.S., relating to attorney fees awarded against surplus lines insurers and insurers, respectively; amending s. 627.756, F.S.; providing for the award of costs and attorney fees in certain actions; amending ss. 475.01, 475.611, 517.191, 624.123, 624.488, 627.062, 627.401, 627.441, 627.727, 627.736, and 628.6016, F.S.; conforming provisions to changes made by the act; repealing ss. 631.70 and 631.926, F.S., relating to attorney fees; amending s. 632.638, F.S.; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision; providing applicability and construction; providing an effective date.

By the Committee on Community Affairs; and Senator Martin—

CS for SB 250—A bill to be entitled An act relating to natural emergencies; creating ss. 125.023 and 166.0335, F.S.; defining the term “temporary shelter”; prohibiting counties and municipalities, respectively, from prohibiting temporary shelters on residential property for a specified timeframe under certain circumstances; amending s. 189.0695, F.S.; authorizing independent special fire control districts to file a specified report on an alternative schedule under certain circumstances; providing for retroactive application; amending s. 252.35, F.S.; requiring the Division of Emergency Management to post a model contract for debris removal on its website by a specified date; requiring the model contract to be annually updated by a specified date; requiring the division to prioritize technical assistance and training relating to natural disasters and emergencies to fiscally constrained counties; amending s. 252.363, F.S.; increasing the timeframe to exercise rights under a permit or other authorization; limiting the timeframe to exercise rights under a permit or other authorization to a certain timeframe when multiple natural emergencies occur; creating s. 252.391, F.S.; defining the term “local governmental entity”; encouraging local governmental entities to develop an emergency financial plan for major disasters; providing the contents of the emergency financial plan; recommending annual review of the emergency financial plan; amending s. 252.40, F.S.; authorizing local governments to create inspection teams for the review and approval of certain expedited permits; encouraging local governments to establish certain interlocal agreements; encour-

aging local governments to develop plans related to temporary accommodations of certain individuals; amending s. 287.055, F.S.; revising the definition of the term “continuing contract”; providing for the future expiration and reversion of specified statutory text; amending s. 288.066, F.S.; creating the Local Government Emergency Revolving Bridge Loan Program within the Department of Economic Opportunity to provide certain financial assistance to local governments impacted by federally declared disasters; conforming provisions to changes made by the act; providing construction; authorizing the department to provide interest-free loans to eligible local governments through specified means; requiring the department to prescribe a loan application; requiring the department to determine the loan amount based on certain factors; authorizing the department to deny a loan application and providing specified reasons for such denial; requiring the department to provide certain notice and make loan information available to eligible local governments; requiring loan repayments to be returned to the loan fund; providing that funds appropriated for the program are not subject to reversion; providing for expiration; amending s. 489.117, F.S.; authorizing a registered contractor to engage in contracting under certain circumstances; providing an expiration timeframe for such authorization; authorizing the local jurisdiction to discipline the registered contractor under certain circumstances; creating s. 553.7922, F.S.; requiring local governments impacted by certain emergencies to approve special processing procedures to expedite certain permits; amending s. 553.80, F.S.; prohibiting certain local governments from raising building inspection fees during a certain timeframe; providing for future expiration; prohibiting counties and municipalities located in areas included in certain federal disaster declarations from adopting or amending certain procedures for a specified period; providing for retroactive application; providing that certain comprehensive plan amendments, land development regulations, site plans, and development permits or orders may be enforced; providing for expiration; amending s. 823.11, F.S.; authorizing certain persons to engage in a process relating to the removal and destruction of derelict vessels; providing an appropriation; providing for the transfer of certain appropriated funds to the Economic Development Trust Fund of the Department of Economic Opportunity; requiring that loan repayments be repaid to the Economic Development Trust Fund; providing effective dates.

By the Committees on Fiscal Policy; and Governmental Oversight and Accountability; and Senator Ingoglia—

CS for CS for SB 256—A bill to be entitled An act relating to employee organizations representing public employees; amending s. 447.301, F.S.; requiring a public employee who desires to be a member of an employee organization to sign a membership authorization form beginning on a specified date; requiring that such form include a specified statement; authorizing a public employee to revoke membership in an employee organization at any time of the year; requiring an employee organization to revoke a public employee’s membership upon receipt of his or her written request for revocation; prohibiting an employee organization from limiting an employee’s right to revoke membership to certain dates; prohibiting a revocation form from requiring a reason for the public employee’s decision to revoke his or her membership; requiring employee organizations to retain such authorization forms and requests for revocation for inspection by the Public Employees Relations Commission; providing applicability with respect to certain employee organizations; authorizing the commission to adopt rules; amending s. 447.303, F.S.; prohibiting certain employee organizations from having dues and uniform assessments deducted and collected by the employer from certain salaries; authorizing public employees to pay dues and uniform assessments directly to the employee organization; authorizing certain employee organizations to have dues and uniform assessments deducted and collected by the employer from certain salaries; amending s. 447.305, F.S.; revising requirements for applications for initial registrations and renewals of registration of employee organizations; providing procedures for incomplete applications; requiring certain employee organizations to petition the commission for recertification as bargaining agents; authorizing a public employer or bargaining unit employee to challenge an employee organization’s application for renewal of registration; requiring the commission or one of its designated agents to review the application; requiring the commission to revoke the registration and certification of the employee organization in certain circumstances; authorizing the commission to conduct investigations for specified purposes; authoriz-

ing the commission to revoke or deny an employee organization’s registration or certification under certain circumstances; specifying that certain decisions issued by the commission are reviewable final agency actions; providing applicability with respect to certain employee organizations; requiring certain employee organizations to provide its members with an annual audited financial report; requiring employee organizations to notify its members annually of all costs of membership; amending s. 447.509, F.S.; revising prohibitions for employee organizations and certain persons and entities relating to employee organizations; amending s. 1012.2315, F.S.; removing duplicative provisions; reenacting ss. 110.114(3) and 447.507(6)(a), F.S., relating to employee wage deductions and violation of strike prohibition and penalties, respectively, to incorporate the amendment made to s. 447.303, F.S., in references thereto; providing effective dates.

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

CS for SB 258—A bill to be entitled An act relating to prohibited applications on government-issued devices; creating s. 112.22, F.S.; defining terms; requiring public employers to take certain actions relating to prohibited applications; prohibiting employees and officers of public employers from downloading or accessing prohibited applications on government-issued devices; providing exceptions; providing a deadline by which specified employees must remove, delete, or uninstall a prohibited application; requiring the Department of Management Services to compile a specified list and establish procedures for a specified waiver; authorizing the department to adopt emergency rules; requiring that such rulemaking occur within a specified timeframe; requiring the department to adopt specified rules; providing a declaration of important state interest; providing an effective date.

By the Committee on Judiciary; and Senators Collins and Avila—

CS for SB 264—A bill to be entitled An act relating to interests of foreign countries; creating s. 287.138, F.S.; defining terms; prohibiting governmental entities from knowingly entering into certain contracts; prohibiting governmental entities from taking specified actions after a specified date relating to contracts that give certain access to personal identifying information; providing an exception; authorizing the Attorney General to bring a civil action; providing penalties; requiring penalties to be deposited into the General Revenue Fund; requiring the Department of Management Services to adopt rules; creating s. 288.007, F.S.; defining terms; prohibiting governmental entities from knowingly entering into certain contracts; requiring government entities to require an affidavit from applicants before providing any economic incentive; requiring the Department of Economic Opportunity to adopt rules; providing a directive to the Division of Law Revision to create part III of ch. 692, F.S., to be entitled “Conveyances to Foreign Entities”; creating s. 692.201, F.S.; defining terms; creating ss. 692.202 and 692.203, F.S.; prohibiting foreign principals from purchasing agricultural land, or interest in such land, and certain real property in the state, respectively; authorizing foreign principals to continue to own or hold such land or property under certain circumstances; requiring certain foreign principals that own or acquire such land or real property to register with a specified department; requiring the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to establish a form for such registration; providing civil penalties; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity to place a lien against unregistered agricultural land or real property, respectively; requiring certain foreign principals to sell, transfer, or otherwise divest themselves of certain agricultural land or real property within a specified timeframe; requiring buyers of such land or property to provide a signed affidavit; specifying that the failure to maintain or obtain the affidavit does not affect the title or insurability of the title for the agricultural land or real property, respectively; authorizing the Florida Real Estate Commission to adopt rules; authorizing certain agricultural land or real property to be forfeited to the state; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity to initiate civil actions for forfeiture of the interest in agricultural land or real property, respectively; requiring such actions to be filed in a certain circuit court; requiring clerks to record a lis pendens; requiring courts to advance the cause on the calendar; authorizing defendants to petition to modify or discharge the lis pen-

dens; requiring the court to enter a specified final judgment under certain circumstances; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to sell the agricultural land or real property; providing requirements for the proceeds from such sale; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to seek a specified ex parte order; providing criminal penalties; requiring the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to adopt rules; creating s. 692.204, F.S.; prohibiting the People's Republic of China, the Chinese Communist Party, any other political party or member of a political party in the People's Republic of China, and certain persons and entities from purchasing or acquiring real property in the state; providing an exception; authorizing such persons and entities to continue to own or hold such real property under certain circumstances; requiring certain persons or entities that own or acquire real property in the state to register with the Department of Economic Opportunity by a specified date; requiring the Department of Economic Opportunity to establish a form for such registration; providing civil penalties; authorizing the Department of Economic Opportunity to place a lien against unregistered real property; requiring certain persons and entities to sell, transfer, or otherwise divest themselves of certain real property within a specified timeframe; requiring buyers of real property to provide a signed affidavit; specifying that the failure to maintain or obtain the affidavit does not affect the title or insurability of the title for the real property; authorizing the commission to adopt rules; authorizing certain real property to be forfeited to the state; authorizing the Department of Economic Opportunity to initiate civil actions for forfeiture of the interest in real property; requiring such actions to be filed in a certain circuit court; requiring clerks to record a lis pendens; requiring courts to advance the cause on the calendar; authorizing defendants to petition to modify or discharge the lis pendens; requiring the court to enter a specified final judgment under certain circumstances; authorizing the Department of Economic Opportunity to sell the real property; providing requirements for the proceeds from such sale; authorizing the Department of Economic Opportunity to seek a specified ex parte order; providing criminal penalties; requiring the Department of Economic Opportunity to adopt rules; amending s. 408.051, F.S.; defining the terms "cloud computing" and "health care provider"; requiring that certain information held by health care providers that utilize certified electronic health record technology be maintained in the continental United States; providing applicability; amending s. 408.810, F.S.; requiring a licensee to sign a specified affidavit upon initial application for a license and any renewal applications; authorizing disciplinary action by the Agency for Health Care Administration; prohibiting a person or entity that possesses a controlling interest from holding an interest in certain entities; providing definitions; amending s. 836.05, F.S.; providing enhanced criminal penalties for threatening a person while acting as a foreign agent with the intent of benefiting a foreign country of concern; providing an effective date.

By the Committee on Education Postsecondary; and Senator Grall—

CS for SB 266—A bill to be entitled An act relating to higher education; amending s. 1001.706, F.S.; revising requirements in the Board of Governors duties relating to the mission of each state university; revising requirements for the Board of Governors' strategic plan relating to the goals and objectives of the State University System; requiring the Board of Governors to annually require each state university to include certain information in its economic security report; authorizing a Board of Governors regulation to include a post-tenure review of state university faculty at any time, with cause; amending s. 1001.7065, F.S.; requiring each state university to annually report certain research expenditures of a specified amount; creating s. 1001.725, F.S.; providing that each state university board of trustees is responsible for hiring full-time faculty; authorizing the board to delegate hiring authority to the president; prohibiting the president from delegating hiring authority except as specified; prohibiting a university from using specified methods in its admissions or personnel processes; requiring each state university board of trustees to confirm specified employee reappointments and contracts; requiring each state university president to annually present specified performance evaluations and salaries to the board of trustees; amending s. 1004.06, F.S.; expanding definition of discrimination; prohibiting specified educational institutions from expending funds to promote specified concepts; providing exceptions; re-

quiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; amending s. 1004.6496, F.S.; authorizing the Board of Trustees of the University of Florida to use funds to establish and fund the Hamilton College for Classical and Civic Education; revising the goals of the college; providing powers of the college; amending s. 1004.6499, F.S.; renaming the Florida Institute of Politics at the Florida State University as the Florida Institute for Governance and Civics; providing the goals of the institute; amending s. 1004.64991, F.S.; authorizing the Adam Smith Center for the Study of Economic Freedom to perform certain tasks in order to carry out its established purpose; amending s. 1007.25, F.S.; revising how general education core courses are established; requiring the Commissioner of Education and Chancellor of the State University System to consider approval of certain courses; requiring faculty committees to review and submit recommendations to the Articulation Coordinating Committee and the commissioner relating to certain courses by a specified date and every 3 years thereafter; prohibiting general education core courses from teaching certain topics or presenting information in specified ways; providing requirements for general education core courses; requiring specified educational institutions to offer certain courses; prohibiting public postsecondary educational institutions from requiring students to take certain additional general education core courses; creating s. 1007.55, F.S.; providing legislative findings; requiring the Articulation Coordinating Committee to submit an annual report to specified entities relating to courses that have been approved as meeting specified requirements to be used by public postsecondary educational institutions; providing requirements for general education courses; requiring public postsecondary educational institution boards of trustees and presidents to annually review and approve general education requirements; providing a penalty for failing to meet such review and approval requirements; requiring public postsecondary educational institutions to report certain courses to the department; prohibiting public postsecondary educational institutions from requiring students to take certain additional general education courses; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; amending s. 1008.47, F.S.; specifying a one-time limit on the requirement to change accrediting agencies; amending s. 1009.26, F.S.; providing that certain postsecondary fee waivers continue until specified criteria are met; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Boyd and Rodriguez—

CS for SB 304—A bill to be entitled An act relating to United States-produced iron and steel in public works projects; creating s. 255.0993, F.S.; defining terms; requiring governmental entities to include a requirement in certain contracts that certain iron or steel products be produced in the United States; providing exceptions; authorizing the use of foreign steel and iron materials in certain circumstances; exempting specified products from the requirement; providing construction; requiring the Department of Management Services and the Department of Transportation to adopt rules for specified purposes; providing a declaration of important state interest; providing an effective date.

By the Appropriations Committee on Criminal and Civil Justice; the Committee on Criminal Justice; and Senators Boyd, Hooper, and Stewart—

CS for CS for SB 306—A bill to be entitled An act relating to catalytic converters; creating s. 860.142, F.S.; providing a short title; providing definitions; prohibiting a person from knowingly purchasing a detached catalytic converter unless he or she is a registered secondary metals recycler; requiring a registered secondary metals recycler to comply with specified recordkeeping requirements; providing penalties; prohibiting a person from knowingly possessing, purchasing, selling, or installing a stolen, altered, or detached catalytic converter; providing criminal penalties; providing for an inference that a catalytic converter may have been stolen; creating s. 860.147, F.S.; providing definitions; prohibiting a person from knowingly importing, manufacturing, purchasing for a certain purpose, selling, offering for sale, or installing or reinstalling a counterfeit, fake, or nonfunctional catalytic converter; providing criminal penalties; amending s. 538.26, F.S.; prohibiting a secondary metals recycler from processing or removing a detached

catalytic converter from the recycler's place of business for a specified number of days; providing exceptions; providing an effective date.

By the Committee on Community Affairs; and Senator DiCeglie—

CS for SB 346—A bill to be entitled An act relating to public construction; amending s. 218.735, F.S.; requiring that a certain list include a dollar valuation, as reasonably determined by the contractor as a portion of the contract value, of the estimated cost to complete each item on the list; deleting a provision authorizing an extension by contract for construction projects of less than \$10 million; requiring a local governmental entity to pay a contractor the remaining contract balance within a specified timeframe; revising the conditions that would require a local governmental entity to pay unpaid contract sums to a contractor if a specified list is not developed; requiring a local governmental entity to pay the remaining contract balance if the local governmental entity provided a certain written notice to the contractor; revising the conditions that require a local governmental entity to pay or release amounts subject to certain disputes or claims; amending s. 218.76, F.S.; revising the timeframe within which proceedings must commence to resolve disputes between vendors and local governmental entities; revising the timeframe for such proceedings to conclude; amending s. 255.073, F.S.; requiring that undisputed portions of payment requests be paid within a specified timeframe; amending s. 255.074, F.S.; revising the timeframe for a public entity to submit a payment request to the Chief Financial Officer; amending s. 255.077, F.S.; requiring that a certain list include a dollar valuation, as determined by the contractor as a portion of the contract value, to complete each item on the list; requiring the public entity to pay the contractor the remaining contract balance within a specified timeframe; requiring a public entity to pay all remaining retainage if the public entity has not developed a specified list; amending s. 255.078, F.S.; revising the conditions that require a public entity to pay or release amounts subject to certain disputes or claims; amending s. 255.0992, F.S.; revising the definition of the term “public works project”; providing an effective date.

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

CS for SB 430—A bill to be entitled An act relating to abandoned and historic cemeteries; creating s. 267.21, F.S.; creating the Historic Cemeteries Program within the Division of Historical Resources of the Department of State; designating the State Historic Preservation Officer as the program's director and requiring him or her to hire employees, subject to legislative appropriation; providing the duties and responsibilities of the program; requiring the program to provide grants, subject to legislative appropriation, to certain entities for certain purposes; authorizing the division to adopt rules; creating s. 267.22, F.S.; creating the Historic Cemeteries Program Advisory Council within the division; providing for membership, terms, and duties of the council; providing that members shall serve without compensation but may be reimbursed for per diem and travel expenses; amending s. 497.005, F.S.; revising the definition of the term “legally authorized person” to include a member of a representative community organization; amending s. 704.06, F.S.; revising the definition of the term “conservation easement” to include a right or interest in real property which is appropriate to retaining the structural integrity or physical appearance of certain cemeteries; authorizing certain entities to acquire conservation easements to preserve certain cemeteries; providing an effective date.

By the Appropriations Committee on Education; and Senator Perry—

CS for SB 478—A bill to be entitled An act relating to the Early Childhood Music Education Incentive Program; amending s. 1003.481, F.S.; renaming the Early Childhood Music Education Incentive Pilot Program as the Early Childhood Music Education Incentive Program; transferring certain duties regarding the program's administration from the Commissioner of Education to the Department of Education; specifying that program funds are subject to legislative appropriation; revising criteria for a school district's eligibility to participate in the program; deleting an obsolete provision requiring the University of Florida's College of Education to conduct a specified evaluation; abrogating the scheduled expiration of provisions governing the program; providing an effective date.

By the Committee on Criminal Justice; and Senators Rodriguez and Perry—

CS for SB 504—A bill to be entitled An act relating to expunction of criminal history records; reenacting and amending s. 943.0585, F.S.; revising an eligibility criterion under which a person is eligible to petition a court to expunge a criminal history record if an indictment, information, or other charging document was dismissed by a court; expanding an exception to an eligibility requirement for expunction of a criminal history record to allow a prior expunction of a criminal history record granted for an offense committed when the person was a minor; providing applicability; providing an effective date.

By the Committee on Banking and Insurance; and Senator Burton—

CS for SB 532—A bill to be entitled An act relating to money services businesses; amending s. 560.103, F.S.; revising the definition of the term “control person” for purposes of ch. 560, F.S.; defining terms; providing an effective date.

By the Committee on Banking and Insurance; and Senator Hutson—

CS for SB 564—A bill to be entitled An act relating to interchange fees on taxes; creating s. 501.0119, F.S.; defining terms; providing applicability; prohibiting issuers, payment card networks, acquirer banks, and processors from receiving or charging merchants interchange fees on the tax amounts of electronic payment transactions if the merchant provides certain information in a specified manner; requiring an issuer to credit a merchant the amount of interchange fees on taxes within a certain timeframe if the merchant meets certain conditions; providing a civil penalty; providing an effective date.

By the Committee on Criminal Justice; and Senator Yarborough—

CS for SB 618—A bill to be entitled An act relating to rights of law enforcement officers and correctional officers; amending s. 112.531, F.S.; defining terms; amending s. 112.532, F.S.; providing rights of law enforcement officers and correctional officers relating to a Brady identification system; prohibiting a law enforcement officer or correctional officer from being discharged, suspended, demoted, or otherwise disciplined for certain reasons; providing construction; requiring the employing agency of a law enforcement officer or correctional officer to conform to certain rules and procedures; creating s. 112.536, F.S.; providing that a prosecuting agency is not required to maintain a Brady identification system; authorizing a prosecuting agency to choose different procedures to discharge its obligations under a specified United States Supreme Court ruling; imposing requirements on the current or former employing agency of the law enforcement officer or correctional officer; requiring a prosecuting agency that maintains a Brady identification system to adopt written policies; providing minimum requirements for such policies; requiring a prosecuting agency to provide certain notices to certain law enforcement officers or correctional officers and their employing agency under certain conditions; requiring the prosecuting agency to notify specified parties in a pending case of the removal of the name of a law enforcement officer or a correctional officer from the Brady identification system under certain conditions; authorizing a law enforcement officer or a correctional officer to petition for a writ of mandamus under certain circumstances; providing the scope of the judicial review; providing construction; providing an effective date.

By the Committee on Ethics and Elections; and Senators DiCeglie and Yarborough—

CS for SB 620—A bill to be entitled An act relating to ethics requirements for officers and employees of special tax districts; amending s. 112.313, F.S.; specifying that certain conduct by certain public officers and employees is deemed a conflict of interest; amending s. 112.3142, F.S.; requiring certain ethics training for elected local officers of independent special districts beginning on a specified date; specifying requirements for such training; providing an effective date.

By the Committee on Health Policy; and Senator Yarborough—

CS for SB 652—A bill to be entitled An act relating to dentistry; amending s. 466.006, F.S.; deleting the role of the Board of Dentistry in the administration of the licensure examination for dentists; deleting the requirement for the board to establish an examination fee; revising requirements for licensure as a dentist; deleting a time-limitation on the validity of certain licensure examination results; conforming provisions to changes made by the act; deleting a requirement that certain applicants for licensure engage in the full-time practice of dentistry inside the geographic boundaries of this state for 1 year after licensure; deleting provisions related to compliance with and enforcement of such requirement; amending s. 466.009, F.S.; conforming a provision to changes made by the act; deleting a board-imposed reexamination fee; amending s. 466.0135, F.S.; revising continuing education requirements for dentists; repealing s. 466.0282, F.S., relating to specialties; providing an effective date.

By the Committee on Finance and Tax; and Senator Avila—

CS for SB 672—A bill to be entitled An act relating to homestead property tax exemptions; amending s. 196.081, F.S.; specifying that certain permanently and totally disabled veterans or their surviving spouses are entitled to, rather than may receive, a prorated refund of ad valorem taxes paid under certain circumstances; making clarifying changes relating to the transfer of homestead tax exemptions by surviving spouses of certain veterans and first responders; providing an effective date.

By the Committee on Banking and Insurance; and Senator Boyd—

CS for SB 748—A bill to be entitled An act relating to the My Safe Florida Home Program; amending s. 215.5586, F.S.; providing that licensed, rather than certified, inspectors are to provide hurricane mitigation inspections on site-built, single-family, residential properties that have been granted a homestead exemption; revising the information provided to homeowners as part of a hurricane mitigation inspection; revising the hurricane mitigation inspectors that may be selected by the Department of Financial Services to provide hurricane mitigation inspections; deleting a provision requiring the department to implement a certain quality assurance program; revising the criteria for mitigation grant eligibility for homeowners; deleting a provision that subjects mitigation projects to random reinspection for a specified timeframe; revising the improvements for which mitigation grants may be used; revising the amount low-income homeowners may receive from the department under the grant program; deleting a provision authorizing low-income homeowners to use grant funds for specified purposes; deleting a requirement that the department establish specified criteria for prioritizing grant applications; authorizing, rather than requiring, the program to develop and distribute certain brochures to specified persons; deleting a provision requiring certain contracts entered into by the department to be reviewed and approved by the Legislative Budget Commission; requiring the department to develop a certain quality assurance and reinspection program; revising the contents of the annual report the department is required to deliver to the Legislature; conforming provisions to changes made by the act; making technical changes; reenacting s. 215.5588(3), F.S., relating to the Florida Disaster Recovery Program, to incorporate the amendments made to s. 215.5586, F.S., in a reference thereto; providing an effective date.

By the Committee on Ethics and Elections; and Senator Brodeur—

CS for SB 774—A bill to be entitled An act relating to ethics requirements for public officials; amending s. 99.061, F.S.; requiring candidates for specified elective offices to file a full and public disclosure at the time of qualifying; authorizing candidates to file a certain verification or receipt with the qualifying officer unless certain conditions exist; conforming provisions to changes made by the act; amending s. 112.3142, F.S.; requiring commissioners of community redevelopment agencies to complete annual ethics training; exempting commissioners who assumed office after a specified date from completing the required annual ethics training for that calendar year; reenacting and amending s. 112.3144, F.S.; requiring specified local officers to file full and public disclosures; requiring the Commission on Ethics to accept federal income tax returns, financial statements, and other forms or attachments

showing sources of income for a specified purpose; deleting the prohibition on including a federal income tax return or a copy thereof for certain filings; requiring the commission to allow a filer to include attachments and other supporting documentation with his or her disclosure; revising the notice the commission sends to specified persons; requiring that disclosure statements be filed using the commission's electronic filing system; deleting provisions relating to financial statements filed by mail; revising a provision requiring the commission to adopt a specified rule; requiring an individual appointed to replace an elected local officer who leaves office before the end of his or her term to file a full and public disclosure of financial interests within 30 days after his or her appointment and annually for the remainder of his or her term in office; amending s. 112.31445, F.S.; requiring the commission to publish a specified notice on the electronic filing system for the disclosure of financial interests; requiring that the filing system allow a filer to include attachments and other supporting documentation; amending s. 112.31446, F.S.; requiring that the electronic filing system allow a filer to submit attachments and other supporting documentation when a disclosure is filed; reenacting and amending s. 112.3145, F.S.; deleting a prohibition on including a federal income tax return or copy thereof in a financial disclosure; deleting a provision requiring specified local officers to file reports with the supervisor of elections of the officer's county of principal employment or residence; requiring local officers to file their quarterly reports of the names of clients they represent for a fee or commission with the commission; deleting a provision requiring the commission to provide a specified list to the supervisors of elections; requiring the commission to allow a filer to include attachments or other documentation when filing a disclosure; deleting a provision requiring supervisors of elections to receive and provide notice of delinquencies of the disclosure of financial interests; requiring the commission to provide a certain notice by e-mail, beginning on a specified date; providing that, beginning on a specified date, paper forms will no longer be provided; requiring the commission to determine which persons have not submitted a required disclosure within a specified timeframe; requiring the commission to send periodic specified notices to such persons; requiring that disclosure statements be filed using the electronic filing system, beginning on a specified date; revising the criteria for a rule that the commission must adopt regarding the electronic filing of disclosure statements; requiring the commission to determine the amount of fines for all delinquent filers, beginning on a specified date; conforming provisions to changes made by the act; amending s. 112.317, F.S.; increasing the maximum civil penalty allowed for certain violations related to statements of financial disclosure; amending s. 112.3215, F.S.; revising lobbying investigation requirements; authorizing the commission to dismiss certain complaints and investigations; requiring the commission to issue a specified public report if it dismisses such a complaint or investigation; amending s. 112.324, F.S.; authorizing the commission to dismiss financial disclosure complaints or referrals alleging de minimis violations; authorizing the commission to dismiss specified proceedings at any stage of disposition if a certain condition is met; providing an effective date.

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

CS for SB 1034—A bill to be entitled An act relating to state-administered retirement systems; amending s. 121.091, F.S.; authorizing specified correctional officers to elect to participate in the Deferred Retirement Option Program for an additional 36 months; revising required employer retirement contribution rates to fund the benefit changes made by the act; providing a directive to the Division of Law Revision; providing a declaration of important state interest; providing an effective date.

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

CS for SB 1096—A bill to be entitled An act relating to monuments and memorials; providing a short title; amending s. 265.283, F.S.; defining the terms "memorial" and "monument"; conforming a provision to changes made by the act; creating s. 265.710, F.S.; providing that a person or an entity that damages, defaces, destroys, or removes a monument or memorial is liable for treble the costs to return, repair, or replace the monument or memorial; providing an exception; declaring that specified persons or entities have standing to bring a civil action

against a person or entity that damages, defaces, destroys, removes, or performs other specified actions toward a monument or memorial; providing applicability; prohibiting the placement of specified objects on or near a memorial that existed before a specified date; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Garcia—

CS for SB 1190—A bill to be entitled An act relating to the Step into Success Workforce Education and Internship Pilot Program; creating s. 409.1455, F.S.; providing a short title; requiring the Department of Children and Families to establish the pilot program; specifying the purposes and components of the pilot program; requiring the department's Office of Continuing Care, in consultation with certain entities, to develop and administer the pilot program; authorizing the department to contract with certain entities to collaborate with the office on development and administration of the pilot program; requiring the independent living professionalism and workforce education component of the pilot program to culminate in a specified certificate; providing that completion of that component allows former foster youth to participate in the onsite workforce and training internship component; defining terms; providing requirements for the administration of the pilot program; requiring the office to initiate the respective components of the pilot program by specified dates; specifying the duties of the office related to the two components; requiring the components to address specified topics; providing requirements for organizations participating in the onsite workforce training internship component; specifying time limitations for former foster youth participating in the onsite workforce training internship component; requiring the Board of Governors and the State Board of Education to adopt certain regulations and rules, respectively; specifying conditions for participation in the onsite workforce internship component; requiring the department to include a section on the pilot program in a specified annual report which must include specified information; requiring the department to adopt rules; amending s. 414.56, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senator Burgess—

CS for SB 1226—A bill to be entitled An act relating to controlled substances; amending s. 893.13, F.S.; providing criminal penalties; providing for a mandatory minimum term of imprisonment if a person sells, manufactures, or delivers or possesses with intent to sell, manufacture, or deliver specified substances or mixtures, and such substance or mixture has at least one specified attribute; amending s. 893.135, F.S.; providing enhanced criminal penalties; providing for a mandatory minimum term of imprisonment if a person commits specified prohibited acts relating to controlled substances, and such substance or mixture has at least one specified attribute; providing an effective date.

By the Committee on Education Pre-K -12; and Senators Yarborough and Perry—

CS for SB 1320—A bill to be entitled An act relating to child protection in public schools; amending s. 1000.21, F.S.; defining the term "sex"; creating s. 1001.07, F.S.; defining the term "sex"; prohibiting an employee, contractor, or student of a public school from being required to refer to a person using personal titles or pronouns that do not correspond with that person's sex; prohibiting employees and contractors from providing a pronoun or personal title to students which does not correspond with his or her sex; providing that students may not be asked for preferred personal titles or pronouns or penalized for not providing such information; authorizing the State Board of Education to adopt rules; amending s. 1001.42, F.S.; prohibiting classroom instruction by school personnel on sexual orientation or gender identity until grade 9; providing that such prohibition applies to charter schools; deleting a provision authorizing a parent to bring an action against a school district for a declaratory judgment; amending s. 1003.42, F.S.; providing that materials used to teach reproductive health or any disease as part of certain courses must be approved by the Department of Education; amending s. 1003.46, F.S.; requiring that instruction in acquired immune deficiency syndrome, sexually transmitted diseases, and health education identify males and females as provided in a specified provision and teach that the male and female reproductive roles are

binary, stable, and unchangeable; requiring that such instructional materials be approved by the department; amending s. 1006.28, F.S.; providing that district school boards are responsible for materials used in classroom libraries; requiring that a specified objection form and the district school board's process for handling objections be easy to read and easily accessible on school districts' website homepages; expanding the criteria for materials used in the classroom, available in the school library, or included on a reading list under which a parent or resident may bring an objection; requiring that certain materials be unavailable to students until the resolution of any objection; providing requirements for certain meetings of school district committees relating to instructional materials; revising certain district school board procedures relating to library media center collections; revising elementary school requirements relating to materials in specified libraries; requiring district school boards to adopt and publish a specified process relating to student access to certain materials; revising district school board reporting requirements relating to materials that received certain objections; requiring school principals to communicate to parents the procedures for contesting the adoption and use of instructional materials; reenacting ss. 1000.05(2), (3), (4)(a), (5) and (7)(d), 1001.453(2)(c), 1002.42(3)(a), 1003.27(2)(b) and (c), 1003.42(3)(a), (c), (e), and (f), 1004.43(2), 1006.205(2)(b) and (3), 1009.23(7), 1009.24(10)(b), 1009.983(6), 1009.986(3)(e), and 1014.05(1)(c), (d), and (f), F.S., relating to biological sex, to incorporate the amendment made to s. 1000.21, F.S., in references thereto; providing for severability; providing an effective date.

By the Committee on Criminal Justice; and Senator Martin—

CS for SB 1332—A bill to be entitled An act relating to missing persons; amending ss. 937.021 and 937.022, F.S.; revising provisions concerning missing children and adults to include references to the National Missing and Unidentified Persons System; providing an effective date.

By the Committee on Criminal Justice; and Senator Martin—

CS for SB 1334—A bill to be entitled An act relating to battery by strangulation; creating s. 784.031, F.S.; prohibiting battery by strangulation; providing applicability; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offense on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

By the Committee on Criminal Justice; and Senators Martin and Book—

CS for SB 1342—A bill to be entitled An act relating to capital sexual battery; amending s. 794.011, F.S.; revising how certain capital felonies are punished; requiring that specified procedures be followed to determine a sentence of death or life imprisonment without the possibility of parole in specified capital felony cases; requiring a prosecutor to give certain notice if he or she intends to seek the death penalty; providing notice requirements; creating s. 921.1425, F.S.; providing legislative findings and intent; requiring a court to conduct a separate sentencing proceeding to determine whether a defendant should be sentenced to death or life imprisonment without the possibility of parole upon the defendant's conviction or adjudication of guilt for a capital felony; providing proceeding requirements; authorizing the presentation of certain evidence during such proceedings; requiring a jury to make specified determinations, findings, and recommendations; requiring a recommendation to the court of a sentence of death if at least eight jurors determine that the defendant should be sentenced to death; requiring a recommendation to the court of a sentence of life imprisonment without the possibility of parole if fewer than eight jurors determine that the defendant should be sentenced to death; requiring the court to impose the jury's recommended sentence if the recommendation is for a sentence of life imprisonment without the possibility of parole; authorizing the court to impose a sentence of life imprisonment without the possibility of parole or a sentence of death if the recommended sentence is for death; authorizing the court to impose a sentence of death only if the jury unanimously finds at least two aggravating factors beyond a reasonable doubt; requiring a court to enter a written order addressing specified information; specifying that a judgment of conviction and sentence of death is subject to automatic review by the Florida Supreme Court; specifying aggravating factors; specifying mitigating circum-

stances; authorizing the prosecution to introduce and argue victim impact evidence to the jury; providing construction; providing applicability; amending s. 921.141, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Agriculture; and Senator Rodriguez—

CS for SB 1376—A bill to be entitled An act relating to school nutrition program requirements; amending s. 595.405, F.S.; requiring school districts, upon the request of a certain student or his or her parent or guardian, to provide certain alternative meals and snacks to students; providing cost requirements for such meals and snacks; authorizing that such request be made at the beginning of each semester; requiring school districts to publish information about such alternative snacks and meals on their websites; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Simon—

CS for SB 1476—A bill to be entitled An act relating to state acquisition of lands; amending ss. 253.025 and 570.715, F.S.; requiring, rather than authorizing, the Department of Environmental Protection and the Department of Agriculture and Consumer Services to disclose appraisal reports to private landowners or their representatives during acquisition negotiations; requiring private landowners and their representatives to maintain the confidentiality of such reports or information disclosed by the Department of Agriculture and Consumer Services; requiring the final purchase price in certain option contracts for state land acquisitions and less than fee simple conservation easement acquisitions to be the fair market value as determined by the highest appraisal; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Agriculture; and Senator Rodriguez—

CS for SB 1610—A bill to be entitled An act relating to fees; amending s. 570.851, F.S.; requiring the Department of Agriculture and Consumer Services to include specified application, permit, placement, and removal fees in rules implementing the Fresh From Florida Retail Fresh Market Farm Stand Signage Program; providing a contingent effective date.

By the Committee on Environment and Natural Resources; and Senator Brodeur—

CS for SB 1632—A bill to be entitled An act relating to environmental protection; amending s. 163.3177, F.S.; revising the required components of a local government comprehensive plan capital improvements element and general sanitary sewer, solid waste, drainage, potable water, and natural groundwater aquifer recharge element; making technical changes; requiring the update of comprehensive plans by a specified date; providing applicability; amending s. 253.025, F.S.; revising the real property purchase agreements that must be submitted to and approved by the Board of Trustees of the Internal Improvement Trust Fund; increasing the estimated threshold that a parcel to be acquired must meet before additional appraisals are required; amending s. 259.032, F.S.; authorizing the board to acquire interests in lands that complete certain linkages within the Florida wildlife corridor; conforming a provision to changes made by the act; making technical changes; creating s. 373.469, F.S.; providing legislative findings and intent; defining terms; providing the components of the Indian River Lagoon Protection Program; requiring the department to evaluate and update the basin management action plans within the program at specified intervals; requiring the department, in coordination with specified entities, to identify and prioritize strategies and projects to achieve certain water quality standards and total maximum daily loads; requiring the department, in coordination with specified entities, to implement the Indian River Lagoon Watershed Research and Water Quality Monitoring Program for specified purposes; prohibiting the installation of new onsite sewage treatment and disposal systems beginning on a specified date under certain circumstances; requiring that commercial or residential properties with existing onsite sewage treatment and disposal systems be connected to central sewer or be upgraded to a certain system by a specified date; providing construction;

authorizing the department and the governing boards of the St. Johns River Water Management District and the South Florida Water Management District to adopt rules; amending s. 373.501, F.S.; requiring, rather than authorizing, the department to transfer appropriated funds to the water management districts for specified purposes; requiring the districts to annually report to the department on the use of such funds; amending s. 373.802, F.S.; defining the term “enhanced nutrient-reducing onsite sewage treatment and disposal system”; amending s. 373.807, F.S.; conforming a cross-reference; revising requirements for onsite sewage treatment and disposal system remediation plans for springs; amending s. 373.811, F.S.; prohibiting new onsite sewage treatment and disposal systems within basin management action plans in effect for Outstanding Florida Springs under certain circumstances; authorizing the installation of enhanced or alternative systems for certain lots; amending s. 381.0065, F.S.; defining the term “enhanced nutrient-reducing onsite sewage treatment and disposal system”; amending s. 381.00655, F.S.; encouraging local governmental agencies that receive funding for connecting onsite sewage treatment and disposal systems to central sewer facilities to provide notice of the funding availability to certain owners of onsite sewage treatment and disposal systems and to maintain a website with certain information regarding the funding; reordering and amending s. 403.031, F.S.; defining and revising terms; amending s. 403.067, F.S.; revising requirements for new or revised basin management action plans; requiring that basin management action plans include 5-year milestones for implementation; requiring certain entities to identify projects or strategies to meet such milestones; prohibiting the installation of new onsite sewage treatment and disposal systems within specified areas under certain circumstances; requiring the installation of enhanced or alternative systems for certain lots; revising requirements for a basin management action plan’s cooperative agricultural regional water quality improvement element; amending s. 403.0673, F.S.; renaming the wastewater grant program as the water quality improvement grant program; revising the purposes of the grant program; specifying the projects for which the department may provide grants under the program; requiring the department to prioritize certain projects; requiring the department to coordinate with each water management district to annually identify projects; requiring the department to coordinate with specified entities to identify projects; revising reporting requirements; amending s. 403.086, F.S.; revising the waters that sewage disposal facilities are prohibited from disposing wastes into; amending ss. 201.15, 259.105, 373.019, 373.4132, 373.414, 373.4142, 373.430, 373.4592, 403.890, 403.892, 403.9301, and 403.9302, F.S.; conforming cross-references and provisions to changes made by the act; reenacting s. 259.045(6), F.S., relating to the purchase of lands in areas of critical state concern, to incorporate the amendment made to s. 259.032, F.S., in a reference thereto; providing a declaration of important state interest; providing an effective date.

By the Committee on Rules; and Senator Ingoglia—

CS for SB 1718—A bill to be entitled An act relating to immigration; creating ss. 125.0156 and 166.246, F.S.; prohibiting counties and municipalities, respectively, from providing funds to any person, entity, or organization to issue identification documents to an individual who does not provide proof of lawful presence in the United States; creating s. 322.033, F.S.; specifying that certain driver licenses and permits issued by other states exclusively to unauthorized immigrants are not valid in this state; requiring law enforcement officers and authorized representatives of the Department of Highway Safety and Motor Vehicles to cite a person driving with a specified invalid license; requiring the department to maintain a list on its website of out-of-state classes of driver licenses that are invalid in this state; amending s. 322.04, F.S.; revising the circumstances under which certain persons are exempt from obtaining a driver license; creating s. 395.3027, F.S.; requiring certain hospitals to collect patient immigration status data information on admission or registration forms; requiring hospitals to submit quarterly reports to the Agency for Health Care Administration containing specified information; requiring the agency to submit an annual report to the Governor and the Legislature containing specified information; authorizing the agency to adopt rules; prohibiting rules requiring the disclosure of patient names to the agency; amending s. 448.09, F.S.; increasing the maximum fine that may be imposed for a first violation of specified provisions relating to employing, hiring, recruiting, or referring aliens for private or public employment; providing a fine for second or subsequent violations of specified provisions after a

certain previous conviction relating to employing, hiring, recruiting, or referring aliens for private or public employment; providing criminal penalties for certain aliens who knowingly use false identification documents or who fraudulently use identification documents of another person for the purpose of obtaining employment; making technical changes; amending s. 448.095, F.S.; deleting the definition of the term “department”; requiring a public employer, contractor, or subcontractor to retain specified copies for at least a certain number of years; creating a certain rebuttable presumption that the public employer, contractor, or subcontractor has not violated specified provisions with respect to the hiring of an unauthorized alien; prohibiting a public employer from continuing to employ an unauthorized alien after obtaining knowledge that a person is or has become an unauthorized alien; authorizing specified persons or entities to request, and requiring a public employer, contractor, or subcontractor to provide, copies of specified documentation; requiring a public employer, contractor, or subcontractor to provide an affidavit to the Department of Economic Opportunity under certain circumstances; requiring a private employer to verify a person’s employment eligibility before recruiting or referring for a fee a person for employment; requiring a private employer to retain specified copies for at least a certain number of years; deleting a provision absolving private employers of civil or criminal liability for complying with certain provisions; creating a certain rebuttable presumption that the private employer has not violated specified provisions with respect to the hiring, recruitment, or referral for employment of an unauthorized alien; establishing an affirmative defense to an allegation that the private employer has not violated specified provisions with respect to the hiring, recruitment, or referral for employment of an unauthorized alien; prohibiting a private employer from continuing to employ an unauthorized alien after obtaining knowledge that a person is or has become an unauthorized alien; authorizing the Department of Economic Opportunity to request, and requiring a private employer to provide, copies of specified documentation; requiring a person or an entity that determines or finds that a private employer has violated certain provisions to notify the department; revising the required actions that the department must take if a private employer does not comply with specified provisions, including imposing fines for first, second, or subsequent violations; requiring that specified fines be deposited into the General Revenue Fund; requiring the department to provide certain notice to private employers for any action taken pursuant to specified provisions; requiring the department to notify private employers of the opportunity for a hearing pursuant to specified provisions; deleting provisions relating to penalties imposed upon private employers for specified violations; conforming provisions to changes made by the act; amending s. 454.021, F.S.; deleting a provision authorizing an unauthorized immigrant to obtain a license to practice law in this state under certain circumstances; providing applicability; amending s. 787.07, F.S.; providing criminal penalties for persons who knowingly and willfully violate, or who reasonably should know and who violate, certain provisions relating to the transporting into or within this state, or the concealing, harboring, or shielding from detection, or the attempt thereof, of individuals who entered the United States unlawfully and without inspection by the Federal Government; providing enhanced criminal penalties for prior convictions of specified provisions; defining the term “conviction”; providing circumstances that give rise to a certain inference; requiring that persons who violate certain provisions be held in custody; making technical changes; amending s. 908.104, F.S.; specifying that a state entity, local governmental entity, or law enforcement agency, or an employee, an agent, or a representative of the entity or agency, may not prohibit or in any way restrict a law enforcement agency from sending the applicable information obtained pursuant to certain provisions to a federal immigration agency; amending s. 943.03, F.S.; requiring the Department of Law Enforcement to coordinate and direct the law enforcement, initial emergency, and other initial responses in matters dealing with the Federal Government in federal immigration law enforcement and responses to immigration enforcement incidents within or affecting this state; amending s. 943.03101, F.S.; revising legislative findings and determinations; amending s. 943.0311, F.S.; revising the required duties of the Chief of Domestic Security; requiring the chief to regularly coordinate random audits pursuant to specified provisions and notify the Department of Economic Opportunity of any violations; amending s. 943.0312, F.S.; revising legislative findings; requiring that each task force cooperate with and provide assistance to the Federal Government in the enforcement of federal immigration laws within or affecting this state in compliance with specified provisions, in accordance with the state’s domestic security strategic goals and objectives; requiring the Chief of

Domestic Security to, in conjunction with specified entities, identify appropriate equipment and training needs, curricula, and materials related to the effective response to immigration enforcement incidents; requiring that each regional domestic security task force, working in conjunction with specified entities, work to ensure that hate-driven acts against ethnic groups that may have been targeted as a result of immigration enforcement incidents within or affecting this state are appropriately investigated and responded to; amending s. 943.0313, F.S.; revising legislative findings; requiring the Domestic Security Oversight Council to make recommendations to the Governor and the Legislature regarding the expenditure of funds and allocation of resources related to cooperating with and providing assistance to the Federal Government in the enforcement of federal immigration laws; expanding the list of persons whom the council may invite to attend and participate in its meetings as ex officio, nonvoting members; revising the duties of the council; amending s. 943.325, F.S.; revising the definition of the term “qualifying offender” to include certain persons who are the subject of an immigration detainer issued by a federal immigration agency; requiring certain qualifying offenders to submit DNA samples at a specified time; requiring law enforcement agencies to immediately take DNA samples from certain qualifying offenders under certain circumstances; providing effective dates.

By the Committees on Community Affairs; and Environment and Natural Resources—

CS for SB 7002—A bill to be entitled An act relating to ratification of rules of the Department of Environmental Protection; ratifying specified rules relating to standards for onsite sewage treatment and disposal systems and for domestic wastewater facility planning for facilities expansion, collection/transmission systems, and an operation and maintenance manual 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 construction; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Education Pre-K -12; and Senators Hutson and Simon—

CS for SB 240—A bill to be entitled An act relating to education; amending s. 14.36, F.S.; requiring the Office of Reimagining Education and Career Help to work with other specified entities to provide certain information relating to workforce development boards; revising the goals of workforce development boards and duties of the office; amending s. 216.135, F.S.; requiring state agencies to ensure certain work product is consistent with information produced by specified entities; amending s. 216.136, F.S.; deleting a provision relating to the Labor Market Estimating Conference; making technical changes; amending s. 445.003, F.S.; revising requirements for training providers to be included on a state or local eligible training provider list; deleting requirements and eligibility criteria for the Department of Economic Opportunity and the Department of Education regarding the establishment of minimum criteria for an eligible training provider list; amending s. 445.004, F.S.; revising the list of credentials that must be included on the Master Credentials List; requiring the director of the Office of Reimagining Education and Career Help to serve as the chair of the Credentials Review Committee; revising the criteria used to determine the value for nondegree credentials and degree programs; requiring that credentials remain on the list for a specified time; deleting the requirement that the Credentials Review Committee develop a returned-value funding formula; conforming provisions to changes made by the act; amending s. 445.006, F.S.; removing a provision relating to federal waivers; amending s. 445.007, F.S.; requiring each local workforce development board to create an education and industry consortium; requiring the consortia to provide quarterly reports to their local boards containing specified information and requiring local boards to consider the information provided for a specified purpose; providing for the appointment and terms of consortia members and the filling of vacancies; prohibiting local workforce development board members from serving as a consortium member; amending s. 445.009, F.S.; conforming a provision to changes made by the act; removing a requirement for certain training services; amending s. 445.038, F.S.; providing

requirements for certain jobs to be eligible for job training; amending s. 446.071, F.S.; revising the entities that may be a local apprenticeship sponsor; amending s. 446.0915, F.S.; providing that diversified education programs as a paid work-based learning experience should be prioritized; requiring that district school boards ensure access to at least one work-based learning opportunity to certain students; amending s. 446.54, F.S.; authorizing specified employers to apply to the Department of Financial Services for reimbursement of workers' compensation premiums paid for students participating in work-based learning opportunities; providing requirements for the application for reimbursement and verification of information provided on such applications; requiring that reimbursements be made on a first-come, first-served basis; defining the term "educational institution"; amending s. 464.0195, F.S.; revising the primary goals of the Florida Center for Nursing; requiring the center to submit a specified report to the Governor and the Legislature by a specified date each year; amending s. 1001.706, F.S.; revising requirements used by the Board of Governors to determine criteria for designating baccalaureate degree and master's degree programs as high-demand programs of emphasis; amending s. 1002.31, F.S.; requiring that the process used by each district school board regarding controlled open enrollment include enabling a student who completed certain courses or a certain industry certification in middle school to continue a sequential program of career and technical education in the same concentration if such program is offered by a high school in the district; amending s. 1003.02, F.S.; modifying requirements for parental notification of acceleration options for students; amending s. 1003.4156, F.S.; adding requirements for a student's personalized academic and career plan; amending s. 1003.4203, F.S.; deleting a requirement that each district school board provide to schools certain digital tools and materials; amending s. 1003.4282, F.S.; revising the credit requirements for a high school diploma; authorizing credit to be awarded for participation in certain career and technical student organizations; requiring the State Board of Education to collaborate with certain entities to facilitate the award of such credit; requiring the department to convene a workgroup to review and identify certain education programs and pathways; amending s. 1003.4285, F.S.; renaming the "Merit" designation as the "Industry Scholar" designation; amending s. 1003.491, F.S.; revising the data used in creating the strategic 3-year plan developed by the local school district and specified entities; amending s. 1004.013, F.S.; renaming the "workforce opportunity portal" as the "consumer-first workforce system"; amending s. 1004.015, F.S.; providing additional duties for the Florida Talent Development Council; requiring the council to submit recommendations to the Governor and the Legislature by a specified date; amending s. 1008.41, F.S.; conforming a provision to changes made by the act; amending s. 1008.44, F.S.; revising which courses must be included on the CAPE Industry Certification Funding List; providing the Department of Education with authority to select certain digital tool certificates; requiring the department to annually review certain assessments; requiring that the CAPE Industry Certification Funding List include three funding tier designations; removing criteria used by the Commissioner of Education in limiting certain certifications and certificates; conforming cross-references; amending s. 1009.895, F.S.; deleting definitions; providing that the Open Door Grant Program shall be administered by specified entities; providing eligibility requirements; providing what the grant award may cover; providing requirements for the distribution of funds; deleting the requirement to distribute a specified grant in certain ratios; amending s. 1011.62, F.S.; revising the cost factor for secondary career education programs; revising the calculation for full-time equivalent student membership with respect to dual enrollment students; revising how funds are allocated for certain certifications and education programs; reenacting and amending s. 1011.80, F.S.; removing requirements relating to the award of college credit under certain conditions; authorizing certain entities to offer continuing workforce education courses and programs without prior approval by the State Board of Education; requiring certain Florida College System institutions and school districts to maintain certain adequate records and produce certain reports; deleting a requirement that a workforce education program must be reviewed by the State Board of Education subject to certain criteria for a Florida College System Institution or school district to receive certain funding; providing that new workforce education programs must be approved by the board of trustees of the institution or the district school board; requiring each district school board to be provided funds for each industry certification earned by a student in specified areas; requiring the board to adopt tiers for certain certifications; revising funding requirements for industry certification earned by workforce education students; amend-

ing s. 1011.801, F.S.; requiring the Department of Education, rather than the State Board of Education, to administer the Workforce Development Capitalization Incentive Grant Program and conforming provisions to that change; authorizing the State Board of Education to adopt rules governing program administration; amending s. 1011.802, F.S.; revising requirements for the Florida Pathways to Career Opportunities Grant Program; limiting the potential grant award for each recipient; providing duties for the Department of Education regarding the grant program; authorizing the department to grant a bonus in the award amount to certain applicants; revising the amount of funding the department may expend to administer the program; amending s. 1011.803, F.S.; revising requirements for the Money-back Guarantee Program; amending s. 1011.81, F.S.; requiring that each Florida College System institution receive funds for a specified purpose; requiring the State Board of Education to adopt tiers for specified certifications; revising how awards are funded for certain certifications; amending s. 1012.39, F.S.; revising experience requirements for nondegreed teachers; amending s. 1012.57, F.S.; revising requirements for the award of an adjunct teaching certificate; amending s. 1012.585, F.S.; revising the process by which teachers may earn inservice points; amending s. 1014.05, F.S.; requiring each school district to adopt a policy to inform parents or guardians about certain apprenticeships, programs, and certifications; requiring the Office of Program Policy Analysis and Government Accountability to conduct a review of career statewide articulation agreements; providing requirements for the review; requiring the office to present its report to the Legislature by a specified date; providing an appropriation; providing that nondisbursed funds may be carried forward for up to 2 years; providing an appropriation; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Governmental Oversight and Accountability; and Senators Boyd, Rodriguez, and Perry—

CS for SB 304—A bill to be entitled An act relating to United States-produced iron and steel in public works projects; creating s. 255.0993, F.S.; defining terms; requiring governmental entities to include a requirement in certain contracts that certain iron or steel products be produced in the United States; providing exceptions; authorizing the use of foreign steel and iron materials in certain circumstances; exempting specified products from the requirement; providing construction; requiring the Department of Management Services and the Department of Transportation to adopt rules for specified purposes; providing a declaration of important state interest; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committees on Community Affairs; and Environment and Natural Resources—

CS for SB 7002—A bill to be entitled An act relating to ratification of rules of the Department of Environmental Protection; ratifying specified rules relating to standards for onsite sewage treatment and disposal systems and for domestic wastewater facility planning for facilities expansion, collection/transmission systems, and an operation and maintenance manual 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 construction; providing an effective date.

—was referred to the Committee on Appropriations.

EXECUTIVE BUSINESS

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</i>
		<i>Ending</i>
Florida Building Commission		
Appointees: Batts, James T., III,		11/05/2024
Jacksonville Beach		02/03/2027
John, David A., Tarpon Springs		06/30/2025
Langille, Brian, Palm Harbor		
Board of Trustees of Broward College		
Appointee: Zanotti-Cavazzoni Riera, Mario		05/31/2025
Luis, Weston		
Board of Trustees of Lake-Sumter State College		
Appointee: Hidalgo, David, Clermont		05/31/2026

Referred to the Committee on Ethics and Elections.

<i>Office and Appointment</i>		<i>For Term</i>
		<i>Ending</i>
Board of Trustees, Florida State University		
Appointee: Roth, Justin, McLean		01/06/2026

Referred to the Committees on Education Postsecondary; and Ethics and Elections.

<i>Office and Appointment</i>		<i>For Term</i>
		<i>Ending</i>
Governing Board of the Southwest Florida Water Management District		
Appointee: Rowland, Dustin, Dade City		03/01/2027

Referred to the Committees on Environment and Natural Resources; and Ethics and Elections.

<i>Office and Appointment</i>		<i>For Term</i>
		<i>Ending</i>
Secretary of Health Care Administration		
Appointee: Weida, Jason C., Confidential		Pleasure of
pursuant to s. 119.071(4), F.S.		Governor

Referred to the Committees on Health Policy; and Ethics and Elections.

<i>Office and Appointment</i>		<i>For Term</i>
		<i>Ending</i>
Secretary of Transportation		
Appointee: Perdue, Jared W., Windermere		Pleasure of
		Governor

Referred to the Committees on Transportation; and Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/CS/HB 1 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Quality Subcommittee, Education & Employment Committee, PreK-12 Appropriations Subcommittee, Choice & Innovation Subcommittee and Representative(s) Tuck, Plasencia, Amesty, Anderson, Baker, Barnaby, Basabe, Black, Brackett, Fabricio, Fine, Garcia, Giallombardo, Jacques, Leek, Lopez, V., Massullo, Melo, Michael, Overdorf, Payne, Persons-Mulicka, Plakon, Porras, Rizo, Roach, Robinson, W., Rommel, Sirois, Snyder, Tramont—

CS for CS for CS for CS for HB 1—A bill to be entitled An act relating to education; amending ss. 11.45, 212.099, and 327.371, F.S.; conforming cross-references; amending s. 1002.01, F.S.; defining the term "personalized education program"; amending s. 1002.394, F.S.; providing and revising definitions; revising student eligibility and ineligibility requirements for the Family Empowerment Scholarship Program; revising the approved uses of scholarship funds; providing that certain scholarships remain in force until certain criteria are met; requiring the closure of a scholarship account and the reversion of funds to the state under certain circumstances; authorizing reimbursements for certain expenditures until certain criteria are met; revising obligations of school districts, the Department of Education, private schools, and eligible nonprofit scholarship-funding organizations; revising responsibilities of parents; requiring scholarship funds to be deposited by funds transfers rather than through warrant endorsement; requiring certain criteria to be met before the funding of certain scholarships; revising provisions for the calculation of an award amount for certain students; prohibiting the transfer of funds to an eligible student's account under certain conditions; deleting obsolete language; conforming provisions and cross-references to changes made by the act; amending s. 1002.395, F.S.; providing and revising definitions; revising student eligibility and ineligibility requirements for the Florida Tax Credit Scholarship Program; revising obligations of eligible nonprofit scholarship-funding organizations and the department; establishing certain limitations on the number of scholarships funded through the program; revising the approved uses of scholarship funds; revising requirements for the use of certain contributions for administrative expenses; revising the amount of funds that must be awarded through scholarships; requiring the development of specified guidelines; authorizing organizations to require the use of an online platform for specified purchases so long as such use does not limit specified choices; requiring an organization to provide reimbursement in specified circumstances; requiring organizations to submit specified quarterly reports; revising responsibilities of parents; requiring scholarship funds to be deposited by funds transfers rather than through warrant endorsement; requiring the department to annually publish a list of specified tests; revising the requirements of a specified annual report; requiring the department to notify school districts of specified estimates; prohibiting the transfer of funds to an eligible student's account under certain conditions; providing that certain scholarships remain in force until certain criteria are met; authorizing reimbursements for certain expenditures until certain criteria are met; requiring the closure of a scholarship account and the reversion of funds to the state under certain circumstances; requiring the Office of Independent Education and Parental Choice to provide a specified number of application periods for specified purposes; deleting obsolete language; conforming provisions and cross-references to changes made by the act; amending s. 1002.40, F.S.; conforming cross-references; amending s. 1002.421, F.S.; revising the eligibility criteria and obligations of private schools participating in certain educational scholarship programs; revising the criteria for the Commissioner of Education to permanently deny or revoke the authority of certain individuals to establish or operate a private school in the state; authorizing the commissioner to include specified individuals on a specified disqualification list; authorizing such individuals to be removed from such list if they provide specified reimbursements; conforming cross-references; creating s. 1002.44, F.S.; authorizing public schools, including charter schools, to enroll certain students on a part-time basis; providing funding for such students; prohibiting certain students from being reported for funding; providing that such students are not considered to be in regular attendance at such schools; amending s. 1003.01, F.S.; conforming provisions and cross-references to changes made by the act; requiring the State Board of Education to develop and recommend to the Governor and the Legislature for adoption during the 2024 legislative session repeals and revisions to the Florida Early Learning-20 Education Code by a specified date; providing requirements for the state board relating to such recommendations; amending s. 1001.10, F.S.; requiring the Commissioner of Education to develop an online portal for specified purpose; providing requirements for such portal; amending s. 1002.20, F.S.; conforming a cross-reference; amending s. 1003.25, F.S.; revising the timeframe in which student records must be transferred; amending s. 1003.4282, F.S.; deleting the online course requirement for a standard high school diploma; amending s. 1006.21, F.S.; authorizing a district school board to use other vehicles to transport students; amending s. 1006.22, F.S.; deleting a requirement that district school boards use school buses for all regular transportation; deleting provisions relating to circumstances in which students may be transported in privately owned motor ve-

hicles; conforming a provision to changes made by the act; amending ss. 1006.25 and 1006.27, F.S.; conforming a cross-reference and provisions to changes made by the act; amending s. 1011.71, F.S.; authorizing a specified district school board levy to be used to pay salaries and benefits for specified employees; amending s. 1012.56, F.S.; exempting specified individuals from certain mastery of general knowledge requirements; revising the acceptable means of demonstrating mastery of subject area knowledge and mastery of professional preparation and education competence, respectively; revising requirements for the department to issue temporary certificates; revising the validity period for certain temporary certificates; amending s. 1013.64, F.S.; providing that certain construction projects are exempt from the total cost per student station requirements; amending ss. 1002.321, 1003.5716, 1003.499, 1003.27, 1003.485, and 1009.30, F.S.; conforming cross-references and provisions to changes made by the act; providing effective dates.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 225 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education & Employment Committee, Education Quality Subcommittee and Representative(s) Hawkins, Canady, Brackett, Garcia, Melo, Rizo—

CS for CS for HB 225—A bill to be entitled An act relating to interscholastic and intrascholastic activities; amending s. 1006.20, F.S.; providing for the approval of athletic associations that meet certain requirements; providing a definition; requiring certain athletic associations to operate under a contract with the State Board of Education; requiring the State Board of Education to annually review specified information relating to such athletic associations; providing that private schools and traditional public schools are considered high schools for specified purposes; prohibiting public schools from maintaining memberships in or paying dues or fees to certain athletic associations; providing that approved athletic associations are subject to certain requirements; requiring approved athletic associations to afford the same benefits to all member schools; requiring approved athletic associations to adopt certain bylaws; requiring approved athletic associations to establish a certain appeals process; authorizing certain sports medicine advisory committees to establish specified definitions related to concussions; authorizing certain approved athletic associations to establish sports medicine advisory committees that meet certain membership requirements; providing that the FHSAA's board of directors has the legislative authority of the association and must approve, reject, or amend any legislative recommendations; revising the membership requirements of the FHSAA's board of directors; requiring the FHSAA's executive director and budget to be approved by the State Board of Education; revising the duties of the FHSAA's representative assembly; authorizing members of the FHSAA's representative assembly to serve on a specified committee; revising requirements for amending the FHSAA's bylaws; authorizing the Commissioner of Education to direct the FHSAA's board of directors to amend its bylaws; requiring the State Board of Education to approve any amendment to such bylaws; amending s. 1006.15, F.S.; authorizing home education students, Florida Virtual School students, charter school students, and private school students to participate in interscholastic and intrascholastic activities at certain schools; revising the requirements for such students to participate in such activities; providing for the continued participation in such activities by certain students who transfer from a public school; conforming cross-references and provisions to changes made by the act; creating s. 1006.185, F.S.; requiring certain athletic associations to adopt bylaws, policies, or procedures allowing opening remarks at specified events; providing requirements for such remarks; requiring certain announcements before such remarks; providing that opening remarks at specified events are at the discretion of each school; amending ss. 768.135, 1002.20, 1002.33, 1002.42, 1006.165, 1006.18, 1006.195, 1012.468, 1012.795, and 1012.796, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 477 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Rizo, Basabe, Black, Fine, Gregory, Massullo, Salzman, Sirois—

HB 477—A bill to be entitled An act relating to term limits for district school board members; amending s. 1001.35, F.S.; revising the term limits for district school board members; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 837, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Gregory, Fabricio, Caruso, Killebrew, Lopez, V., Maggard—

CS for CS for HB 837—A bill to be entitled An act relating to civil remedies; amending s. 57.104, F.S.; creating a rebuttable presumption that a lodestar fee is a sufficient and reasonable attorney fee in most civil actions; providing an exception; creating s. 86.121, F.S.; authorizing a court to award attorney fees in certain declaratory actions; prohibiting the transfer, assignment, or acquisition of the right to such attorney fees except by specified persons; providing applicability; amending s. 95.11, F.S.; reducing the statute of limitations for negligence actions; providing applicability of certain provisions to actions involving servicemembers; amending s. 624.155, F.S.; providing standards for bad faith actions; providing for the distribution of proceeds when two or more third-party claims arising out of a single occurrence exceed policy limits; creating s. 624.1552, F.S.; providing for applicability of specified offer of judgement provisions to civil actions involving insurance contracts; creating s. 768.0427, F.S.; providing definitions; providing standards for the admissibility of evidence to prove the cost of damages for medical expenses in certain civil actions; requiring certain disclosures with respect to claims for medical expenses for treatment rendered under letters of protection; specifying the damages that may be recovered by a claimant for the reasonable and necessary cost of medical care; creating s. 768.0701, F.S.; requiring the trier of fact to consider the fault of certain persons who contribute to an injury; creating s. 768.0706, F.S.; providing definitions; providing that the owner or principal operator of a multifamily residential property which substantially implements specified security measures on that property has a presumption against liability for negligence in connection with certain criminal acts that occur on the premises; requiring the Florida Crime Prevention Training Institute of the Department of Legal Affairs to develop a proposed curriculum or best practices for owners or principal operators; providing construction; amending s. 768.81, F.S.; providing that a party in a negligence action who is at fault by a specified amount may not recover damages under a comparative negligence action; providing applicability; repealing ss. 626.9373 and 627.428, F.S., relating to attorney fees awarded against surplus lines insurers and insurers, respectively; amending s. 627.756, F.S.; providing for the award of costs and attorney fees in certain actions; amending ss. 475.01, 475.611, 517.191, 624.123, 624.488, 627.062, 627.401, 627.441, 627.727, 627.736, and 628.6016, F.S.; conforming provisions to changes made by the act; repealing ss. 631.70 and 631.926, F.S., relating to attorney fees; amending s. 632.638, F.S.; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision; providing applicability and construction; providing an effective date.

—was referred to the Committee on Fiscal Policy.

RETURNING MESSAGES — FINAL ACTION

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 32.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 34.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 36.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 38.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 40.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 42.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 44.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

CO-INTRODUCERS

Senators Book—SB 528, SB 568, SB 1342; Calatayud—SB 326, SB 338, SB 340; Collins—SB 1386; Davis—SB 1352; Garcia—SB 1474; Gruters—SB 994; Hooper—SB 1310; Hutson—SB 410, SB 1150; Ingegolia—SB 1258; Jones—SB 46; Osgood—SB 730; Perry—CS for SB 200, SB 246, CS for SB 304, SB 504, SB 690, SB 994, SB 1272; Pizzo—SB 1218; Powell—SB 114; Rodriguez—SB 942, SB 994, SB 1254, SB 1308, SB 1586, SB 1676; Rouson—SB 706, SB 1278; Stewart—CS for SB 724, CS for SB 1030; Thompson—SB 460, SB 860, SB 912, SB 1130; Torres—SB 224, SB 326, SB 338, SB 340, SB 568; Wright—SB 224

SENATE PAGES

March 20-24, 2023

Benjamin Baker, Kendall; Jacob Bellin, Boca Raton; Khaleb Belinaso, Hialeah; Olivia Booth, Navarre; Henry Bryan, Jacksonville; Anthony Busatta, Cape Coral; Hannah Desguin, Crawfordville; Camille Friall, Tallahassee; Olivia German, Fort Myers; Chelsey Hostetter, Bristol; Ethan Laurince, Homestead; Kiley Malone, Greenville; Nishi Nandineni, Tallahassee; Saumya Narang, Davie; Ethan Patel, Panama City; Gal Shem-Tov, Fort Myers; McClaine Ulrich, Tallahassee; Luke Urban, Tallahassee; Theo Valles, Surfside; Amaya Waymon, Tallahassee; Noelle Whitfield, Lake Worth Beach; Kristian Wydysh, Cape Coral



Journal of the Senate

Number 6—Regular Session

Wednesday, March 22, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 2:30 p.m. A quorum present—39:

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough

Excused: Senator Garcia

PRAYER

The following prayer was offered by Rabbi Schneur Z. Oirechman, Chabad of Tallahassee and FSU, Tallahassee:

Almighty G-d, King of the Universe:

As the honorable members of the Florida Senate gather here before Passover, the holiday of renewal and freedom, let us remember the Seven Laws of the Code of Noah, the ultimate foundation of freedom: let us worship you and you alone, not idols or false gods; let us never curse in your holy name; let us never take an innocent life; let us never violate the institution of marriage; let us never steal, lie, or cheat; let us never inflict cruelty on any living creature; and let us establish our government and society on the foundation of just laws and on the recognition of you as the single ruler of all men and nations.

Almighty G-d, grant those assembled here the power and wisdom to enact laws that foster ultimate freedom. Empower them with integrity; grant them empathy; and render them agents of your charity. Let them always realize that in working towards just laws, they are bringing your freedom and redemption to this good earth.

Tonight we enter Nissan, the Jewish month of Passover, which resembles redemption and freedom. We invoke the inspiration of the

spiritual leader of the Chabad-Lubavitch movement, of the Menachem Schneerson of righteous memory, whose birthday falls in Nissan. The Rebbe always urged each of us to commit just one more act of goodness and kindness to bring the world to redemption. In this month of Nissan, we pray for freedom and redemption—a world of healing, goodness, and kindness.

We pray that this Passover celebrates not just physical freedom but freedom from mentality of enslavement. We pray for freedom from bad habits, from those things that hold us back from fulfilling our true potential, for connection with what is beyond us, for passing over our limits to reach ever greater heights. And let us say, Amen.

PLEDGE

Senate Pages, Hannah Desguin of Crawfordville; Camille Friall of Tallahassee; and Kristian Wydysh of Cape Coral, 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. Avan Armaghani of Tampa, sponsored by Senator Rouson, as the doctor of the day. Dr. Armaghani specializes in breast oncology.

ADOPTION OF RESOLUTIONS

At the request of Senator Avila—

By Senator Avila—

SR 710—A resolution recognizing April 2023 and each April thereafter as “Financial Literacy Month” in Florida.

WHEREAS, the United States Census Bureau reports that Florida ranks third in the nation in population, and

WHEREAS, statistics released by the Board of Governors of the Federal Reserve System show that Florida ranks fifth in the nation in the household debt-to-income ratio, and

WHEREAS, a 2018 report issued by the Financial Industry Regulatory Authority Investor Education Foundation found that, in Florida, approximately 18 percent of individuals reported that, in the previous 12 months, their household spending exceeded their household income; approximately 46 percent of individuals reported that they did not have a rainy-day fund; and only about one in three individuals could correctly answer at least four questions on a basic five-question financial literacy quiz, and

WHEREAS, a 2021 survey conducted by the National Foundation for Credit Counseling and Wells Fargo showed that, nationwide, 47 percent of the general population reported having credit card debt, while only 44 percent reported having a budget and keeping close track of expenses, such as food, housing, and entertainment, and 38 percent of adults reported carrying credit card balances, and

WHEREAS, the Governor and the Florida Legislature have supported and promoted financial literacy education, enacting the Dorothy L. Hukill Financial Literacy Act in 2022, which requires high school students entering 9th grade in the 2023-2024 school year and thereafter to take a financial literacy course to receive a standard high school diploma, and

WHEREAS, quality personal financial education is essential to ensuring that individuals are prepared to make sound money management decisions about credit, debt, insurance, financial transactions, and planning for the future and to become responsible workers, heads of household, investors, entrepreneurs, business leaders, and citizens, and

WHEREAS, financial literacy empowers individuals to make wise financial decisions and reduces the confusion caused by an increasingly complex economy, and

WHEREAS, since 2004, the month of April has been recognized at the federal level as “Financial Literacy Month,” focusing on the promotion of financial literacy nationwide through federal programs and bringing awareness of the need for more financial education for children and adults, and

WHEREAS, awareness of the importance of financial literacy and financial literacy instruction is critically important to the residents of this state, NOW, THEREFORE,

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

That April 2023 and each April thereafter is recognized as “Financial Literacy Month” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Berman—

By Senator Berman—

SR 1724—A resolution recognizing August 2023 as “Amblyopia Awareness Month” in Florida.

WHEREAS, amblyopia is the most common cause of vision loss in children, and

WHEREAS, amblyopia can cause permanent vision loss if not detected and treated early in life, and

WHEREAS, the detection of amblyopia and other vision-threatening disorders, including retinoblastoma tumors, cataracts, and strabismus, in early childhood increases the chances of successful treatment, especially if the disorder is detected before a child reaches 5 years of age, and

WHEREAS, many forms of amblyopia are difficult to detect and can be identified only through proper screening techniques, and

WHEREAS, the sooner children are identified as having amblyopia or other vision-threatening disorders, the sooner treatment can commence, and

WHEREAS, millions of children in the United States are left with permanent vision loss due to undetected amblyopia and other childhood vision disorders that could have been detected with proper screening and successfully treated, and

WHEREAS, less than 20 percent of preschool children are currently screened for vision problems, despite the fact that such screening is a covered service by many health insurance plans and health maintenance organizations, and

WHEREAS, parents should be encouraged to have their children screened for vision problems before admission to preschool, and

WHEREAS, the Florida Society of Ophthalmology and the For Eye Care Foundation, Inc., believe that it is of paramount importance to promote statewide preschool vision screening, with the goal of testing all children between 3 and 5 years of age, NOW, THEREFORE,

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

That August 2023 is recognized as “Amblyopia Awareness Month” in Florida.

—was introduced, read, and adopted by publication.

SPECIAL RECOGNITION

Senator Pizzo recognized his sons, Jack and Julian, who were present in the gallery.

SPECIAL ORDER CALENDAR

SB 274—A bill to be entitled An act relating to nursing education pathway for military combat medics; providing a short title; amending s. 464.0195, F.S.; revising a primary goal of the Florida Center for Nursing to provide that development of a statewide plan for nursing manpower must include the encouragement and coordination of the development of partnerships with hospitals which provide opportunities for nursing students to obtain clinical experience; amending s. 1004.096, F.S.; defining the term “accredited program”; requiring that the Articulation Coordinating Committee convene a workgroup to establish a process for determining postsecondary course equivalencies and the minimum postsecondary credit or career education clock hours that must be awarded in accredited nursing education programs for military training and education required for service in specified positions; providing for the composition of and the provision of administrative support to the workgroup; requiring that the workgroup ensure that the award of credit for military training and education does not impair a nursing education program’s ability to comply with requirements relating to the approval of nursing education programs; requiring the workgroup to provide, by a specified date, recommendations regarding the determination process to the Board of Governors and State Board of Education for approval; requiring that, upon approval of the recommendations, the Articulation Coordinating Committee facilitate the review of military training and education received by individuals who served in specified positions and the determination of minimum postsecondary credit or career education clock hours awarded for specified military training and education; requiring that the Articulation Coordinating Committee, within a specified timeframe and annually thereafter, approve a prioritized list of postsecondary course equivalencies and the minimum postsecondary credit or career education clock hours that must be awarded for such training and education; requiring the Board of Governors and State Board of Education to adopt the prioritized list; requiring that the minimum postsecondary credit or career education clock hours be delineated in a required statewide articulation agreement; requiring state universities, Florida College System institutions, and career centers to award postsecondary credit or career education clock hours in nursing education programs based on the prioritized list; authorizing the award of additional postsecondary credit or career education clock hours; providing that such postsecondary credit or career education clock hours are transferable; providing an effective date.

—was read the second time by title. On motion by Senator Avila, by two-thirds vote, **SB 274** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough

Nays—None

CS for SM 160—A memorial to the United States Department of State, urging the United States Secretary of State to redesignate the Revolutionary Armed Forces of Colombia (FARC) as a Foreign Terrorist Organization pursuant to section 219 of the Immigration and Nationality Act, as amended.

—was read the second time by title. On motion by Senator Avila, **CS for SM 160** was adopted and certified to the House.

CS for CS for SB 202—A bill to be entitled An act relating to education; amending ss. 11.45, 212.099, and 327.371, F.S.; conforming cross-references; amending s. 1002.01, F.S.; defining the term “personalized education program”; amending s. 1002.394, F.S.; providing and revising definitions; revising student eligibility and ineligibility requirements for the Family Empowerment Scholarship Program; revising the approved uses of scholarship funds; providing that certain scholarships remain in force until certain criteria are met; requiring the closure of a scholarship account and the reversion of funds to the state under certain circumstances; authorizing reimbursements for certain expenditures until certain criteria are met; revising obligations of school districts, the Department of Education, private schools, and eligible nonprofit scholarship-funding organizations; revising responsibilities of parents; requiring scholarship funds to be deposited by funds transfers rather than through warrant endorsement; requiring certain criteria to be met before the funding of certain scholarships; revising provisions for the calculation of an award amount for certain students; prohibiting the transfer of funds to an eligible student’s account under certain conditions; deleting obsolete language; conforming provisions and cross-references to changes made by the act; amending s. 1002.395, F.S.; providing and revising definitions; revising student eligibility and ineligibility requirements for the Florida Tax Credit Scholarship Program; revising obligations of eligible nonprofit scholarship-funding organizations and the department; establishing certain limitations on the number of scholarships funded through the program; revising the approved uses of scholarship funds; revising requirements for the use of certain contributions for administrative expenses; revising the amount of funds that must be awarded through scholarships; requiring the development of specified guidelines; authorizing organizations to require the use of an online platform for specified purchases so long as such use does not limit specified choices; requiring an organization to provide reimbursement in specified circumstances; requiring organizations to submit specified quarterly reports; revising responsibilities of parents; requiring scholarship funds to be deposited by funds transfers rather than through warrant endorsement; requiring the department to annually publish a list of specified tests; revising the requirements of a specified annual report; requiring the department to notify school districts of specified estimates; prohibiting the transfer of funds to an eligible student’s account under certain conditions; providing that certain scholarships remain in force until certain criteria are met; authorizing reimbursements for certain expenditures until certain criteria are met; requiring the closure of a scholarship account and the reversion of funds to the state under certain circumstances; requiring the Office of Independent Education and Parental Choice to provide a specified number of application periods for specified purposes; deleting obsolete language; conforming provisions and cross-references to changes made by the act; amending s. 1002.40, F.S.; conforming cross-references; amending s. 1002.421, F.S.; revising the eligibility criteria and obligations of private schools participating in certain educational scholarship programs; revising the criteria for the Commissioner of Education to permanently deny or revoke the authority of certain individuals to establish or operate a private school in this state; authorizing the commissioner to include specified individuals on a specified disqualification list; authorizing that such individuals be removed from such list if they provide specified reimbursements; making technical changes; conforming cross-references; creating s. 1002.44, F.S.; authorizing public schools, including charter schools, to enroll certain students on a part-time basis; providing funding for such students; prohibiting certain students from being reported for funding; providing that such students are not considered to be in regular attendance at such schools; amending s. 1003.01, F.S.; conforming provisions and cross-references to changes made by the act; requiring the State Board of Education to develop and recommend to the Governor and the Legislature for adoption during the 2024 legislative session repeals and revisions to the Florida Early Learning-20 Education Code by a specified date; providing requirements for the state board relating to such recommendations; amending s. 1001.10, F.S.; requiring the Commissioner of Education to develop an online portal for specified purpose; providing requirements for such portal; amending s. 1002.20, F.S.; conforming a cross-reference; amending s. 1003.25, F.S.; revising the timeframe in which student records must be transferred; amending s. 1003.4282, F.S.; deleting the online course requirement for a standard high school diploma; amending s. 1006.21, F.S.; authorizing a district school board to use other

vehicles to transport students; amending s. 1006.22, F.S.; deleting a requirement that district school boards use school buses for all regular transportation; deleting provisions relating to circumstances in which students may be transported in privately owned motor vehicles; conforming a provision to changes made by the act; amending s. 1006.25, F.S.; conforming a cross-reference; amending s. 1006.27, F.S.; conforming provisions to changes made by the act; amending s. 1011.71, F.S.; authorizing that a specified district school board levy be used to pay salaries and benefits for specified employees; amending s. 1012.56, F.S.; exempting specified individuals from certain mastery of general knowledge requirements; revising the acceptable means of demonstrating mastery of subject area knowledge and mastery of professional preparation and education competence, respectively; revising requirements for the department to issue temporary certificates; revising the validity period for certain temporary certificates; amending s. 1013.64, F.S.; providing that certain construction projects are exempt from the total cost per student station requirements; amending ss. 1002.321, 1003.5716, 1003.499, 1003.27, 1003.485, and 1009.30, F.S.; conforming cross-references and provisions to changes made by the act; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 202**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for CS for HB 1** was withdrawn from the Committee on Appropriations.

On motion by Senator Simon—

CS for CS for CS for CS for HB 1—A bill to be entitled An act relating to education; amending ss. 11.45, 212.099, and 327.371, F.S.; conforming cross-references; amending s. 1002.01, F.S.; defining the term “personalized education program”; amending s. 1002.394, F.S.; providing and revising definitions; revising student eligibility and ineligibility requirements for the Family Empowerment Scholarship Program; revising the approved uses of scholarship funds; providing that certain scholarships remain in force until certain criteria are met; requiring the closure of a scholarship account and the reversion of funds to the state under certain circumstances; authorizing reimbursements for certain expenditures until certain criteria are met; revising obligations of school districts, the Department of Education, private schools, and eligible nonprofit scholarship-funding organizations; revising responsibilities of parents; requiring scholarship funds to be deposited by funds transfers rather than through warrant endorsement; requiring certain criteria to be met before the funding of certain scholarships; revising provisions for the calculation of an award amount for certain students; prohibiting the transfer of funds to an eligible student’s account under certain conditions; deleting obsolete language; conforming provisions and cross-references to changes made by the act; amending s. 1002.395, F.S.; providing and revising definitions; revising student eligibility and ineligibility requirements for the Florida Tax Credit Scholarship Program; revising obligations of eligible nonprofit scholarship-funding organizations and the department; establishing certain limitations on the number of scholarships funded through the program; revising the approved uses of scholarship funds; revising requirements for the use of certain contributions for administrative expenses; revising the amount of funds that must be awarded through scholarships; requiring the development of specified guidelines; authorizing organizations to require the use of an online platform for specified purchases so long as such use does not limit specified choices; requiring an organization to provide reimbursement in specified circumstances; requiring organizations to submit specified quarterly reports; revising responsibilities of parents; requiring scholarship funds to be deposited by funds transfers rather than through warrant endorsement; requiring the department to annually publish a list of specified tests; revising the requirements of a specified annual report; requiring the department to notify school districts of specified estimates; prohibiting the transfer of funds to an eligible student’s account under certain conditions; providing that certain scholarships remain in force until certain criteria are met; authorizing reimbursements for certain expenditures until certain criteria are met; requiring the closure of a scholarship account and the reversion of funds to the state under certain circumstances; requiring the Office of Independent Education and Parental Choice to provide a specified number of application periods for specified purposes; deleting obsolete language; conforming provisions and cross-references to changes made by the act; amending s. 1002.40, F.S.; conforming cross-references; amending s. 1002.421, F.S.; revising the eligibility criteria and obligations of private schools participating in certain edu-

cational scholarship programs; revising the criteria for the Commissioner of Education to permanently deny or revoke the authority of certain individuals to establish or operate a private school in the state; authorizing the commissioner to include specified individuals on a specified disqualification list; authorizing such individuals to be removed from such list if they provide specified reimbursements; conforming cross-references; creating s. 1002.44, F.S.; authorizing public schools, including charter schools, to enroll certain students on a part-time basis; providing funding for such students; prohibiting certain students from being reported for funding; providing that such students are not considered to be in regular attendance at such schools; amending s. 1003.01, F.S.; conforming provisions and cross-references to changes made by the act; requiring the State Board of Education to develop and recommend to the Governor and the Legislature for adoption during the 2024 legislative session repeals and revisions to the Florida Early Learning-20 Education Code by a specified date.; providing requirements for the state board relating to such recommendations; amending s. 1001.10, F.S.; requiring the Commissioner of Education to develop an online portal for specified purpose; providing requirements for such portal; amending s. 1002.20, F.S.; conforming a cross-reference; amending s. 1003.25, F.S.; revising the timeframe in which student records must be transferred; amending s. 1003.4282, F.S.; deleting the online course requirement for a standard high school diploma; amending s. 1006.21, F.S.; authorizing a district school board to use other vehicles to transport students; amending s. 1006.22, F.S.; deleting a requirement that district school boards use school buses for all regular transportation; deleting provisions relating to circumstances in which students may be transported in privately owned motor vehicles; conforming a provision to changes made by the act; amending ss. 1006.25 and 1006.27, F.S.; conforming a cross-reference and provisions to changes made by the act; amending s. 1011.71, F.S.; authorizing a specified district school board levy to be used to pay salaries and benefits for specified employees; amending s. 1012.56, F.S.; exempting specified individuals from certain mastery of general knowledge requirements; revising the acceptable means of demonstrating mastery of subject area knowledge and mastery of professional preparation and education competence, respectively; revising requirements for the department to issue temporary certificates; revising the validity period for certain temporary certificates; amending s. 1013.64, F.S.; providing that certain construction projects are exempt from the total cost per student station requirements; amending ss. 1002.321, 1003.5716, 1003.499, 1003.27, 1003.485, and 1009.30, F.S.; conforming cross-references and provisions to changes made by the act; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 202** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for CS for HB 1** was placed on the calendar of Bills on Third Reading.

CS for SB 234—A bill to be entitled An act relating to statutorily required reports; amending s. 286.001, F.S.; defining the term “state entity”; revising the procedure for filing statutorily required or authorized reports; deleting provisions requiring that abstracts be filed for statutorily required or authorized reports; requiring state entities to redact exempt or confidential and exempt information from reports before filing; providing that the Division of Library and Information Services of the Department of State or the department, or any contractor thereof, is not responsible for redaction and may not be held liable for the failure of a state entity to redact exempt or confidential and exempt information from its reports; requiring state entities to submit a specified accompanying statement identifying the applicable provisions for such redactions; requiring the state entity to retain or archive reports in accordance with certain schedules; requiring the division to compile and annually update a list of all statutorily required reports and their submission dates; requiring the division to publish such list on the department’s website; requiring the division to compile, beginning on a specified date, bibliographic information on received reports in a specified system; requiring the division to update the bibliographic information on a quarterly basis; requiring that the bibliographic information be distributed quarterly to the Governor and the Legislature, beginning on a specified date; providing legislative findings and intent; requiring the division to implement and maintain a publicly available, Internet-based system for such reports by a specified date; specifying features and functions for such system; deleting a provision

requiring state entities to create, store, manage, update, retrieve, and disseminate statutorily required or authorized reports in an electronic format; deleting a provision related to construction; providing an appropriation; providing an effective date.

—was read the second time by title. On motion by Senator Avila, by two-thirds vote, **CS for SB 234** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingolia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough

Nays—None

CS for CS for SB 236—A bill to be entitled An act relating to civil remedies; amending s. 57.104, F.S.; creating a rebuttable presumption that a lodestar fee is a sufficient and reasonable attorney fee in most civil actions; providing an exception; creating s. 86.121, F.S.; authorizing a court to award attorney fees in certain declaratory actions; prohibiting the transfer, assignment, or acquisition of the right to such attorney fees except by specified persons; amending s. 95.11, F.S.; reducing the statute of limitations for negligence actions; providing applicability of certain provisions to actions involving servicemembers; amending s. 624.155, F.S.; providing standards for bad faith actions; providing for the distribution of proceeds when two or more third-party claims arising out of a single occurrence exceed policy limits; creating s. 624.1552, F.S.; providing for applicability of specified offer of judgment provisions to civil actions involving insurance contracts; creating s. 768.0427, F.S.; providing definitions; providing standards for the admissibility of evidence to prove the cost of damages for medical expenses in certain civil actions; requiring certain disclosures with respect to claims for medical expenses for treatment rendered under letters of protection; specifying the damages that may be recovered by a claimant for the reasonable and necessary cost of medical care; creating s. 768.0701, F.S.; requiring the trier of fact to consider the fault of certain persons who contribute to an injury; creating s. 768.0706, F.S.; providing definitions; providing that the owner or principal operator of a multifamily residential property which substantially implements specified security measures on that property has a presumption against liability for negligence in connection with certain criminal acts that occur on the premises; requiring the Florida Crime Prevention Training Institute of the Department of Legal Affairs to develop a proposed curriculum or best practices for owners or principal operators; providing construction; amending s. 768.81, F.S.; providing that a party in a negligence action who is at fault by a specified amount may not recover damages under a comparative negligence action; providing applicability; repealing ss. 626.9373 and 627.428, F.S., relating to attorney fees awarded against surplus lines insurers and insurers, respectively; amending s. 627.756, F.S.; providing for the award of costs and attorney fees in certain actions; amending ss. 475.01, 475.611, 517.191, 624.123, 624.488, 627.062, 627.401, 627.441, 627.727, 627.736, and 628.6016, F.S.; conforming provisions to changes made by the act; repealing ss. 631.70 and 631.926, F.S., relating to attorney fees; amending s. 632.638, F.S.; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision; providing applicability and construction; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 236**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 837** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Hutson—

CS for CS for HB 837—A bill to be entitled An act relating to civil remedies; amending s. 57.104, F.S.; creating a rebuttable presumption that a lodestar fee is a sufficient and reasonable attorney fee in most civil actions; providing an exception; creating s. 86.121, F.S.; authorizing a court to award attorney fees in certain declaratory actions; prohibiting the transfer, assignment, or acquisition of the right to such attorney fees except by specified persons; providing applicability; amending s. 95.11, F.S.; reducing the statute of limitations for negligence actions; providing applicability of certain provisions to actions involving servicemembers; amending s. 624.155, F.S.; providing standards for bad faith actions; providing for the distribution of proceeds when two or more third-party claims arising out of a single occurrence exceed policy limits; creating s. 624.1552, F.S.; providing for applicability of specified offer of judgement provisions to civil actions involving insurance contracts; creating s. 768.0427, F.S.; providing definitions; providing standards for the admissibility of evidence to prove the cost of damages for medical expenses in certain civil actions; requiring certain disclosures with respect to claims for medical expenses for treatment rendered under letters of protection; specifying the damages that may be recovered by a claimant for the reasonable and necessary cost of medical care; creating s. 768.0701, F.S.; requiring the trier of fact to consider the fault of certain persons who contribute to an injury; creating s. 768.0706, F.S.; providing definitions; providing that the owner or principal operator of a multifamily residential property which substantially implements specified security measures on that property has a presumption against liability for negligence in connection with certain criminal acts that occur on the premises; requiring the Florida Crime Prevention Training Institute of the Department of Legal Affairs to develop a proposed curriculum or best practices for owners or principal operators; providing construction; amending s. 768.81, F.S.; providing that a party in a negligence action who is at fault by a specified amount may not recover damages under a comparative negligence action; providing applicability; repealing ss. 626.9373 and 627.428, F.S., relating to attorney fees awarded against surplus lines insurers and insurers, respectively; amending s. 627.756, F.S.; providing for the award of costs and attorney fees in certain actions; amending ss. 475.01, 475.611, 517.191, 624.123, 624.488, 627.062, 627.401, 627.441, 627.727, 627.736, and 628.6016, F.S.; conforming provisions to changes made by the act; repealing ss. 631.70 and 631.926, F.S., relating to attorney fees; amending s. 632.638, F.S.; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision; providing applicability and construction; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 236** and read the second time by title.

Senator Grall moved the following amendment which failed:

Amendment 1 (113938) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 57.104, Florida Statutes, is amended to read:

57.104 Computation of attorney attorneys' fees.—

(1) In any action in which attorney attorneys' fees are to be determined or awarded by the court, the court shall consider, among other things, time and labor of any legal assistants who contributed non-clerical, meaningful legal support to the matter involved and who are working under the supervision of an attorney. For purposes of this section "legal assistant" means a person, who under the supervision and direction of a licensed attorney engages in legal research, and case development or planning in relation to modifications or initial proceedings, services, processes, or applications; or who prepares or interprets legal documents or selects, compiles, and uses technical information from references such as digests, encyclopedias, or practice manuals and analyzes and follows procedural problems that involve independent decisions.

(2) In any action in which attorney fees are determined or awarded by the court, there is a strong presumption that a lodestar fee is sufficient and reasonable. This presumption may be overcome only in a rare and exceptional circumstance with evidence that competent counsel could not otherwise be retained.

Section 2. Section 86.121, Florida Statutes, is created to read:

86.121 Attorney fees; actions for declaratory relief to determine insurance coverage after total coverage denial of claim.—

(1) In an action brought for declaratory relief in state or federal court to determine insurance coverage after the insurer has made a total coverage denial of a claim:

(a) Either party is entitled to the summary procedure provided in s. 51.011, and the court shall advance the cause on the calendar.

(b) The court shall award reasonable attorney fees to the named insured, omnibus insured, or named beneficiary under a policy issued by the insurer upon rendition of a declaratory judgment in favor of the named insured, omnibus insured, or named beneficiary. This right may not be transferred to, assigned to, or acquired in any other manner by anyone other than a named or omnibus insured or a named beneficiary. A defense offered by an insurer pursuant to a reservation of rights does not constitute a coverage denial of a claim. Such fees are limited to those incurred in the action brought under this chapter for declaratory relief to determine coverage of insurance issued under the Florida Insurance Code.

(2) This section does not apply to any action arising under a residential or commercial property insurance policy.

Section 3. Subsections (3), (4), and (10) of section 95.11, Florida Statutes, are amended, and subsection (12) is added to that section, to read:

95.11 Limitations other than for the recovery of real property.—Actions other than for recovery of real property shall be commenced as follows:

(3) WITHIN FOUR YEARS.—

~~(a) An action founded on negligence.~~

~~(a)(b)~~ An action relating to the determination of paternity, with the time running from the date the child reaches the age of majority.

~~(b)(c)~~ An action founded on the design, planning, or construction of an improvement to real property, with the time running from the date of actual possession by the owner, the date of the issuance of a certificate of occupancy, the date of abandonment of construction if not completed, or the date of completion of the contract or termination of the contract between the professional engineer, registered architect, or licensed contractor and his or her employer, whichever date is latest; except that, when the action involves a latent defect, the time runs from the time the defect is discovered or should have been discovered with the exercise of due diligence. In any event, the action must be commenced within 10 years after the date of actual possession by the owner, the date of the issuance of a certificate of occupancy, the date of abandonment of construction if not completed, or the date of completion of the contract or termination of the contract between the professional engineer, registered architect, or licensed contractor and his or her employer, whichever date is latest. However, counterclaims, cross-claims, and third-party claims that arise out of the conduct, transaction, or occurrence set out or attempted to be set out in a pleading may be commenced up to 1 year after the pleading to which such claims relate is served, even if such claims would otherwise be time barred. With respect to actions founded on the design, planning, or construction of an improvement to real property, if such construction is performed pursuant to a duly issued building permit and if a local enforcement agency, state enforcement agency, or special inspector, as those terms are defined in s. 553.71, has issued a final certificate of occupancy or certificate of completion, then as to the construction which is within the scope of such building permit and certificate, the correction of defects to completed work or repair of completed work, whether performed under warranty or otherwise, does not extend the period of time within which an action must be commenced. Completion of the contract means the later of the date of final performance of all the contracted services or the date that final payment for such services becomes due without regard to the date final payment is made.

~~(c)(d)~~ An action to recover public money or property held by a public officer or employee, or former public officer or employee, and obtained during, or as a result of, his or her public office or employment.

(d)(e) An action for injury to a person founded on the design, manufacture, distribution, or sale of personal property that is not permanently incorporated in an improvement to real property, including fixtures.

(e)(f) An action founded on a statutory liability.

(f)(g) An action for trespass on real property.

(g)(h) An action for taking, detaining, or injuring personal property.

(h)(i) An action to recover specific personal property.

(i)(j) A legal or equitable action founded on fraud.

(j)(k) A legal or equitable action on a contract, obligation, or liability not founded on a written instrument, including an action for the sale and delivery of goods, wares, and merchandise, and on store accounts.

(k)(l) An action to rescind a contract.

(l)(m) An action for money paid to any governmental authority by mistake or inadvertence.

(m)(n) An action for a statutory penalty or forfeiture.

(n)(o) An action for assault, battery, false arrest, malicious prosecution, malicious interference, false imprisonment, or any other intentional tort, except as provided in subsections (4), (5), and (7).

(o)(p) Any action not specifically provided for in these statutes.

(p)(q) An action alleging a violation, other than a willful violation, of s. 448.110.

(4) WITHIN TWO YEARS.—

(a) *An action founded on negligence.*

(b)(a) An action for professional malpractice, other than medical malpractice, whether founded on contract or tort; provided that the period of limitations shall run from the time the cause of action is discovered or should have been discovered with the exercise of due diligence. However, the limitation of actions herein for professional malpractice shall be limited to persons in privity with the professional.

(c)(b) An action for medical malpractice shall be commenced within 2 years from the time the incident giving rise to the action occurred or within 2 years from the time the incident is discovered, or should have been discovered with the exercise of due diligence; however, in no event shall the action be commenced later than 4 years from the date of the incident or occurrence out of which the cause of action accrued, except that this 4-year period shall not bar an action brought on behalf of a minor on or before the child's eighth birthday. An "action for medical malpractice" is defined as a claim in tort or in contract for damages because of the death, injury, or monetary loss to any person arising out of any medical, dental, or surgical diagnosis, treatment, or care by any provider of health care. The limitation of actions within this subsection shall be limited to the health care provider and persons in privity with the provider of health care. In those actions covered by this paragraph in which it can be shown that fraud, concealment, or intentional misrepresentation of fact prevented the discovery of the injury the period of limitations is extended forward 2 years from the time that the injury is discovered or should have been discovered with the exercise of due diligence, but in no event to exceed 7 years from the date the incident giving rise to the injury occurred, except that this 7-year period shall not bar an action brought on behalf of a minor on or before the child's eighth birthday. This paragraph shall not apply to actions for which ss. 766.301-766.316 provide the exclusive remedy.

(d)(e) An action to recover wages or overtime or damages or penalties concerning payment of wages and overtime.

(e)(f) An action for wrongful death.

(f)(e) An action founded upon a violation of any provision of chapter 517, with the period running from the time the facts giving rise to the cause of action were discovered or should have been discovered with the

exercise of due diligence, but not more than 5 years from the date such violation occurred.

(g)(f) An action for personal injury caused by contact with or exposure to phenoxy herbicides while serving either as a civilian or as a member of the Armed Forces of the United States during the period January 1, 1962, through May 7, 1975; the period of limitations shall run from the time the cause of action is discovered or should have been discovered with the exercise of due diligence.

(h)(g) An action for libel or slander.

(10) FOR INTENTIONAL TORTS RESULTING IN DEATH FROM ACTS DESCRIBED IN S. 782.04 OR S. 782.07.—Notwithstanding paragraph (4)(e) (4)(d), an action for wrongful death seeking damages authorized under s. 768.21 brought against a natural person for an intentional tort resulting in death from acts described in s. 782.04 or s. 782.07 may be commenced at any time. This subsection shall not be construed to require an arrest, the filing of formal criminal charges, or a conviction for a violation of s. 782.04 or s. 782.07 as a condition for filing a civil action.

(12) FOR ACTIONS INVOLVING SERVICEMEMBERS.—*Any action involving a servicemember as defined in s. 250.01, in which the servicemember is a party, is subject to s. 250.5201 and part IV of chapter 250, which includes the Servicemembers Civil Relief Act, 50 U.S.C. ss. 501 et seq., providing for protections to members of the United States Armed Forces, the United States Reserve Forces, or the National Guard during terms of federal or state active duty which materially affect the servicemember's ability to appear.*

Section 4. Section 624.155, Florida Statutes, is amended to read:

624.155 Civil remedy.—

(1) Any person may bring a civil action against an insurer when such person is damaged:

(a) By a violation of any of the following provisions by the insurer:

1. Section 626.9541(1)(i), (o), or (x);
2. Section 626.9551;
3. Section 626.9705;
4. Section 626.9706;
5. Section 626.9707; or
6. Section 627.7283.

(b) By the commission of any of the following acts by the insurer:

1. Not attempting in good faith to settle claims when, under all the circumstances, it could and should have done so, had it acted fairly and honestly toward its insured and with due regard for her or his interests;
2. Making claims payments to insureds or beneficiaries not accompanied by a statement setting forth the coverage under which payments are being made; or
3. Except as to liability coverages, failing to promptly settle claims, when the obligation to settle a claim has become reasonably clear, under one portion of the insurance policy coverage in order to influence settlements under other portions of the insurance policy coverage.

Notwithstanding the provisions of the above to the contrary, a person pursuing a remedy under this section need not prove that such act was committed or performed with such frequency as to indicate a general business practice.

(2) Any party may bring a civil action against an unauthorized insurer if such party is damaged by a violation of s. 624.401 by the unauthorized insurer.

(3)(a) As a condition precedent to bringing an action under this section, the department and the authorized insurer must have been given 60 days' written notice of the violation. Notice to the authorized

insurer must be provided by the department to the e-mail address designated by the insurer under s. 624.422.

(b) The notice shall be on a form provided by the department and shall state with specificity the following information, and such other information as the department may require:

1. The statutory provision, including the specific language of the statute, which the authorized insurer allegedly violated.

2. The facts and circumstances giving rise to the violation.

3. The name of any individual involved in the violation.

4. Reference to specific policy language that is relevant to the violation, if any. If the person bringing the civil action is a third party claimant, she or he shall not be required to reference the specific policy language if the authorized insurer has not provided a copy of the policy to the third party claimant pursuant to written request.

5. A statement that the notice is given in order to perfect the right to pursue the civil remedy authorized by this section.

(c) No action shall lie if, within 60 days after the insurer receives notice from the department in accordance with this subsection, the damages are paid or the circumstances giving rise to the violation are corrected.

(d) The authorized insurer that is the recipient of a notice filed pursuant to this section shall report to the department on the disposition of the alleged violation.

(e) The applicable statute of limitations for an action under this section shall be tolled for a period of:

1. Sixty days after the insurer receives from the department the notice required by this subsection.

2. Sixty days after the date appraisal is invoked pursuant to paragraph (f).

(f) A notice required under this subsection may not be filed within 60 days after appraisal is invoked by any party in a residential property insurance claim.

(4)(a) In an action for bad faith failure to settle a liability insurance claim, including any such action brought under the common law, if the insurer initiates settlement negotiations by tendering the lesser of the policy limits or the amount demanded by the claimant in exchange for a general release of the insured within 90 days after receiving actual notice of the loss, the failure to tender the policy limits sooner does not constitute bad faith.

(b) If an insurer does not tender the lesser of the policy limits or the amount demanded by the claimant within the 90-day timeframe provided in paragraph (a), the existence of the 90-day timeframe and that no bad faith action could lie had the insurer tendered the lesser of policy limits or the amount demanded by the claimant pursuant to paragraph (a) is inadmissible in any action seeking to establish bad faith on the part of the insurer.

(c) If the insurer fails to tender pursuant to paragraph (a) within the 90-day period, any applicable statute of limitations is extended for an additional 90 days.

(5) In any bad faith action, whether such action is brought under this section or is based on the common-law remedy for bad faith:

(a) Mere negligence alone is insufficient to constitute bad faith.

(b) The focus of the bad faith claim is on the conduct of an insurer, but in determining whether the insurer actually could have settled the claim, the jury may consider the totality of the circumstances, including:

1. Whether any conditions placed on the settlement by the claimant were unreasonable or impossible to perform within the time permitted; and

2. Whether the insured failed to cooperate with the insurer's efforts to meet the conditions after being fully advised by the insurer about the purpose and importance of doing so.

(6)(a) If two or more third-party claimants have competing claims arising out of a single occurrence, which in total may exceed the available policy limits of an insured who may be liable to the third-party claimants, and the insurer initiates settlement negotiations by globally tendering the applicable policy limits in exchange for a general release of the insured within 90 days after receiving actual notice of the loss, the failure to tender policy limits sooner does not constitute bad faith.

(b) If an insurer does not globally tender the policy limits within the 90-day timeframe provided in paragraph (a), the existence of the 90-day timeframe and that no bad faith action could lie had the insurer tendered the lesser of policy limits or the amount demanded by the claimant pursuant to paragraph (a) is inadmissible in any action seeking to establish bad faith on the part of the insurer.

(c) If two or more third-party claimants have competing claims arising out of a single occurrence, which in total may exceed the available policy limits of an insured who may be liable to the third-party claimants, and the claimants are unwilling to globally settle within the policy limits, thereafter, the insurer must attempt to minimize the magnitude of possible excess judgments against the insured. The insurer is entitled to great discretion to decide how much to offer each respective claimant in its attempt to protect the insured. The insurer may, in its effort to minimize the excess liability of the insured, use its discretion to offer the full available policy limits to one or more claimants to the exclusion of other claimants and may leave the insured exposed to some liability after all the policy limits are paid. An insurer does not act in bad faith simply because it is unable to settle all claims in a competing claimant case.

(d) An insurer is not liable beyond the available policy limits for failure to pay all or any portion of the available policy limits to one or more of the third-party claimants if, pursuant to a binding arbitration that has been agreed to by the insurer and all the third-party claimants, the insurer makes the entire amount of the policy limits available for payment to the competing third-party claimants before a qualified arbitrator agreed to by the insurer and such third-party claimants at the expense of the insurer. The third-party claimants are entitled to a pro-rated share of the policy limits as determined by the arbitrator, who must consider the comparative fault, if any, of each third-party claimant and the total likely outcome at trial based upon the total of the economic and noneconomic damages submitted to the arbitrator for consideration. A third-party claimant whose claim is resolved by the arbitrator must execute and deliver a general release to the insured party whose claim is resolved by the proceeding.

(7)(4) In any insurance bad faith action, whether brought under this section or the common law, upon adverse adjudication at trial or upon appeal, the authorized insurer shall be liable for damages, together with court costs and reasonable attorney ~~attorney's~~ fees incurred by the plaintiff.

(8)(5) No Punitive damages may not shall be awarded under this section unless the acts giving rise to the violation occur with such frequency as to indicate a general business practice and these acts are:

(a) Willful, wanton, and malicious;

(b) In reckless disregard for the rights of any insured; or

(c) In reckless disregard for the rights of a beneficiary under a life insurance contract.

Any person who pursues a claim under this subsection shall post in advance the costs of discovery. Such costs shall be awarded to the authorized insurer if no punitive damages are awarded to the plaintiff.

(9)(6) This section does shall not be construed to authorize a class action suit against an authorized insurer or a civil action against the commission, the office, or the department or any of their employees, or to create a cause of action when an authorized health insurer refuses to pay a claim for reimbursement on the ground that the charge for a service was unreasonably high or that the service provided was not medically necessary.

(10)(7) In the absence of expressed language to the contrary, this section shall not be construed to authorize a civil action or create a cause of action against an authorized insurer or its employees who, in good faith, release information about an insured or an insurance policy to a law enforcement agency in furtherance of an investigation of a criminal or fraudulent act relating to a motor vehicle theft or a motor vehicle insurance claim.

(11)(8) The civil remedy specified in this section does not preempt any other remedy or cause of action provided for pursuant to any other statute or pursuant to the common law of this state. Any person may obtain a judgment under either the common-law remedy of bad faith or this statutory remedy, but ~~is shall not be entitled to a judgment under both remedies.~~ This section ~~does shall not be construed to create a common-law cause of action.~~ The damages recoverable pursuant to this section shall include those damages which are a reasonably foreseeable result of a specified violation of this section by the authorized insurer and may include an award or judgment in an amount that exceeds the policy limits.

(12)(9) A surety issuing a payment or performance bond on the construction or maintenance of a building or roadway project is not an insurer for purposes of subsection (1).

Section 5. Section 624.1552, Florida Statutes, is created to read:

624.1552 *Civil actions involving an insurance contract; applicability of offer of judgment provisions.—The provisions of s. 768.79 apply to any civil action involving an insurance contract.*

Section 6. Section 768.0427, Florida Statutes, is created to read:

768.0427 *Admissibility of evidence to prove medical expenses in personal injury or wrongful death actions; disclosure of letters of protection; recovery of past and future medical expenses damages.—*

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

(a) “Factoring company” means a person who purchases a health care provider’s accounts receivable at a discount below the invoice value of such accounts.

(b) “Health care coverage” means any third-party health care or disability services financing arrangement, including, but not limited to, arrangements with entities certified or authorized under federal law or under the Florida Insurance Code; state or federal health care benefit programs; workers’ compensation; and personal injury protection.

(c) “Health care provider” means any of the following professionals and entities, and professionals and entities similarly licensed in another jurisdiction:

1. A provider as defined in s. 408.803.
2. A clinical laboratory providing services in this state or services to health care providers in this state, if the clinical laboratory is certified by the Centers for Medicare and Medicaid Services under the federal Clinical Laboratory Improvement Amendments and the federal rules adopted thereunder.
3. A federally qualified health center as defined in 42 U.S.C. s. 1396d(l)(2)(B), as that definition existed on the effective date of this act.
4. A health care practitioner as defined in s. 456.001.
5. A health care professional licensed under part IV of chapter 468.
6. A home health aide as defined in s. 400.462.
7. A provider licensed under chapter 394 or chapter 397 and its clinical and nonclinical staff providing inpatient or outpatient services.
8. A continuing care facility licensed under chapter 651.
9. A pharmacy permitted under chapter 465.

(d) “Letter of protection” means any arrangement by which a health care provider renders treatment in exchange for a promise of payment for the claimant’s medical expenses from any judgment or settlement of a

personal injury or wrongful death action. The term includes any such arrangement, regardless of whether referred to as a letter of protection.

(2) **ADMISSIBLE EVIDENCE OF MEDICAL TREATMENT OR SERVICE EXPENSES.**—Evidence offered to prove the amount of damages for past or future medical treatment or services in a personal injury or wrongful death action is admissible as provided in this subsection.

(a) Evidence offered to prove the amount of damages for past medical treatment or services that have been satisfied is limited to evidence of the amount actually paid, regardless of the source of payment.

(b) Evidence offered to prove the amount necessary to satisfy unpaid charges for incurred medical treatment or services shall include, but is not limited to, evidence as provided in this paragraph.

1. If the claimant has health care coverage other than Medicare or Medicaid, evidence of the amount which such health care coverage is obligated to pay the health care provider to satisfy the charges for the claimant’s incurred medical treatment or services, plus the claimant’s share of medical expenses under the insurance contract or regulation.

2. If the claimant has health care coverage but obtains treatment under a letter of protection or otherwise does not submit charges for any health care provider’s medical treatment or services to health care coverage, evidence of the amount the claimant’s health care coverage would pay the health care provider to satisfy the past unpaid medical charges under the insurance contract or regulation, plus the claimant’s share of medical expenses under the insurance contract or regulation, had the claimant obtained medical services or treatment pursuant to the health care coverage.

3. If the claimant does not have health care coverage or has health care coverage through Medicare or Medicaid, evidence of 120 percent of the Medicare reimbursement rate in effect on the date of the claimant’s incurred medical treatment or services, or, if there is no applicable Medicare rate for a service, 170 percent of the applicable state Medicaid rate.

4. If the claimant obtains medical treatment or services under a letter of protection and the health care provider subsequently transfers the right to receive payment under the letter of protection to a third party, evidence of the amount the third party paid or agreed to pay the health care provider in exchange for the right to receive payment pursuant to the letter of protection.

5. Any evidence of reasonable amounts billed to the claimant for medically necessary treatment or medically necessary services provided to the claimant.

(c) Evidence offered to prove the amount of damages for any future medical treatment or services the claimant will receive shall include, but is not limited to, evidence as provided in this paragraph.

1. If the claimant has health care coverage other than Medicare or Medicaid, or is eligible for any such health care coverage, evidence of the amount for which the future charges of health care providers could be satisfied if submitted to such health care coverage, plus the claimant’s share of medical expenses under the insurance contract or regulation.

2. If the claimant does not have health care coverage or has health care coverage through Medicare or Medicaid, or is eligible for such health care coverage, evidence of 120 percent of the Medicare reimbursement rate in effect at the time of trial for the medical treatment or services the claimant will receive, or, if there is no applicable Medicare rate for a service, 170 percent of the applicable state Medicaid rate.

3. Any evidence of reasonable future amounts to be billed to the claimant for medically necessary treatment or medically necessary services.

(d) This subsection does not impose an affirmative duty upon any party to seek a reduction in billed charges to which the party is not contractually entitled.

(e) Individual contracts between providers and authorized commercial insurers or authorized health maintenance organizations are not subject to discovery or disclosure and are not admissible into evidence.

(3) **LETTERS OF PROTECTION; REQUIRED DISCLOSURES.**—*In a personal injury or wrongful death action, as a condition precedent to asserting any claim for medical expenses for treatment rendered under a letter of protection, the claimant must disclose:*

- (a) *A copy of the letter of protection.*
- (b) *All billings for the claimant’s medical expenses, which must be itemized and, to the extent applicable, coded according to:*

1. *For health care providers billing at the provider level, the American Medical Association’s Current Procedural Terminology (CPT), or the Healthcare Common Procedure Coding System (HCPCS), in effect on the date the services were rendered.*

2. *For health care providers billing at the facility level for expenses incurred in a clinical or outpatient setting, including when billing through an Ambulatory Payment Classification (APC) or Enhanced Ambulatory Patient Grouping (EAPG), the International Classification of Diseases (ICD) diagnosis code and, if applicable, the American Medical Association’s Current Procedural Terminology (CPT), in effect on the date the services were rendered.*

3. *For health care providers billing at the facility level for expenses incurred in an inpatient setting, including when billing through a Diagnosis Related Group (DRG), the International Classification of Diseases (ICD) diagnosis and procedure codes in effect on the date in which the claimant is discharged.*

(c) *If the health care provider sells the accounts receivable for the claimant’s medical expenses to a factoring company or other third party:*

1. *The name of the factoring company or other third party who purchased such accounts.*

2. *The dollar amount for which the factoring company or other third party purchased such accounts, including any discount provided below the invoice amount.*

(d) *Whether the claimant, at the time medical treatment was rendered, had health care coverage and, if so, the identity of such coverage.*

(e) *Whether the claimant was referred for treatment under a letter of protection and, if so, the identity of the person who made the referral. If the referral is made by the claimant’s attorney, disclosure of the referral is permitted, and evidence of such referral is admissible notwithstanding s. 90.502. Moreover, in such situation, the financial relationship between a law firm and a medical provider, including the number of referrals, frequency, and financial benefit obtained, is relevant to the issue of the bias of a testifying medical provider.*

(4) **DAMAGES RECOVERABLE FOR MEDICAL TREATMENT OR SERVICE EXPENSES.**—*The damages that may be recovered by a claimant in a personal injury or wrongful death action for the reasonable and necessary cost or value of medical care rendered may not include any amount in excess of the evidence of medical treatment and services expenses admitted pursuant to subsection (2), and also may not exceed the sum of the following:*

(a) *Amounts actually paid by or on behalf of the claimant to a health care provider who rendered medical treatment or services;*

(b) *Amounts necessary to satisfy charges for medical treatment or services that are due and owing but at the time of trial are not yet satisfied; and*

(c) *Amounts necessary to provide for any reasonable and necessary medical treatment or services the claimant will receive in the future.*

Section 7. Section 768.0706, Florida Statutes, is created to read:

768.0706 **Multifamily residential property safety and security; presumption against liability.**—

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

(a) *“Crime prevention through environmental design” has the same meaning as in s. 163.503(6).*

(b) *“Multifamily residential property” means a residential building, or group of residential buildings, such as apartments, townhouses, or condominiums, consisting of at least five dwelling units on a particular parcel.*

(c) *“Parcel” means real property for which a distinct parcel identification number is assigned to the property by the property appraiser for the county in which the property is located.*

(2) *The owner or principal operator of a multifamily residential property which substantially implements the following security measures on that property has a presumption against liability in connection with criminal acts that occur on the premises which are committed by third parties who are not employees or agents of the owner or operator:*

(a)1. *A security camera system at points of entry and exit which records, and maintains as retrievable for at least 30 days, video footage to assist in offender identification and apprehension.*

2. *A lighted parking lot illuminated at an intensity of at least an average of 1.8 foot-candles per square foot at 18 inches above the surface from dusk until dawn or controlled by photocell or any similar electronic device that provides light from dusk until dawn.*

3. *Lighting in walkways, laundry rooms, common areas, and porches. Such lighting must be illuminated from dusk until dawn or controlled by photocell or any similar electronic device that provides light from dusk until dawn.*

4. *At least a 1-inch deadbolt in each dwelling unit door.*

5. *A locking device on each window, each exterior sliding door, and any other doors not used for community purposes.*

6. *Locked gates with key or fob access along pool fence areas.*

7. *A peephole or door viewer on each dwelling unit door that does not include a window or that does not have a window next to the door.*

(b) *By January 1, 2025, the owner or principal operator of a multifamily residential property has a crime prevention through environmental design assessment that is no more than 3 years old completed for the property. Such assessment must be performed by a law enforcement agency or a Florida Crime Prevention Through Environmental Design Practitioner designated by the Florida Crime Prevention Training Institute of the Department of Legal Affairs. The owner or principal operator must remain in substantial compliance with the assessment for purposes of this paragraph.*

(c)1. *By January 1, 2025, the owner or principal operator of a multifamily residential property provides proper crime deterrence and safety training to its current employees. After January 1, 2025, the owner or principal operator must provide such training to an employee within 60 days after his or her hire date for purposes of this paragraph.*

2. *For purposes of this paragraph, “proper crime deterrence and safety training” means training which trains and familiarizes employees with the security principles, devices, measures, and standards set forth under paragraph (a), and which is reviewed at least every 3 years and updated as necessary. The owner or principal operator may request a law enforcement agency or the Florida Crime Prevention Through Environmental Design Practitioner performing the assessment under paragraph (b) to review the training curriculum.*

(3) *For purposes of establishing the presumption against liability under subsection (2), the burden of proof is on the owner or principal operator to demonstrate that the owner or principal operator has substantially implemented the security measures specified in subsection (2).*

(4) *The Florida Crime Prevention Training Institute of the Department of Legal Affairs shall develop a proposed curriculum or best practices for owners or principal operators to implement such training. The state has no liability in connection with providing a proposed training curriculum under this subsection.*

(5) *This section does not establish a private cause of action.*

Section 8. Subsection (2) of section 768.81, Florida Statutes, is amended, and subsection (6) is added to that section, to read:

768.81 Comparative fault.—

(2) EFFECT OF CONTRIBUTORY FAULT.—In a negligence action, contributory fault chargeable to the claimant diminishes proportionately the amount awarded as economic and noneconomic damages for an injury attributable to the claimant’s contributory fault, but does not bar recovery, *subject to subsection (6)*.

(6) GREATER PERCENTAGE OF FAULT.—*In a negligence action to which this section applies, any party found to be greater than 50 percent at fault for his or her own harm may not recover any damages. This subsection does not apply to an action for damages for personal injury or wrongful death arising out of medical negligence pursuant to chapter 766.*

Section 9. *Section 626.9373, Florida Statutes, is repealed.*

Section 10. *Section 627.428, Florida Statutes, is repealed.*

Section 11. Subsection (1) of section 627.756, Florida Statutes, is amended to read:

627.756 Bonds for construction contracts; attorney fees in case of suit.—

(1) *In a suit brought by an owner, a contractor, a subcontractor, a laborer, or a materialman against a surety insurer under payment or performance bonds written by the insurer under the laws of this state to indemnify against pecuniary loss by breach of a building or construction contract, upon the rendition of a judgment or decree by any of the courts of this state against the surety insurer and in favor of the owner, contractor, subcontractor, laborer, or materialman, the trial court or, in the event of an appeal in which the owner, contractor, subcontractor, laborer, or materialman prevails, the appellate court, shall adjudge or decree against the surety insurer and in favor of the owner, contractor, subcontractor, laborer, or materialman a reasonable sum as fees or compensation for the attorney prosecuting the suit in which the recovery is had. Owners, contractors, subcontractors, laborers, and materialmen shall be deemed to be insureds or beneficiaries for the purposes of this section.*

Section 12. Paragraphs (a) and (j) of subsection (1) of section 475.01, Florida Statutes, are amended to read:

475.01 Definitions.—

(1) As used in this part:

(a) “Broker” means a person who, for another, and for a compensation or valuable consideration directly or indirectly paid or promised, expressly or impliedly, or with an intent to collect or receive a compensation or valuable consideration therefor, appraises, auctions, sells, exchanges, buys, rents, or offers, attempts or agrees to appraise, auction, or negotiate the sale, exchange, purchase, or rental of business enterprises or business opportunities or any real property or any interest in or concerning the same, including mineral rights or leases, or who advertises or holds out to the public by any oral or printed solicitation or representation that she or he is engaged in the business of appraising, auctioning, buying, selling, exchanging, leasing, or renting business enterprises or business opportunities or real property of others or interests therein, including mineral rights, or who takes any part in the procuring of sellers, purchasers, lessors, or lessees of business enterprises or business opportunities or the real property of another, or leases, or interest therein, including mineral rights, or who directs or assists in the procuring of prospects or in the negotiation or closing of any transaction which does, or is calculated to, result in a sale, exchange, or leasing thereof, and who receives, expects, or is promised any compensation or valuable consideration, directly or indirectly therefor; and all persons who advertise rental property information or lists. A broker renders a professional service and is a professional within the meaning of s. 95.11(4)(b) ~~s. 95.11(4)(a)~~. Where the term “appraise” or “appraising” appears in the definition of the term “broker,” it specifically excludes those appraisal services which must be performed only by a state-licensed or state-certified appraiser, and those appraisal services which may be performed by a registered trainee appraiser as defined in part II. The term “broker” also includes any person who is a general partner, officer, or director of a partnership or corporation which acts as a broker. The term “broker” also includes any person or entity who undertakes to list or sell one or more timeshare periods per

year in one or more timeshare plans on behalf of any number of persons, except as provided in ss. 475.011 and 721.20.

(j) “Sales associate” means a person who performs any act specified in the definition of “broker,” but who performs such act under the direction, control, or management of another person. A sales associate renders a professional service and is a professional within the meaning of s. 95.11(4)(b) ~~s. 95.11(4)(a)~~.

Section 13. Paragraph (h) of subsection (1) of section 475.611, Florida Statutes, is amended to read:

475.611 Definitions.—

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

(h) “Appraiser” means any person who is a registered trainee real estate appraiser, a licensed real estate appraiser, or a certified real estate appraiser. An appraiser renders a professional service and is a professional within the meaning of s. 95.11(4)(b) ~~s. 95.11(4)(a)~~.

Section 14. Subsection (7) of section 517.191, Florida Statutes, is amended to read:

517.191 Injunction to restrain violations; civil penalties; enforcement by Attorney General.—

(7) Notwithstanding s. 95.11(4)(f) ~~s. 95.11(4)(e)~~, an enforcement action brought under this section based on a violation of any provision of this chapter or any rule or order issued under this chapter shall be brought within 6 years after the facts giving rise to the cause of action were discovered or should have been discovered with the exercise of due diligence, but not more than 8 years after the date such violation occurred.

Section 15. Subsection (4) of section 624.123, Florida Statutes, is amended to read:

624.123 Certain international health insurance policies; exemption from code.—

(4) Any international health insurance policy or application solicited, provided, entered into, issued, or delivered pursuant to this subsection is exempt from all provisions of the insurance code, except that such policy, contract, or agreement is subject to the provisions of ss. 624.155, 624.316, 624.3161, 626.951, 626.9511, 626.9521, 626.9541, 626.9551, 626.9561, 626.9571, 626.9581, 626.9591, 626.9601, 627.413, 627.4145, ~~627.428~~, and 627.6043.

Section 16. Subsection (4) of section 624.488, Florida Statutes, is amended to read:

624.488 Applicability of related laws.—In addition to other provisions of the code cited in ss. 624.460-624.488:

(4) Sections 627.291, 627.413, 627.4132, 627.416, 627.418, 627.420, 627.421, 627.425, 627.426, 627.4265, 627.427, ~~627.428~~, 627.702, and 627.706; part XI of chapter 627; ss. 627.912, 627.913, and 627.918;

apply to self-insurance funds. Only those sections of the code that are expressly and specifically cited in ss. 624.460-624.489 apply to self-insurance funds.

Section 17. Paragraph (b) of subsection (3) of section 627.062, Florida Statutes, is amended to read:

627.062 Rate standards.—

(3)

(b) Individual risk rates and modifications to existing approved forms are not subject to this part or part II, except for paragraph (a) and ss. 627.402, 627.403, 627.4035, 627.404, 627.405, 627.406, 627.407, 627.4085, 627.409, 627.4132, 627.4133, 627.415, 627.416, 627.417, 627.419, 627.425, 627.426, 627.4265, and 627.427, ~~and 627.428~~; but are subject to all other applicable provisions of this code and rules adopted thereunder.

Section 18. Subsections (3), (4), and (5) of section 627.401, Florida Statutes, are amended to read:

627.401 Scope of this part.—No provision of this part of this chapter applies to:

(3) Wet marine and transportation insurance, except ss. 627.409 and 627.420, and ~~627.428~~.

(4) Title insurance, except ss. 627.406, 627.415, 627.416, 627.419, and 627.427, and ~~627.428~~.

(5) Credit life or credit disability insurance, except s. 627.419(5) ~~ss. 627.419(5) and 627.428~~.

Section 19. Subsection (2) of section 627.441, Florida Statutes, is amended to read:

627.441 Commercial general liability policies; coverage to contractors for completed operations.—

(2) A liability insurer must offer coverage at an appropriate additional premium for liability arising out of current or completed operations under an owner-controlled insurance program for any period beyond the period for which the program provides liability coverage, as specified in s. 255.0517(2)(b). The period of such coverage must be sufficient to protect against liability arising out of an action brought within the time limits provided in s. 95.11(3)(b) ~~s. 95.11(3)(c)~~.

Section 20. Subsection (8) of section 627.727, Florida Statutes, is amended to read:

627.727 Motor vehicle insurance; uninsured and underinsured vehicle coverage; insolvent insurer protection.—

~~(8) The provisions of s. 627.428 do not apply to any action brought pursuant to this section against the uninsured motorist insurer unless there is a dispute over whether the policy provides coverage for an uninsured motorist proven to be liable for the accident.~~

Section 21. Subsection (8) of section 627.736, Florida Statutes, is amended to read:

627.736 Required personal injury protection benefits; exclusions; priority; claims.—

(8) **APPLICABILITY OF PROVISION REGULATING ATTORNEY FEES.**—With respect to any dispute under the provisions of ss. 627.730-627.7405 between the insured and the insurer, or between an assignee of an insured's rights and the insurer, the provisions of s. 768.79 ~~ss. 627.428 and 768.79~~ apply, except as provided in subsections (10) and (15), and except that any attorney fees recovered must:

- (a) Comply with prevailing professional standards;
- (b) Not overstate or inflate the number of hours reasonably necessary for a case of comparable skill or complexity; and
- (c) Represent legal services that are reasonable and necessary to achieve the result obtained.

Upon request by either party, a judge must make written findings, substantiated by evidence presented at trial or any hearings associated therewith, that any award of attorney fees complies with this subsection. ~~Notwithstanding s. 627.428~~, Attorney fees recovered under ss. 627.730-627.7405 must be calculated without regard to a contingency risk multiplier.

Section 22. Subsection (4) of section 628.6016, Florida Statutes, is amended to read:

628.6016 Applicability of related laws.—In addition to other provisions of the code cited in ss. 628.6011-628.6018:

(4) Sections 627.291, 627.413, 627.4132, 627.416, 627.418, 627.420, 627.421, 627.425, 627.426, 627.4265, 627.427, ~~627.428~~, 627.702, and 627.706; part XI of chapter 627; ss. 627.912, 627.913, and 627.918; and

apply to assessable mutual insurers; however, ss. 628.255, 628.411, and 628.421 do not apply. No section of the code not expressly and specifically cited in ss. 628.6011-628.6018 applies to assessable mutual in-

surers. The term “assessable mutual insurer” shall be substituted for the term “commercial self-insurer” as appropriate.

Section 23. *Section 631.70, Florida Statutes, is repealed.*

Section 24. *Section 631.926, Florida Statutes, is repealed.*

Section 25. Subsection (11) of section 632.638, Florida Statutes, is amended to read:

632.638 Applicability of other code provisions.—In addition to other provisions contained or referred to in this chapter, the following chapters and provisions of this code apply to fraternal benefit societies, to the extent applicable and not in conflict with the express provisions of this chapter and the reasonable implications thereof:

~~(11) Section 627.428;~~

Section 26. *The Division of Law Revision 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 27. *The amendments made by this act to s. 95.11, Florida Statutes, apply to causes of action accruing after the effective date of this act.*

Section 28. *The amendments made by this act to s. 624.155, Florida Statutes, do not apply to causes of action arising out of insurance policies issued or renewed before the effective date of this act.*

Section 29. *This act shall not be construed to impair any right under an insurance contract in effect on or before the effective date of this act. To the extent that this act affects a right under an insurance contract, this act applies to an insurance contract issued or renewed after the effective date of this act.*

Section 30. *Except as otherwise expressly provided in this act, this act shall apply to causes of action which accrue after the effective date of this act.*

Section 31. 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 civil remedies; amending s. 57.104, F.S.; creating a rebuttable presumption that a lodestar fee is a sufficient and reasonable attorney fee in most civil actions; providing an exception; creating s. 86.121, F.S.; authorizing a court to award attorney fees in certain declaratory actions; prohibiting the transfer, assignment, or acquisition of the right to such attorney fees except by specified persons; amending s. 95.11, F.S.; reducing the statute of limitations for negligence actions; providing applicability of certain provisions to actions involving servicemembers; amending s. 624.155, F.S.; providing standards for bad faith actions; providing for the distribution of proceeds when two or more third-party claims arising out of a single occurrence exceed policy limits; revising applicability and conditions for the award of damages, court costs, and attorney fees in certain civil actions; creating s. 624.1552, F.S.; providing for applicability of specified offer of judgment provisions to civil actions involving insurance contracts; creating s. 768.0427, F.S.; providing definitions; providing standards for the admissibility of evidence to prove the cost of damages for medical expenses in certain civil actions; requiring certain disclosures with respect to claims for medical expenses for treatment rendered under letters of protection; specifying the damages that may be recovered by a claimant for the reasonable and necessary cost of medical care; creating s. 768.0706, F.S.; providing definitions; providing that the owner or principal operator of a multifamily residential property which substantially implements specified security measures on that property has a presumption against liability for negligence in connection with certain criminal acts that occur on the premises; requiring the Florida Crime Prevention Training Institute of the Department of Legal Affairs to develop a proposed curriculum or best practices for owners or principal operators; providing construction; amending s. 768.81, F.S.; providing that a party in a negligence action who is at fault by a specified amount may not recover damages under a comparative negligence action; providing applicability; repealing ss. 626.9373 and 627.428, F.S., relating to attorney fees awarded against surplus lines insurers and insurers, respectively; amending s. 627.756, F.S.; providing for the award of costs and attorney fees in certain actions; amending ss. 475.01, 475.611, 517.191, 624.123, 624.488, 627.062, 627.401, 627.441, 627.727, 627.736,

and 628.6016, F.S.; conforming cross-references and provisions to changes made by the act; repealing ss. 631.70 and 631.926, F.S., relating to attorney fees; amending s. 632.638, F.S.; conforming a cross-reference; providing a directive to the Division of Law Revision; providing applicability and construction; providing an effective date.

MOTIONS

On motion by Senator Mayfield, the time of adjournment was extended until completion of the Special Order Calendar, Bills on Third Reading, announcements, and motions.

The vote was:

Yeas—16

Berman	Gruters	Powell
Book	Jones	Rouson
Bradley	Martin	Thompson
Brodeur	Osgood	Torres
Davis	Pizzo	
Grall	Polsky	

Nays—23

Madam President	Calatayud	Perry
Albritton	Collins	Rodriguez
Avila	DiCeglie	Simon
Baxley	Harrell	Stewart
Boyd	Hooper	Trumbull
Broxson	Hutson	Wright
Burgess	Ingoglia	Yarborough
Burton	Mayfield	

Senator Berman moved the following amendment which failed:

Amendment 2 (129080) (with title amendment)—Between lines 635 and 636 insert:

(5) ADMISSIBLE EVIDENCE OF LIABILITY INSURANCE AND POLICY LIMITS.—If evidence of a claimant’s health care coverage is admitted into evidence pursuant to subsection (2) or subsection (4), evidence of the existence of liability insurance and liability insurance policy limits of each defendant is also admissible.

And the title is amended as follows:

Delete line 29 and insert: necessary cost of medical care; providing that evidence of the existence of liability insurance and liability insurance policy limits of each defendant is admissible under certain circumstances; creating s. 768.0701,

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 SB 130—A bill to be entitled An act relating to domestic violence; providing a short title; amending s. 61.13, F.S.; requiring the court with jurisdiction over the proceeding to consider certain factors in deciding whether shared parental responsibility is detrimental to the child; making technical and conforming changes; providing additional conduct regarding domestic violence which the court must consider when ordering a parenting plan; amending s. 741.30, F.S.; providing an additional factor that the court must consider in determining whether a petitioner of a domestic violence injunction is in imminent danger; conforming a provision to changes made by the act; providing an effective date.

—was read the second time by title.

CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **CS for CS for SB 130**.

Yeas—34

Madam President	Davis	Polsky
Albritton	DiCeglie	Powell
Avila	Grall	Rodriguez
Baxley	Gruters	Rouson
Boyd	Hooper	Simon
Bradley	Ingoglia	Stewart
Brodeur	Jones	Thompson
Broxson	Martin	Torres
Burgess	Mayfield	Trumbull
Burton	Osgood	Wright
Calatayud	Perry	
Collins	Pizzo	

Nays—None

On motion by Senator Berman, by two-thirds vote, **CS for CS for SB 130** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough

Nays—None

CS for SB 242—A bill to be entitled An act relating to fiscal accountability; amending s. 215.985, F.S.; requiring state entities to post any documents submitted on the contract tracking system which indicate the use of state funds as remuneration under certain contracts, beginning on a specified date; deleting a provision requiring state entities to publish payments on the contract tracking system; amending s. 216.1366, F.S.; requiring that contracts for services executed, amended, or extended beginning on a specified date require contractors to provide specified documentation to be included in the contract tracking system and posted to the contractor’s website, if applicable; defining terms; providing an effective date.

—was read the second time by title. On motion by Senator Avila, by two-thirds vote, **CS for SB 242** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough

Nays—None

MOTIONS

On motion by Senator Broxson, Senate Rule 2.39 was waived for all bills on the agenda to be considered by the Committee on Appropriations on Tuesday, March 28, 2023:

- The deadline for filing main amendments to any bill on the agenda is 1:00 p.m., Friday, March 24, 2023.
- The deadline for filing adhering amendments to any bill on the agenda is 1:00 p.m., Monday, March 27, 2023.
- All amendments to the General Appropriations Bill must be balanced as explained.

BILLS ON SPECIAL ORDERS

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 22, 2023: SB 274, CS for SM 160, CS for CS for SB 202, CS for SB 234, CS for CS for SB 236, CS for CS for SB 130, CS for SB 242.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

REPORTS OF COMMITTEES

The Appropriations Committee on Criminal and Civil Justice recommends the following pass: SB 62

The Appropriations Committee on Education recommends the following pass: SB 244

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: SB 1020

The bill was referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 414

The bill was referred to the Appropriations Committee on Criminal and Civil Justice under the original reference.

The Committee on Education Postsecondary recommends the following pass: SB 750; SB 1060; SB 1654

The bills were referred to the Appropriations Committee on Education under the original reference.

The Committee on Community Affairs recommends the following pass: SB 1614

The bill was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Ethics and Elections recommends the following pass: SJR 1066

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1310

The Committee on Judiciary recommends the following pass: SB 10

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

The Committee on Judiciary recommends the following pass: SB 1442

The Committee on Regulated Industries recommends the following pass: SB 1028

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

The Committee on Judiciary recommends the following pass: SB 4

The bill was referred to the Committee on Education Pre-K -12 under the original reference.

The Committee on Community Affairs recommends the following pass: SB 974

The Committee on Regulated Industries recommends the following pass: SB 1450

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

The Appropriations Committee on Criminal and Civil Justice recommends the following pass: CS for SB 486

The Appropriations Committee on Education recommends the following pass: CS for SB 290; CS for SB 936

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

The Committee on Community Affairs recommends the following pass: SB 540

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

The Committee on Community Affairs recommends the following pass: SB 1666

The bill was referred to the Committee on Military and Veterans Affairs, Space, and Domestic Security under the original reference.

The Committee on Community Affairs recommends the following pass: CS for SB 494

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 596; CS for SB 598; CS for SB 664; SB 892; SB 1616

The Committee on Judiciary recommends the following pass: SB 542; SB 708; SB 1220; SB 1438

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends the following pass: CS for SB 732; SM 1382

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

The Committee on Rules recommends the following pass: CS for CS for SB 226; SM 848; SM 1036; SB 1210

The bills were placed on the Calendar.

The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 1010; SB 1412

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

The Committee on Transportation recommends committee substitutes for the following: SB 96; SB 838; SB 1070; SB 1250; SB 1532

The bills with committee substitute attached were referred to the Appropriations Committee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 600

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 764

The Committee on Transportation recommends a committee substitute for the following: SB 712

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 Ethics and Elections recommends committee substitutes for the following: SB 1110; SB 1372

The Committee on Transportation recommends a committee substitute for the following: SB 760

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 Transportation recommends a committee substitute for the following: SB 1258

The bill with committee substitute attached was referred to the Committee on Environment and Natural Resources under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 1676

The Appropriations Committee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: CS for SB 588

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1278

The bill with committee substitute attached was 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 870

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: CS for SB 538

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 a committee substitute for the following: SB 164

The bill with committee substitute attached was placed on the Calendar.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Bills 7000-7024—Previously introduced.

By the Appropriations Committee on Education—

SB 7026—A bill to be entitled An act relating to higher education finances; amending s. 1001.706, F.S.; requiring the Board of Governors to develop regulations for university boards of trustees relating to contracting for the construction of new facilities or for work on existing facilities; amending s. 1009.26, F.S.; authorizing a state university to waive the out-of-state fee for a student who is an intercollegiate athlete receiving a scholarship; amending ss. 1011.45 and 1013.841, F.S.; revising the list of authorized expenditures that may be included in a carry forward spending plan for state universities and Florida College System institutions, respectively; amending s. 1012.976, F.S.; revising a limitation on compensation for state university employees; amending s. 1013.45, F.S.; providing that certain educational facility contracting and construction techniques applicable to school districts also apply to Florida College System institutions; amending s. 1013.64, F.S.; deleting cost and size limitations applicable to minor facilities; providing an effective date.

—was referred to the Committee on Appropriations.

By the Appropriations Committee on Health and Human Services—

SB 7028—A bill to be entitled An act relating to trust funds; amending s. 20.425, F.S.; creating the State Opioid Settlement Trust Fund within the Agency for Health Care Administration; providing the purpose of the trust fund; specifying the funding source for the trust fund; providing for the reversion of certain funds to the Department of Financial Services Opioid Settlement Clearing Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committee on Appropriations.

By the Appropriations Committee on Health and Human Services—

SB 7030—A bill to be entitled An act relating to trust funds; amending s. 20.195, F.S.; creating the State Opioid Settlement Trust Fund within the Department of Children and Families; providing the purpose of the trust fund; specifying the funding source for the trust fund; providing for the reversion of certain funds to the Department of Financial Services Opioid Settlement Clearing Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committee on Appropriations.

By the Appropriations Committee on Health and Human Services—

SB 7032—A bill to be entitled An act relating to trust funds; amending s. 20.435, F.S.; creating the State Opioid Settlement Trust

Fund within the Department of Health; providing the purpose of the trust fund; specifying the funding source for the trust fund; providing for the reversion of certain funds to the Department of Financial Services Opioid Settlement Clearing Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committee on Appropriations.

By the Appropriations Committee on Criminal and Civil Justice—

SB 7034—A bill to be entitled An act relating to trust funds; creating s. 944.74, F.S.; creating the Opioid Settlement Trust Fund within the Department of Corrections; providing the purpose of the trust fund; providing sources of funds; providing for the reversion of funds in the Opioid Settlement Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committee on Appropriations.

By the Appropriations Committee on Criminal and Civil Justice—

SB 7036—A bill to be entitled An act relating to trust funds; creating s. 985.693, F.S.; creating the Opioid Settlement Trust Fund within the Department of Juvenile Justice; providing the purpose of the trust fund; providing sources of funds; providing for the reversion of funds in the Opioid Settlement Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committee on Appropriations.

By the Appropriations Committee on Criminal and Civil Justice—

SB 7038—A bill to be entitled An act relating to trust funds; creating s. 943.368, F.S.; creating the Opioid Settlement Trust Fund within the Department of Law Enforcement; providing the purpose of the trust fund; providing sources of funds; providing for the reversion of funds in the Opioid Settlement Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was referred to the Committee on Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Transportation; and Senator DiCeglie—

CS for SB 96—A bill to be entitled An act relating to transportation-related facility designations; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

By the Committee on Rules; and Senators Polsky, Berman, and Book—

CS for SB 164—A bill to be entitled An act relating to controlled substance testing; amending s. 893.145, F.S.; revising the definition of the term “drug paraphernalia” to exclude certain narcotic-drug-testing products; providing an effective date.

By the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Children, Families, and Elder Affairs; and Senator Trumbull—

CS for CS for SB 538—A bill to be entitled An act relating to provisional child care licensing; amending s. 402.309, F.S.; requiring a local licensing agency or the Department of Children and Families, as applicable, to issue a provisional license or registration for a family day care home under certain circumstances; providing an effective date.

By the Appropriations Committee on Transportation, Tourism, and Economic Development; the Committee on Transportation; and Senator Rodriguez—

CS for CS for SB 588—A bill to be entitled An act relating to enforcement of school zone speed limits; amending s. 316.003, F.S.; revising the definition of the term “local hearing officer”; defining the term “speed detection system”; amending s. 316.008, F.S.; authorizing a county or municipality to enforce the speed limit in a school zone during specified periods through the use of a speed detection system; providing a rebuttable presumption; authorizing a county or a municipality to install, or contract with a vendor to install, speed detection systems in school zones; amending s. 316.0776, F.S.; specifying conditions for the placement or installation of speed detection systems; requiring the Department of Transportation to establish certain specifications by a specified date; requiring counties and municipalities that install speed detection systems in school zones to provide certain notice to the public; specifying signage requirements; requiring counties and municipalities that have never conducted a speed detection system program to make a public announcement and conduct a public awareness campaign before commencing enforcement under the program; limiting penalties in effect during the public awareness campaign; creating s. 316.1894, F.S.; requiring local governments to use funds generated from a certain program for school crossing guard recruitment and retention; providing that the law enforcement agency in the local government administering the program has certain discretion regarding designing and managing the program; creating s. 316.1896, F.S.; authorizing counties and municipalities to authorize traffic infraction enforcement officers to issue traffic citations for certain violations; requiring certain violations to be evidenced by a speed detection system; providing construction; specifying notification requirements and procedures; authorizing a person who receives a notification of violation to request a hearing within a specified timeframe; defining the term “person”; providing for the waiver of a challenge or dispute as to the delivery of the notification of violation; requiring counties and municipalities to pay certain funds to the Department of Revenue; providing for the distribution of funds; specifying requirements for issuance of a traffic citation; providing for the waiver of a challenge or dispute as to the delivery of the traffic citation; specifying notification requirements and procedures; specifying that the registered owner of a motor vehicle is responsible and liable for paying a traffic citation; providing exceptions; requiring an owner of a motor vehicle to furnish an affidavit under certain circumstances; specifying requirements for such affidavit; requiring the county or municipality to dismiss the notice or citation and provide proof such dismissal under certain circumstances; requiring the county or municipality to notify the registered owner that the notice or citation will not be dismissed under certain circumstances; authorizing the county or municipality to issue a certain person a notification of violation; providing that the affidavit is admissible in a proceeding for the purpose of proving who was operating the motor vehicle at the time of the violation; providing that the owner of a leased vehicle is not responsible for paying a traffic citation or submitting an affidavit; specifying a timeframe for a county or a municipality to issue a notification under certain circumstances; requiring certain persons to issue an affidavit; providing a criminal penalty for submitting a false affidavit; providing that certain photographs or videos and evidence of speed are admissible in certain proceedings; providing a rebuttable presumption; providing construction; specifying requirements and procedures for hearings; providing procedures for appeal; prohibiting speed detection systems in school zones from being capable of automated or user-controlled remote surveillance; providing that certain recorded photographs or videos may be used only for a certain purpose; requiring certain photographs or video to be destroyed within a certain timeframe; requiring the vendor of a speed detection system to provide certain written notice; providing that certain registered motor vehicle information may be used only for certain purposes; requiring counties and municipalities that operate a speed detection system to submit a certain report to the department; requiring the department to provide a certain report to the Legislature; amending s. 316.1906, F.S.; revising the definition of the term “officer”; exempting a speed detection system from the design requirements for radar units; specifying requirements for speed detection systems; requiring a law enforcement agency and its agents operating a speed detection system to maintain a log of results of the system’s self-tests; requiring a law enforcement agency and its agents to perform independent calibration tests of such systems within a specified timeframe; providing for the admissibility of certain evidence in certain proceedings; amending s. 318.18, F.S.; providing a civil penalty for a

certain speed limit violation; amending s. 322.27, F.S.; prohibiting points from being imposed against a driver license for certain infractions enforced by a traffic infraction enforcement officer; prohibiting such infractions from being used to set motor vehicle insurance rates; amending s. 316.306, F.S.; conforming a cross-reference; amending s. 316.640, F.S.; conforming a provision to changes made by the act; amending s. 316.650, F.S.; conforming provisions to changes made by the act; requiring the chief administrative officer to provide certain data within 5 business days; amending ss. 318.14, 318.21, and 655.960, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

By the Committee on Judiciary; and Senator Martin—

CS for SB 600—A bill to be entitled An act relating to an assignment for the benefit of creditors; amending s. 727.101, F.S.; revising legislative intent; amending s. 727.104, F.S.; revising requirements for the commencement of proceedings for general assignments; authorizing courts to determine compliance with a specified rule; amending s. 727.105, F.S.; authorizing assignees to rely on certain orders, judgments, decrees, rules, and documents; specifying that the assignee is not personally liable for certain good faith compliance, acts, or omissions; limiting the assets a creditor or other party in interest may pursue in an action against an assignee; providing requirements for a creditor or other party in interest in certain actions against an assignee; providing requirements for claims against an assignee or any agent or professional of the assignee; providing construction; amending s. 727.106, F.S.; excluding certain creditors from being required to turn over assets of the estate upon notice of an assignment proceeding; amending s. 727.110, F.S.; requiring assignees to serve a copy of a notice of rejection by negative notice; authorizing the court to specify an effective date of rejection in its order of rejection; providing an effective date.

By the Committee on Transportation; and Senators Avila and Garcia—

CS for SB 712—A bill to be entitled An act relating to motor vehicle sales; amending s. 320.60, F.S.; revising and providing definitions; amending s. 320.605, F.S.; providing legislative intent; amending s. 320.64, F.S.; prohibiting an applicant or a licensee from certain actions in the allocation or distribution of motor vehicles to franchised motor vehicle dealers; revising the definition of the term “unfair”; prohibiting applicants and licensees from engaging in certain activities of motor vehicle dealers; authorizing an applicant, a licensee, or their common entity to sell or activate certain motor vehicle accessories or features through remote electronic transmission; providing for revenue-sharing regarding such sale or activation; providing for the calculation of the dealer margin structure; providing applicability; amending s. 320.642, F.S.; conforming cross-references; amending s. 320.645, F.S.; revising provisions prohibiting a manufacturer, a distributor, or an importer from owning, operating, or controlling a motor vehicle dealership in this state; specifying when certain licenses may be and are prohibited from being issued; revising exceptions to certain prohibitions on licensees; providing applicability; providing that a motor vehicle dealer association has standing to intervene under certain circumstances; making technical changes; deleting the definition of the term “independent person”; conforming cross-references; amending s. 320.67, F.S.; requiring the Department of Highway Safety and Motor Vehicles to conduct an inquiry relating to certain written complaints; providing purposes of the department’s use of a subpoena; authorizing the department to allow a written response to the complaint; requiring the department to commence the inquiry by a certain timeframe; requiring the department to provide a certain written response to the complainant by a certain date; requiring the department to take certain action if the department determines that a licensee violated certain statutes; authorizing a motor vehicle dealer association to file an administrative action regarding such complaint in certain circumstances; providing construction; amending ss. 681.102 and 681.113, F.S.; conforming cross-references; providing an effective date.

By the Committee on Transportation; and Senator Perry—

CS for SB 760—A bill to be entitled An act relating to wrecker and towing-storage operators; amending s. 321.051, F.S.; prohibiting the

Division of the Florida Highway Patrol from excluding wrecker operators from the wrecker operator system or from being designated as an authorized wrecker operator based solely on a prior felony conviction; providing an exception; amending s. 713.78, F.S.; defining the term “towing-storage operator”; authorizing a towing-storage operator to charge certain fees; providing that a lien can only be placed on specified fees; requiring a towing-storage operator to accept specified payment methods; removing certain requirements for law enforcement agencies and the Department of Highway Safety and Motor Vehicles; revising the timeframe in which certain unclaimed vehicles or vessels may be sold; specifying that a vehicle is considered a motor vehicle for certain purposes; revising the timeframe in which a notice of lien must be sent for certain unclaimed vehicles or vessels; revising the timeframe in which a towing-storage operator must provide certain notice to the public agency of jurisdiction; requiring that such notice be sent by certified mail; requiring the posting of a bond or other security be done in a specified manner; revising the timeframe in which public notice of the sale of a vehicle or vessel must be published; restricting the imposition of storage charges under certain circumstances; revising provisions regarding permission to inspect vehicle or vessel; providing means by which a rental car company may appoint its agent; providing when a vehicle must be made available for inspection; requiring a towing-storage operator to maintain certain records for a specified period of time; providing the exclusive remedy for certain liens; conforming cross-references; making technical changes; amending s. 559.917, F.S.; providing procedures and requirements for acquiring a bond to release certain liens; providing definitions; amending ss. 83.19, 83.805, 677.210, and 715.07 F.S.; conforming provisions to changes made by the act; amending s. 715.07, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Criminal Justice; and Senator Simon—

CS for SB 764—A bill to be entitled An act relating to interference with sporting or entertainment events; creating s. 871.05, F.S.; providing definitions; prohibiting certain actions during covered sporting and entertainment events; providing criminal penalties; prohibiting profiting from violations; providing for seizure and forfeiture of specified assets; providing an effective date.

By the Committee on Transportation; and Senator Collins—

CS for SB 838—A bill to be entitled An act relating to proceeds funding motorcycle safety education; amending s. 320.08, F.S.; requiring that the motorcycle safety education fee be used for a safety and education program administered by a certain not-for-profit corporation; providing requirements of the administrator of such program; requiring the Department of Highway Safety and Motor Vehicles to enter into a certain contract for a specified purpose; specifying the requirements of the safety awareness and education programs; requiring the administrator of the programs to file an annual report with the Legislature; amending s. 320.086, F.S.; conforming cross-references; requiring the department to select an administrator and enter into a contract by a specified date; requiring the department to transmit the safety education fee to the program administrator quarterly; specifying the first payment date; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Burton and Garcia—

CS for SB 870—A bill to be entitled An act relating to surrendered newborn infants; amending s. 383.50, F.S.; revising the definition of the term “newborn infant”; defining the term “newborn infant safety device”; authorizing certain hospitals, emergency medical services stations, and fire stations to use newborn infant safety devices to accept surrendered newborn infants if the device meets specified criteria; requiring such hospitals, emergency medical services stations, and fire stations to monitor the inside of the device 24 hours per day and physically check and test the devices at specified intervals; providing additional requirements for certain fire stations using such devices; conforming provisions to changes made by the act; authorizing a parent to leave a newborn infant with medical staff or a licensed health care professional at a hospital after the delivery of the newborn infant under certain circumstances; conforming provisions to changes made by the act; authorizing a parent to surrender a newborn infant by calling 911

and requesting an emergency medical services provider to meet at a specified location to retrieve the newborn infant; requiring the parent to stay with the newborn infant until the emergency medical services provider arrives; amending s. 63.0423, F.S.; conforming a cross-reference; making conforming changes; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Gruters—

CS for SB 1010—A bill to be entitled An act relating to substance abuse and mental health services; amending s. 397.487, F.S.; specifying the purpose of certain inspections by credentialing entities; revising authorizations relating to onsite monitoring of certified recovery residences by credentialing entities; revising requirements relating to the removal and replacement of certified recovery residence administrators; revising requirements relating to credentialing entities denying, revoking, or suspending certifications or imposing sanctions on a recovery residence; requiring credentialing entities to keep specified records and make such records available to the Division of Administrative Hearings upon request; amending s. 397.4871, F.S.; authorizing credentialing entities to approve certain certified recovery residence administrators to actively manage up to a specified number of residents if certain requirements are met; prohibiting certain certified recovery residence administrators who have been removed from a recovery residence from continuing to actively manage more than a specified number of residents without being reapproved by a credentialing entity; providing an effective date.

By the Committee on Transportation; and Senator Hooper—

CS for SB 1070—A bill to be entitled An act relating to license taxes; amending s. 320.08001, F.S.; defining the terms “electric vehicle” and “plug-in hybrid vehicle”; conforming a provision to changes made by the act; imposing specified additional annual license taxes on electric vehicles; increasing such tax at a certain time; imposing specified additional annual license tax on plug-in hybrid electric vehicles; increasing such tax at a certain time; authorizing persons and entities to biennially renew vehicle registrations for electric vehicles and plug-in hybrid electric vehicles; providing for the distribution of proceeds from the additional license taxes; specifying requirements for the use of the proceeds by local governments; providing that certain vehicles are exempt from specified license taxes; providing applicability; amending s. 320.07, F.S.; conforming provisions to changes made by the act; providing for future expiration; providing an effective date.

By the Committee on Ethics and Elections; and Senator Ingoglia—

CS for SB 1110—A bill to be entitled An act relating to term limits; creating s. 124.012, F.S.; establishing term limits for county commissioners; providing for construction; amending s. 1001.35, F.S.; revising term limits for district school board members; providing an effective date.

By the Committee on Transportation; and Senator DiCeglie—

CS for SB 1250—A bill to be entitled An act relating to the Department of Transportation; amending s. 287.057, F.S.; revising the contractual services and commodities that are not subject to specified competitive-solicitation requirements; amending s. 288.9606, F.S.; providing construction regarding the proceeds of bonds of the Florida Development Finance Corporation; revising purposes for which the corporation may, without certain authorization from a public agency, issue revenue bonds or other evidence of indebtedness; amending s. 311.101, F.S.; authorizing the department to provide up to 100 percent of project costs for certain eligible projects in rural areas of opportunity; amending s. 316.0777, F.S.; defining the term “law enforcement agency”; authorizing installation of an automated license plate recognition system within the right-of-way of any road on the State Highway System for a specified purpose; providing that such installations are solely within the department’s discretion and must be in accordance with placement and installation guidelines developed by the department; requiring removal of such a system within a specified timeframe at the expense of the requesting law enforcement agency upon notification by the department; providing that the department is not liable for any

damages resulting from the requesting law enforcement agency’s operation of such a system; providing for a maximum period of retention of certain records generated through the use of an automated license plate recognition system; amending s. 332.007, F.S.; authorizing the department, subject to the availability of appropriated funds, to fund certain projects at specified publicly owned, publicly operated airports with no scheduled commercial service; providing prioritization criteria; providing for allocation of any remaining funds; amending s. 330.29, F.S.; requiring that department rules governing public airport site approval include a specified requirement relating to a memorandum of understanding or letter of agreement regarding air traffic pattern separation procedures between specified parties; providing applicability; amending s. 334.044, F.S.; revising the department’s powers and duties; amending s. 337.11, F.S.; increasing the maximum cost of contracts for construction and maintenance the department may enter into without advertising and receiving competitive bids; amending s. 339.135, F.S.; abrogating the expiration of provisions authorizing the approval of certain work program amendments submitted by the department; amending s. 341.052, F.S.; requiring that public transportation development plans of eligible providers of public transit block grants be consistent with the long-range transportation plans of the metropolitan planning area in which the providers are located; amending s. 341.071, F.S.; revising requirements of annual public transit provider reports; requiring each public transit provider to publish on its website, rather than in the local newspaper, certain performance measures; repealing part IV of ch. 348, F.S., relating to the Santa Rosa Bay Bridge Authority; transferring the governance and control of the Santa Rosa Bay Bridge Authority to the department; transferring the remaining assets, facilities, property, and property rights of the authority to the department; providing that the department succeeds to all powers of the authority; authorizing the department to review other contracts, financial obligations, and contractual obligations and liabilities of the authority and to assume legal liability for such obligations determined by the department to be necessary for the continued operation of the bridge system; authorizing the department to transfer the bridge system, or any portion thereof, to become part of the turnpike system; providing effective dates.

By the Committee on Transportation; and Senators Trumbull, Burgess, Gruters, and Ingoglia—

CS for SB 1258—A bill to be entitled An act relating to the use of phosphogypsum; amending s. 336.044, F.S.; authorizing the Department of Transportation to undertake demonstration projects using phosphogypsum in road construction aggregate material to determine its feasibility as a paving material; creating s. 337.02611, F.S.; requiring the department to conduct a study on the suitability of using phosphogypsum as a construction aggregate material; providing requirements for the study; providing that such materials may be used as a construction aggregate material in accordance with specified regulations if the department determines it suitable for such use; amending s. 403.7045, F.S.; prohibiting phosphogypsum from being regulated as solid waste if used in accordance with an allowed use under specified federal regulations and approvals; providing that phosphogypsum may be placed in stack systems permitted by the department; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Simon and Rouson—

CS for SB 1278—A bill to be entitled An act relating to direct-support organizations of the Department of Children and Families; amending s. 402.57, F.S.; authorizing the Department of Children and Families to establish a direct-support organization for a specified purpose; specifying criteria for the direct-support organization; requiring the direct-support organization to operate under written contract with the department; providing requirements for the contract; requiring the Secretary of Children and Families to appoint a board of directors for the direct-support organization; providing for appointment of board members; authorizing the department to allow the direct-support organization to use, without charge, the department’s fixed property, facilities, and personnel services, subject to certain requirements; defining the term “personnel services”; authorizing the direct-support organization to collect, expend, and provide funds for specified purposes; prohibiting the use of such funds for lobbying purposes; authorizing moneys to be held in a separate depository account in the name of

the direct-support organization, subject to certain requirements; requiring the direct-support organization to provide for annual audits; providing for future repeal; providing an effective date.

By the Committee on Ethics and Elections; and Senator Ingoglia—

CS for SB 1372—A bill to be entitled An act relating to political advertisements for nonpartisan office; amending s. 97.021, F.S.; revising the definition of the term “nonpartisan office”; amending s. 106.143, F.S.; requiring that a political advertisement paid for by a candidate for nonpartisan office include a certain statement; deleting provisions that prohibit political advertisements for candidates running for nonpartisan office from disclosing the candidates’ political party affiliation and that prohibit such candidates from campaigning based on party affiliation; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Bradley—

CS for SB 1412—A bill to be entitled An act relating to mental health; amending s. 394.461, F.S.; authorizing the Department of Children and Families to issue a conditional designation for up to a certain number of days to allow the implementation of certain corrective measures by receiving facilities, treatment facilities, and receiving systems; amending s. 916.107, F.S.; requiring the sheriff to administer or to permit the department to administer the appropriate psychotropic medication to forensic clients before admission to a state mental health treatment facility; amending s. 916.12, F.S.; revising what an expert is required to specifically report on for recommended treatment for a defendant to attain competence to proceed, if the expert finds that a defendant is incompetent to proceed; providing report requirements; amending s. 916.13, F.S.; revising the circumstances under which every defendant who is charged with a felony and who is adjudicated incompetent to proceed may be involuntarily committed for treatment upon specified findings by the court; requiring a court to review the examining expert’s report before issuing a commitment order; decreasing the timeframe in which an administrator or his or her designee is required to file a certain report with the court; requiring that a defendant be transported to the committing court’s jurisdiction within a certain number of days after certain occurrences; requiring that the referring mental health facility transfer the defendant with medication and assist in discharge planning with medical teams at the receiving county jail to ensure continuity of care; reenacting ss. 394.658(1)(a), 916.106(9), and 916.17(1) and (2), F.S., relating to the Criminal Justice, Mental Health, and Substance Abuse Reinvestment Grant Program requirements; the definition of the term “forensic client” or “client”; and conditional release; respectively, to incorporate the amendment made to s. 916.13, F.S., in references thereto; providing an effective date.

By the Committee on Transportation; and Senators Burgess and Collins—

CS for SB 1532—A bill to be entitled An act relating to regional transportation planning; providing legislative findings and intent; requiring the Department of Transportation, or its consultant, to conduct a study regarding the potential dissolution or transfer of the governance, staff, operations, funding, and facilities of the Hillsborough Area Regional Transit Authority; specifying requirements of the study; requiring the department to submit a report to the Governor and Legislature by a specified date; providing an effective date.

By the Committee on Agriculture; and Senators Burton and Rodriguez—

CS for SB 1676—A bill to be entitled An act relating to hemp; amending s. 500.03, F.S.; revising the definition of the term “food”; providing that hemp extract is considered a food subject to certain requirements; amending s. 581.217, F.S.; revising legislative findings for the state hemp program; revising and defining terms; revising the requirements that hemp extract must meet before being distributed and sold in this state; providing that hemp extract may only be sold to businesses in this state which meet certain permitting requirements; providing that hemp extract distributed or sold in this state must meet certain requirements; prohibiting products intended for human ingestion

which contain hemp extract from being sold to persons under a specified age; providing a requirement for products intended for human ingestion or inhalation; requiring the Department of Agriculture and Consumer Services to adopt rules; removing obsolete provisions; reenacting s. 893.02(3), F.S., relating to the definition of the term “cannabis,” to incorporate the amendment made to s. 581.217, F.S., in a reference thereto; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Criminal Justice; and Senator Simon—

CS for SB 764—A bill to be entitled An act relating to interference with sporting or entertainment events; creating s. 871.05, F.S.; providing definitions; prohibiting certain actions during covered sporting and entertainment events; providing criminal penalties; prohibiting profiting from violations; providing for seizure and forfeiture of specified assets; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Criminal Justice; and Senator Martin—

CS for SB 1334—A bill to be entitled An act relating to battery by strangulation; creating s. 784.031, F.S.; prohibiting battery by strangulation; providing applicability; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offense on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Appropriations Committee on Criminal and Civil Justice; and the Committee on Rules.

By the Committee on Criminal Justice; and Senators Martin and Book—

CS for SB 1342—A bill to be entitled An act relating to capital sexual battery; amending s. 794.011, F.S.; revising how certain capital felonies are punished; requiring that specified procedures be followed to determine a sentence of death or life imprisonment without the possibility of parole in specified capital felony cases; requiring a prosecutor to give certain notice if he or she intends to seek the death penalty; providing notice requirements; creating s. 921.1425, F.S.; providing legislative findings and intent; requiring a court to conduct a separate sentencing proceeding to determine whether a defendant should be sentenced to death or life imprisonment without the possibility of parole upon the defendant’s conviction or adjudication of guilt for a capital felony; providing proceeding requirements; authorizing the presentation of certain evidence during such proceedings; requiring a jury to make specified determinations, findings, and recommendations; requiring a recommendation to the court of a sentence of death if at least eight jurors determine that the defendant should be sentenced to death; requiring a recommendation to the court of a sentence of life imprisonment without the possibility of parole if fewer than eight jurors determine that the defendant should be sentenced to death; requiring the court to impose the jury’s recommended sentence if the recommendation is for a sentence of life imprisonment without the possibility of parole; authorizing the court to impose a sentence of life imprisonment without the possibility of parole or a sentence of death if the recommended sentence is for death; authorizing the court to impose a sentence of death only if the jury unanimously finds at least two aggravating factors beyond a reasonable doubt; requiring a court to enter a written order addressing specified information; specifying that a judgment of conviction and sentence of death is subject to automatic review by the Florida Supreme Court; specifying aggravating factors; specifying mitigating circumstances; authorizing the prosecution to introduce and argue victim impact evidence to the jury; providing construction; providing applicability; amending s. 921.141, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

ENROLLING REPORTS

SB 32, SB 34, SB 36, SB 38, SB 40, SB 42, and SB 44 have been enrolled, signed by the required constitutional officers, and presented to the Governor on March 22, 2023.

Tracy C. Cantella, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 15 and March 21 were corrected and approved.

CO-INTRODUCERS

Senators Book—SB 4, SB 164, SB 224, SM 848, SB 914; Burgess—SB 224; Garcia—SB 326, SB 338, SB 340; Gruters—SB 474; Perry—SM 848; Pizzo—SB 224; Polsky—SB 178; Powell—SB 224; Rouson—SB 178, SB 224; Torres—SB 706; Trumbull—SB 224

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 6:42 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:30 p.m., Thursday, March 23 or upon call of the President.



Journal of the Senate

Number 7—Regular Session

Thursday, March 23, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 1:30 p.m. A quorum present—38:

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingolia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough
Collins	Perry	

Excused: Senators Avila and Garcia

PRAYER

The following prayer was offered by Major Charlotte Gargis, Salvation Army of Lee, Hendry, and Glades Counties, Fort Myers:

Good afternoon gracious, heavenly Father. Thank you for this gift of today. As we gather together, we turn our thoughts and prayers to you. Guide us, each one, as our elected representatives of the Florida Senate meet and continue their work during this session. We ask for your spirit's guidance and wisdom to be with them and your will be done. We ask for your blessings on our Senate President, Kathleen Passidomo, and for her colleagues of this body who are with us and who have assumed the people's trust to represent them.

As our communities in this wonderful land continue to recover from Ian, we know that you are with them. Please be with them and help restore that which was lost and those whom have been lost, we mourn and we know that you will comfort. Let us not forget those that are still continuing and work together to help make them whole again. Let all of us be instruments of peace, comfort, care, concern, and assistance to dispel loneliness, fear, and frustration. As we see another storm season on the horizon, unite us in care for one another as we prepare.

We live in challenging times. Our challenges can be overcome with your spirit's inspiration and strength. For when we are weak, you are strong. We ask you to pour out your grace and your favor upon this

state, our Florida. These members of the Florida Senate have answered the call of public service for governance of this wonderful state—a community diverse yet united in so many ways. Continue to guide our leaders during these times. Unite them in your love and your mission for our most precious resource—the people of this state. Continue to inspire them with your spirit to guide and invest in the future of our young people with education. As in all things, we also turn to you to answer the needs of the vulnerable, the elderly, and those in need of your healing touch. Continue to inspire our Senators as we continue to provide a land of prosperity, opportunity, hope, and liberty for all Floridians.

Finally, bless and be with all our servant leaders of this state and all those who hold office at all levels of government in our land. For with your grace, together we can do good and great things for your people. In your mighty name, we pray. Amen.

PLEDGE

Senate Pages, Henry Bryan of Jacksonville; Chelsey Hostetter of Bristol; and McClaine Ulrich 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 Winchester of Gainesville, sponsored by Senator Perry, as the doctor of the day. Dr. Winchester specializes in cardiology.

BILLS ON THIRD READING

CS for CS for CS for CS for HB 1—A bill to be entitled An act relating to education; amending ss. 11.45, 212.099, and 327.371, F.S.; conforming cross-references; amending s. 1002.01, F.S.; defining the term “personalized education program”; amending s. 1002.394, F.S.; providing and revising definitions; revising student eligibility and ineligibility requirements for the Family Empowerment Scholarship Program; revising the approved uses of scholarship funds; providing that certain scholarships remain in force until certain criteria are met; requiring the closure of a scholarship account and the reversion of funds to the state under certain circumstances; authorizing reimbursements for certain expenditures until certain criteria are met; revising obligations of school districts, the Department of Education, private schools, and eligible nonprofit scholarship-funding organizations; revising responsibilities of parents; requiring scholarship funds to be deposited by funds transfers rather than through warrant endorsement; requiring certain criteria to be met before the funding of certain scholarships; revising provisions for the calculation of an award amount for certain students; prohibiting the transfer of funds to an eligible student's account under certain conditions; deleting obsolete language; conforming provisions and cross-references to changes made by the act; amending s. 1002.395, F.S.; providing and revising definitions; revising student eligibility and ineligibility requirements for the Florida Tax Credit Scholarship Program; revising obligations of eligible nonprofit scholarship-funding organizations and the department; establishing certain limitations on the number of scholarships funded through the program; revising the approved uses of scholarship funds; revising requirements for the use of certain contributions for administrative expenses; revising the amount of funds that must be awarded through scholarships; requiring the development of specified guidelines; authorizing organizations to require the use of an online platform for specified purchases so long as such use does not limit specified choices; requiring an organization to provide reimbursement in specified circumstances; requiring organizations to submit specified quarterly reports; revising responsi-

bilities of parents; requiring scholarship funds to be deposited by funds transfers rather than through warrant endorsement; requiring the department to annually publish a list of specified tests; revising the requirements of a specified annual report; requiring the department to notify school districts of specified estimates; prohibiting the transfer of funds to an eligible student's account under certain conditions; providing that certain scholarships remain in force until certain criteria are met; authorizing reimbursements for certain expenditures until certain criteria are met; requiring the closure of a scholarship account and the reversion of funds to the state under certain circumstances; requiring the Office of Independent Education and Parental Choice to provide a specified number of application periods for specified purposes; deleting obsolete language; conforming provisions and cross-references to changes made by the act; amending s. 1002.40, F.S.; conforming cross-references; amending s. 1002.421, F.S.; revising the eligibility criteria and obligations of private schools participating in certain educational scholarship programs; revising the criteria for the Commissioner of Education to permanently deny or revoke the authority of certain individuals to establish or operate a private school in the state; authorizing the commissioner to include specified individuals on a specified disqualification list; authorizing such individuals to be removed from such list if they provide specified reimbursements; conforming cross-references; creating s. 1002.44, F.S.; authorizing public schools, including charter schools, to enroll certain students on a part-time basis; providing funding for such students; prohibiting certain students from being reported for funding; providing that such students are not considered to be in regular attendance at such schools; amending s. 1003.01, F.S.; conforming provisions and cross-references to changes made by the act; requiring the State Board of Education to develop and recommend to the Governor and the Legislature for adoption during the 2024 legislative session repeals and revisions to the Florida Early Learning-20 Education Code by a specified date.; providing requirements for the state board relating to such recommendations; amending s. 1001.10, F.S.; requiring the Commissioner of Education to develop an online portal for specified purpose; providing requirements for such portal; amending s. 1002.20, F.S.; conforming a cross-reference; amending s. 1003.25, F.S.; revising the timeframe in which student records must be transferred; amending s. 1003.4282, F.S.; deleting the online course requirement for a standard high school diploma; amending s. 1006.21, F.S.; authorizing a district school board to use other vehicles to transport students; amending s. 1006.22, F.S.; deleting a requirement that district school boards use school buses for all regular transportation; deleting provisions relating to circumstances in which students may be transported in privately owned motor vehicles; conforming a provision to changes made by the act; amending ss. 1006.25 and 1006.27, F.S.; conforming a cross-reference and provisions to changes made by the act; amending s. 1011.71, F.S.; authorizing a specified district school board levy to be used to pay salaries and benefits for specified employees; amending s. 1012.56, F.S.; exempting specified individuals from certain mastery of general knowledge requirements; revising the acceptable means of demonstrating mastery of subject area knowledge and mastery of professional preparation and education competence, respectively; revising requirements for the department to issue temporary certificates; revising the validity period for certain temporary certificates; amending s. 1013.64, F.S.; providing that certain construction projects are exempt from the total cost per student station requirements; amending ss. 1002.321, 1003.5716, 1003.499, 1003.27, 1003.485, and 1009.30, F.S.; conforming cross-references and provisions to changes made by the act; providing effective dates.

—was read the third time by title.

On motion by Senator Simon, **CS for CS for CS for CS for HB 1** was passed and certified to the House. The vote on passage was:

Yeas—26

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Baxley	DiCeglie	Perry
Boyd	Grall	Rodriguez
Bradley	Gruters	Simon
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough
Burton	Ingolia	

Nays—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

Vote preference:

March 24, 2023: Yea—Avila

March 28, 2023: Yea—Garcia

COMMUNICATION

The Honorable Tracy C. Cantella
Secretary, The Florida Senate
404 South Monroe Street
Tallahassee, FL 32399-1100

March 24, 2023

Honorable Secretary Cantella,

Thank you for excusing my absence during my Military Duty on March 23, 2023 during floor's proceedings.

For the record, had I been present to vote, I would have voted in the following manner:

- CS/SB 190 Interscholastic Extracurricular Activities by Senator Boyd Yes
- CS/SB 204 Task Force on the Monitoring of Children in Out-of-Home Care by Senator Rouson Yes
- CS/SB 214 Sales of Firearms and Ammunition by Senator Burgess Yes
- SB 218 Genetic Counselors Using Telehealth by Senator Harrell Yes
- SB 614 Mammography Reports by Senator Harrell Yes
- HB 1 Education/CS/CS/SB 202 by Representative Tuck and Senator Simon Yes
- CS/CS/HB 837 Civil Remedies/ SB 236 by Representative Gregory and Senator Hutson Yes

Thank you for your attention to this matter. If you have any questions, comments, or concerns please do not hesitate to ask.

Sincerely,
Bryan Avila
Senator Bryan Avila
Florida Senate, District 39

The Honorable Tracy C. Cantella
Secretary, The Florida Senate
404 South Monroe Street
Tallahassee, FL 32399-1100

Honorable Secretary Cantella,

Thank you for excusing my absence on March 23, 2023 during floor's proceedings.

For the record, had I been present to vote, I would have voted in the following manner:

- CS/SB 190 Interscholastic Extracurricular Activities by Senator Boyd Yes
- CS/SB 204 Task Force on the Monitoring of Children in Out-of-Home Care by Senator Rouson Yes
- CS/SB 214 Sales of Firearms and Ammunition by Senator Burgess Yes
- SB 218 Genetic Counselors Using Telehealth by Senator Harrell Yes
- SB 614 Mammography Reports by Senator Harrell Yes
- HB 1 Education/CS/CS/SB 202 by Representative Tuck and Senator Simon Yes

• CS/CS/HB 837 Civil Remedies/ SB 236 by Representative Gregory and Senator Hutson Yes

Mayfield	Simon	Wright
Perry	Stewart	Yarborough
Rodriguez	Trumbull	

Thank you for your attention to this matter. If you have any questions, comments, or concerns please do not hesitate to ask.

Sincerely,
Ileana Garcia
 Senator Ileana Garcia
 Florida Senate, District 36

Nays—15

Berman	Grall	Polsky
Book	Jones	Powell
Bradley	Martin	Rouson
Brodeur	Osgood	Thompson
Davis	Pizzo	Torres

Vote preference:

March 24, 2023: Yea—Avila
 March 28, 2023: Yea—Garcia

SPECIAL GUESTS

The President recognized the Speaker of the House of Representatives, Paul Renner, who was present in the chamber in support of CS for CS for SB 202/CS for CS for CS for HB 1, related to Education, more specifically the Family Empowerment Scholarship Program.

COMMUNICATION

The Honorable Tracy C. Cantella Secretary, The Florida Senate
 404 South Monroe Street
 Tallahassee, FL 32399-1100
 March 24, 2023

Honorable Secretary Cantella,

Thank you for excusing my absence during my Military Duty on March 23, 2023 during floor’s proceedings.

For the record, had I been present to vote, I would have voted in the following manner:

CS for CS for HB 837—A bill to be entitled An act relating to civil remedies; amending s. 57.104, F.S.; creating a rebuttable presumption that a lodestar fee is a sufficient and reasonable attorney fee in most civil actions; providing an exception; creating s. 86.121, F.S.; authorizing a court to award attorney fees in certain declaratory actions; prohibiting the transfer, assignment, or acquisition of the right to such attorney fees except by specified persons; providing applicability; amending s. 95.11, F.S.; reducing the statute of limitations for negligence actions; providing applicability of certain provisions to actions involving servicemembers; amending s. 624.155, F.S.; providing standards for bad faith actions; providing for the distribution of proceeds when two or more third-party claims arising out of a single occurrence exceed policy limits; creating s. 624.1552, F.S.; providing for applicability of specified offer of judgement provisions to civil actions involving insurance contracts; creating s. 768.0427, F.S.; providing definitions; providing standards for the admissibility of evidence to prove the cost of damages for medical expenses in certain civil actions; requiring certain disclosures with respect to claims for medical expenses for treatment rendered under letters of protection; specifying the damages that may be recovered by a claimant for the reasonable and necessary cost of medical care; creating s. 768.0701, F.S.; requiring the trier of fact to consider the fault of certain persons who contribute to an injury; creating s. 768.0706, F.S.; providing definitions; providing that the owner or principal operator of a multifamily residential property which substantially implements specified security measures on that property has a presumption against liability for negligence in connection with certain criminal acts that occur on the premises; requiring the Florida Crime Prevention Training Institute of the Department of Legal Affairs to develop a proposed curriculum or best practices for owners or principal operators; providing construction; amending s. 768.81, F.S.; providing that a party in a negligence action who is at fault by a specified amount may not recover damages under a comparative negligence action; providing applicability; repealing ss. 626.9373 and 627.428, F.S., relating to attorney fees awarded against surplus lines insurers and insurers, respectively; amending s. 627.756, F.S.; providing for the award of costs and attorney fees in certain actions; amending ss. 475.01, 475.611, 517.191, 624.123, 624.488, 627.062, 627.401, 627.441, 627.727, 627.736, and 628.6016, F.S.; conforming provisions to changes made by the act; repealing ss. 631.70 and 631.926, F.S., relating to attorney fees; amending s. 632.638, F.S.; conforming provisions to changes made by the act; providing a directive to the Division of Law Revision; providing applicability and construction; providing an effective date.

- CS/SB 190 Interscholastic Extracurricular Activities by Senator Boyd Yes
- CS/SB 204 Task Force on the Monitoring of Children in Out-of-Home Care by Senator Rouson Yes
- CS/SB 214 Sales of Firearms and Ammunition by Senator Burgess Yes
- SB 218 Genetic Counselors Using Telehealth by Senator Harrell Yes
- SB 614 Mammography Reports by Senator Harrell Yes
- HB 1 Education/CS/CS/SB 202 by Representative Tuck and Senator Simon Yes
- CS/CS/HB 837 Civil Remedies/ SB 236 by Representative Gregory and Senator Hutson Yes

Thank you for your attention to this matter. If you have any questions, comments, or concerns please do not hesitate to ask.

Sincerely,
Bryan Avila
 Senator Bryan Avila
 Florida Senate, District 39

The Honorable Tracy C. Cantella Secretary, The Florida Senate
 404 South Monroe Street
 Tallahassee, FL 32399-1100

Honorable Secretary Cantella,

Thank you for excusing my absence on March 23, 2023 during floor’s proceedings.

For the record, had I been present to vote, I would have voted in the following manner:

—was read the third time by title.

On motion by Senator Hutson, **CS for CS for HB 837** was passed and certified to the House. The vote on passage was:

Yeas—23

Madam President	Burgess	Gruters
Albritton	Burton	Harrell
Baxley	Calatayud	Hooper
Boyd	Collins	Hutson
Broxson	DiCeglie	Ingolia

- CS/SB 190 Interscholastic Extracurricular Activities by Senator Boyd Yes
- CS/SB 204 Task Force on the Monitoring of Children in Out-of-Home Care by Senator Rouson Yes
- CS/SB 214 Sales of Firearms and Ammunition by Senator Burgess Yes

- SB 218 Genetic Counselors Using Telehealth by Senator Harrell Yes
- SB 614 Mammography Reports by Senator Harrell Yes
- HB 1 Education/CS/CS/SB 202 by Representative Tuck and Senator Simon Yes
- CS/CS/HB 837 Civil Remedies/ SB 236 by Representative Gregory and Senator Hutson Yes

Thank you for your attention to this matter. If you have any questions, comments, or concerns please do not hesitate to ask.

Sincerely,
Ileana Garcia
 Senator Ileana Garcia
 Florida Senate, District 36

SPECIAL RECOGNITION

Senator Wright recognized his wife, Cindy, who was present in the gallery. They recently celebrated their fiftieth wedding anniversary.

SPECIAL ORDER CALENDAR

SB 614—A bill to be entitled An act relating to mammography reports; amending s. 381.933, F.S.; abrogating the repeal of provisions requiring facilities that perform mammography to send patients a certain summary of their mammography report under certain circumstances; providing an effective date.

—was read the second time by title.

Senator Harrell moved the following amendment which was adopted:

Amendment 1 (434686) (with title amendment)—Delete line 14 and insert:

(3) REPEAL.—This section is repealed *September 10, 2024* ~~June 30, 2023~~.

And the title is amended as follows:

Delete line 3 and insert: 381.933, F.S.; extending the scheduled repeal of provisions

On motion by Senator Harrell, by two-thirds vote, **SB 614**, 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

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough
Collins	Perry	

Nays—None

Vote preference:

March 24, 2023: Yea—Avila

March 28, 2023: Yea—Garcia

COMMUNICATION

The Honorable Tracy C. Cantella
 Secretary, The Florida Senate
 404 South Monroe Street
 Tallahassee, FL 32399-1100

March 24, 2023

Honorable Secretary Cantella,

Thank you for excusing my absence during my Military Duty on March 23, 2023 during floor's proceedings.

For the record, had I been present to vote, I would have voted in the following manner:

- CS/SB 190 Interscholastic Extracurricular Activities by Senator Boyd Yes
- CS/SB 204 Task Force on the Monitoring of Children in Out-of-Home Care by Senator Rouson Yes
- CS/SB 214 Sales of Firearms and Ammunition by Senator Burgess Yes
- SB 218 Genetic Counselors Using Telehealth by Senator Harrell Yes
- SB 614 Mammography Reports by Senator Harrell Yes
- HB 1 Education/CS/CS/SB 202 by Representative Tuck and Senator Simon Yes
- CS/CS/HB 837 Civil Remedies/ SB 236 by Representative Gregory and Senator Hutson Yes

Thank you for your attention to this matter. If you have any questions, comments, or concerns please do not hesitate to ask.

Sincerely,
Bryan Avila
 Senator Bryan Avila
 Florida Senate, District 39

The Honorable Tracy C. Cantella
 Secretary, The Florida Senate
 404 South Monroe Street
 Tallahassee, FL 32399-1100

Honorable Secretary Cantella,

Thank you for excusing my absence on March 23, 2023 during floor's proceedings.

For the record, had I been present to vote, I would have voted in the following manner:

- CS/SB 190 Interscholastic Extracurricular Activities by Senator Boyd Yes
- CS/SB 204 Task Force on the Monitoring of Children in Out-of-Home Care by Senator Rouson Yes
- CS/SB 214 Sales of Firearms and Ammunition by Senator Burgess Yes
- SB 218 Genetic Counselors Using Telehealth by Senator Harrell Yes
- SB 614 Mammography Reports by Senator Harrell Yes
- HB 1 Education/CS/CS/SB 202 by Representative Tuck and Senator Simon Yes
- CS/CS/HB 837 Civil Remedies/ SB 236 by Representative Gregory and Senator Hutson Yes

Thank you for your attention to this matter. If you have any questions, comments, or concerns please do not hesitate to ask.

Sincerely,
Ileana Garcia
 Senator Ileana Garcia
 Florida Senate, District 36

CS for SB 214—A bill to be entitled An act relating to sales of firearms and ammunition; amending s. 790.335, F.S.; providing legislative

findings; prohibiting payment settlement entities, merchant acquiring entities, or third party settlement organizations from assigning merchant category codes or otherwise classifying merchants of firearms or ammunition separately from general merchandise or sporting goods retailers; prohibiting entities involved in facilitating or processing payment card transactions from assigning to or requiring a merchant to use certain merchant category codes; authorizing a merchant of firearms or ammunition to be assigned or to use certain merchant category codes; specifying that any agreement or contractual provision to the contrary is void and in violation of the public policy of this state; authorizing the Department of Agriculture and Consumer Services to investigate certain alleged violations and bring administrative actions; providing an exception to complaint investigations by state attorneys; making technical changes; providing an effective date.

—was read the second time by title. On motion by Senator Burgess, by two-thirds vote, **CS for SB 214** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—27

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Baxley	DiCeglie	Perry
Boyd	Grall	Rodriguez
Bradley	Gruters	Rouson
Brodeur	Harrell	Simon
Broxson	Hooper	Trumbull
Burgess	Hutson	Wright
Burton	Ingoglia	Yarborough

Nays—11

Berman	Osgood	Stewart
Book	Pizzo	Thompson
Davis	Polsky	Torres
Jones	Powell	

Vote preference:

March 24, 2023: Yea—Avila

March 28, 2023: Yea—Garcia

COMMUNICATION

The Honorable Tracy C. Cantella Secretary, The Florida Senate 404 South Monroe Street Tallahassee, FL 32399-1100

March 24, 2023

Honorable Secretary Cantella,

Thank you for excusing my absence during my Military Duty on March 23, 2023 during floor’s proceedings.

For the record, had I been present to vote, I would have voted in the following manner:

- CS/SB 190 Interscholastic Extracurricular Activities by Senator Boyd Yes
- CS/SB 204 Task Force on the Monitoring of Children in Out-of-Home Care by Senator Rouson Yes
- CS/SB 214 Sales of Firearms and Ammunition by Senator Burgess Yes
- SB 218 Genetic Counselors Using Telehealth by Senator Harrell Yes
- SB 614 Mammography Reports by Senator Harrell Yes
- HB 1 Education/CS/CS/SB 202 by Representative Tuck and Senator Simon Yes
- CS/CS/HB 837 Civil Remedies/ SB 236 by Representative Gregory and Senator Hutson Yes

Thank you for your attention to this matter. If you have any questions, comments, or concerns please do not hesitate to ask.

Sincerely,
Bryan Avila
Senator Bryan Avila
Florida Senate, District 39

The Honorable Tracy C. Cantella
Secretary, The Florida Senate
404 South Monroe Street
Tallahassee, FL 32399-1100

Honorable Secretary Cantella,

Thank you for excusing my absence on March 23, 2023 during floor’s proceedings.

For the record, had I been present to vote, I would have voted in the following manner:

- CS/SB 190 Interscholastic Extracurricular Activities by Senator Boyd Yes
- CS/SB 204 Task Force on the Monitoring of Children in Out-of-Home Care by Senator Rouson Yes
- CS/SB 214 Sales of Firearms and Ammunition by Senator Burgess Yes
- SB 218 Genetic Counselors Using Telehealth by Senator Harrell Yes
- SB 614 Mammography Reports by Senator Harrell Yes
- HB 1 Education/CS/CS/SB 202 by Representative Tuck and Senator Simon Yes
- CS/CS/HB 837 Civil Remedies/ SB 236 by Representative Gregory and Senator Hutson Yes

Thank you for your attention to this matter. If you have any questions, comments, or concerns please do not hesitate to ask.

Sincerely,
Ileana Garcia
Senator Ileana Garcia
Florida Senate, District 36

CS for SB 190—A bill to be entitled An act relating to interscholastic extracurricular activities; amending s. 1002.20, F.S.; authorizing charter school students and Florida Virtual School full-time students to participate in extracurricular activities at a private school under certain circumstances; amending s. 1002.33, F.S.; authorizing charter school students to participate in interscholastic extracurricular activities at a private school under certain circumstances; amending s. 1006.15, F.S.; authorizing charter school students and Florida Virtual School full-time program students to participate in interscholastic extracurricular activities at a private school under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Grall, by two-thirds vote, **CS for SB 190** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Madam President	Burton	Ingoglia
Albritton	Calatayud	Jones
Baxley	Collins	Martin
Berman	Davis	Mayfield
Book	DiCeglie	Osgood
Boyd	Grall	Perry
Bradley	Gruters	Pizzo
Brodeur	Harrell	Polsky
Broxson	Hooper	Powell
Burgess	Hutson	Rodriguez

Rouson Thompson Wright
Simon Torres Yarborough
Stewart Trumbull

Nays—None

Vote preference:

March 24, 2023: Yea—Avila

March 28, 2023: Yea—Garcia

COMMUNICATION

The Honorable Tracy C. Cantella Secretary, The Florida Senate
404 South Monroe Street
Tallahassee, FL 32399-1100

March 24, 2023

Honorable Secretary Cantella,

Thank you for excusing my absence during my Military Duty on March 23, 2023 during floor's proceedings.

For the record, had I been present to vote, I would have voted in the following manner:

- CS/SB 190 Interscholastic Extracurricular Activities by Senator Boyd Yes
- CS/SB 204 Task Force on the Monitoring of Children in Out-of-Home Care by Senator Rouson Yes
- CS/SB 214 Sales of Firearms and Ammunition by Senator Burgess Yes
- SB 218 Genetic Counselors Using Telehealth by Senator Harrell Yes
- SB 614 Mammography Reports by Senator Harrell Yes
- HB 1 Education/CS/CS/SB 202 by Representative Tuck and Senator Simon Yes
- CS/CS/HB 837 Civil Remedies/ SB 236 by Representative Gregory and Senator Hutson Yes

Thank you for your attention to this matter. If you have any questions, comments, or concerns please do not hesitate to ask.

Sincerely,
Bryan Avila
Senator Bryan Avila
Florida Senate, District 39

The Honorable Tracy C. Cantella Secretary, The Florida Senate
404 South Monroe Street
Tallahassee, FL 32399-1100

Honorable Secretary Cantella,

Thank you for excusing my absence on March 23, 2023 during floor's proceedings.

For the record, had I been present to vote, I would have voted in the following manner:

- CS/SB 190 Interscholastic Extracurricular Activities by Senator Boyd Yes
- CS/SB 204 Task Force on the Monitoring of Children in Out-of-Home Care by Senator Rouson Yes
- CS/SB 214 Sales of Firearms and Ammunition by Senator Burgess Yes
- SB 218 Genetic Counselors Using Telehealth by Senator Harrell Yes
- SB 614 Mammography Reports by Senator Harrell Yes
- HB 1 Education/CS/CS/SB 202 by Representative Tuck and Senator Simon Yes
- CS/CS/HB 837 Civil Remedies/ SB 236 by Representative Gregory and Senator Hutson Yes

Thank you for your attention to this matter. If you have any questions, comments, or concerns please do not hesitate to ask.

Sincerely,
Ileana Garcia
Senator Ileana Garcia
Florida Senate, District 36

On motion by Senator Ingoglia—

CS for CS for SB 256—A bill to be entitled An act relating to employee organizations representing public employees; amending s. 447.301, F.S.; requiring a public employee who desires to be a member of an employee organization to sign a membership authorization form beginning on a specified date; requiring that such form include a specified statement; authorizing a public employee to revoke membership in an employee organization at any time of the year; requiring an employee organization to revoke a public employee's membership upon receipt of his or her written request for revocation; prohibiting an employee organization from limiting an employee's right to revoke membership to certain dates; prohibiting a revocation form from requiring a reason for the public employee's decision to revoke his or her membership; requiring employee organizations to retain such authorization forms and requests for revocation for inspection by the Public Employees Relations Commission; providing applicability with respect to certain employee organizations; authorizing the commission to adopt rules; amending s. 447.303, F.S.; prohibiting certain employee organizations from having dues and uniform assessments deducted and collected by the employer from certain salaries; authorizing public employees to pay dues and uniform assessments directly to the employee organization; authorizing certain employee organizations to have dues and uniform assessments deducted and collected by the employer from certain salaries; amending s. 447.305, F.S.; revising requirements for applications for initial registrations and renewals of registration of employee organizations; providing procedures for incomplete applications; requiring certain employee organizations to petition the commission for recertification as bargaining agents; authorizing a public employer or bargaining unit employee to challenge an employee organization's application for renewal of registration; requiring the commission or one of its designated agents to review the application; requiring the commission to revoke the registration and certification of the employee organization in certain circumstances; authorizing the commission to conduct investigations for specified purposes; authorizing the commission to revoke or deny an employee organization's registration or certification under certain circumstances; specifying that certain decisions issued by the commission are reviewable final agency actions; providing applicability with respect to certain employee organizations; requiring certain employee organizations to provide its members with an annual audited financial report; requiring employee organizations to notify its members annually of all costs of membership; amending s. 447.509, F.S.; revising prohibitions for employee organizations and certain persons and entities relating to employee organizations; amending s. 1012.2315, F.S.; removing duplicative provisions; reenacting ss. 110.114(3) and 447.507(6)(a), F.S., relating to employee wage deductions and violation of strike prohibition and penalties, respectively, to incorporate the amendment made to s. 447.303, F.S., in references thereto; providing effective dates.

—was read the second time by title.

Senator Ingoglia moved the following amendment which was adopted:

Amendment 1 (297578)—Delete lines 80-85 and insert:

2. *The membership authorization form must identify the name of the bargaining agent, the name of the employee, the class code and class title of the employee, the name of the public employer and employing agency, if applicable, the amount of the initiation fee and of the monthly dues which the member must pay, and the name and total amount of salary, allowances, and other direct or indirect disbursements, including reimbursements, paid to each of the five highest compensated officers and employees of the employee organization disclosed under s. 447.305(2)(c).*

Senator Berman moved the following amendment which failed:

Amendment 2 (692892)—Delete lines 116-295 and insert: *943.10(1), (2), or (3), respectively, firefighters as defined in s. 633.102, or persons employed in any profession described in s. 420.503(19), relating to essential services.*

7. *The commission may adopt rules to implement this paragraph.*

Section 2. Effective July 1, 2023, section 447.303, Florida Statutes, is amended to read:

447.303 Dues; deduction and collection.—

(1) *Except as authorized in subsection (2), an employee organization that has been certified as a bargaining agent may not have its dues and uniform assessments deducted and collected by the employer from the salaries of those employees in the unit. A public employer may pay dues and uniform assessments directly to the employee organization that has been certified as the bargaining agent.*

(2)(a) ~~An Any~~ *employee organization that which has been certified as a bargaining agent to represent law enforcement officers, correctional officers, or correctional probation officers as those terms are defined in s. 943.10(1), (2), or (3), respectively, firefighters as defined in s. 633.102, or persons employed in any profession described in s. 420.503(19), relating to essential services, has shall have the right to have its dues and uniform assessments deducted and collected by the employer from the salaries of those employees who authorize the deduction and collection of said dues and uniform assessments. However, such authorization is revocable at the employee’s request upon 30 days’ written notice to the employer and employee organization. Said deductions shall commence upon the bargaining agent’s written request to the employer.*

(b) *Reasonable costs to the employer of said deductions is shall be a proper subject of collective bargaining.*

(c) *Such right to deduction, unless revoked under pursuant to s. 447.507, is shall be in force for so long as the employee organization remains the certified bargaining agent for the employees in the unit.*

(3) *The public employer is expressly prohibited from any involvement in the collection of fines, penalties, or special assessments.*

Section 3. Effective October 1, 2023, section 447.305, Florida Statutes, is amended to read:

447.305 Registration of employee organization.—

(1) Every employee organization seeking to become a certified bargaining agent for public employees shall register with the commission pursuant to the procedures set forth in s. 120.60 prior to requesting recognition by a public employer for purposes of collective bargaining and prior to submitting a petition to the commission requesting certification as an exclusive bargaining agent. Further, if such employee organization is not registered, it may not participate in a representation hearing, participate in a representation election, or be certified as an exclusive bargaining agent. The application for registration required by this section shall be under oath and in such form as the commission may prescribe and shall include:

(a) The name and address of the organization and of any parent organization or organization with which it is affiliated.

(b) The names and addresses of the principal officers and all representatives of the organization.

(c) The amount of the initiation fee and of the monthly dues which members must pay.

(d) The current annual *audited* financial statement of the organization.

(e) The name of its business agent, if any; if different from the business agent, the name of its local agent for service of process; and the addresses where such person or persons can be reached.

(f) A pledge, in a form prescribed by the commission, that the employee organization will conform to the laws of the state and that it will

accept members without regard to age, race, sex, religion, or national origin.

(g) A copy of the current constitution and bylaws of the employee organization.

(h) A copy of the current constitution and bylaws of the state and national groups with which the employee organization is affiliated or associated. In lieu of this provision, and upon adoption of a rule by the commission, a state or national affiliate or parent organization of any registering labor organization may annually submit a copy of its current constitution and bylaws.

(2) A registration granted to an employee organization pursuant to the provisions of this section shall run for 1 year from the date of issuance. A registration shall be renewed annually by filing application for renewal under oath with the commission, which application shall reflect any changes in the information provided to the commission in conjunction with the employee organization’s preceding application for registration or previous renewal, whichever is applicable. Each application for renewal of registration shall include a current annual *audited financial statement, certified by an independent certified public accountant licensed under chapter 473 and report,* signed by the employee organization’s ~~its~~ president and treasurer or corresponding principal officers, containing the following information in such detail as may be necessary accurately to disclose its financial condition and operations for its preceding fiscal year and in such categories as the commission may prescribe:

(a) Assets and liabilities at the beginning and end of the fiscal year;

(b) Receipts of any kind and the sources thereof;

(c) Salary, allowances, and other direct or indirect disbursements, including reimbursed expenses, to each officer and also to each employee who, during such fiscal year, received more than \$10,000 in the aggregate from such employee organization and any other employee organization affiliated with it or with which it is affiliated or which is affiliated with the same national or international employee organization;

(d) Direct and indirect loans made to any officer, employee, or member which aggregated more than \$250 during the fiscal year, together with a statement of the purpose, security, if any, and arrangements for repayment; and

(e) Direct and indirect loans to any business enterprise, together with a statement of the purpose, security, if any, and arrangements for repayment.

(3) *In addition to subsection (2), an employee organization that has been certified as the bargaining agent for public employees must include for each such certified bargaining unit the following information and documentation as of the 30th day immediately preceding the date of renewal in its application for any renewal of registration on or after October 1, 2023:*

(a) *The number of employees in the bargaining unit who are eligible for representation by the employee organization.*

(b) *The number of employees in the bargaining unit who have submitted signed membership authorization forms without a subsequent revocation of such membership.*

(c) *The number of employees in the bargaining unit who paid dues to the employee organization.*

(d) *The number of employees in the bargaining unit who did not pay dues to the employee organization.*

(e) *Documentation provided by an independent certified public accountant retained by the employee organization which verifies the information provided in paragraphs (a)-(d).*

(4) *The employee organization must provide a copy of its application for renewal of registration relating to a public employer’s employees to*

the public employer on the same day the application is submitted to the commission.

(5) An application for renewal of registration is incomplete and is not eligible for consideration by the commission if it does not include all of the information and documentation required in subsection (3). The commission shall notify the employee organization if the application is incomplete. An incomplete application must be dismissed if the required information and documentation are not provided within 10 days after the employee organization receives such notice.

(6) Notwithstanding the provisions of this chapter relating to collective bargaining, an employee organization that had less than 60 percent of the employees eligible for representation in the bargaining unit pay dues during its last registration period must petition the commission pursuant to s. 447.307(2) and (3) for recertification as the exclusive representative of all employees in the bargaining unit within 1 month after the date on which the employee organization applies for renewal of registration pursuant to subsection (2). The certification of an employee organization that does not comply with this section is revoked.

(7) The public employer or a bargaining unit employee may challenge an employee organization's application for renewal of registration if the public employer or bargaining unit employee believes that the application is inaccurate. The commission or one of its designated agents shall review the application to determine its accuracy and compliance with this section. If the commission finds that the application is inaccurate or does not comply with this section, the commission shall revoke the registration and certification of the employee organization.

(8) The commission may conduct an investigation to confirm the validity of any information submitted pursuant to this section. The commission may revoke or deny an employee organization's registration or certification if it finds that the employee organization:

(a) Failed to cooperate with the investigation conducted pursuant to this subsection; or

(b) Intentionally misrepresented the information it submitted pursuant to subsection (3).

A decision issued by the commission pursuant to this subsection is a final agency action that is reviewable pursuant to s. 447.504.

(9) Subsections (3)-(8) do not apply to an employee organization that has been certified as the bargaining agent to represent law enforcement officers, correctional officers, or correctional probation officers as those terms are defined in s. 943.10(1), (2), or (3), respectively, firefighters as defined in s. 633.102, or persons employed in any profession described in s. 420.503(19), relating to essential services.

The vote was:

Yeas—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

Nays—26

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Baxley	DiCeglie	Perry
Boyd	Grall	Rodriguez
Bradley	Gruters	Simon
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough
Burton	Ingolia	

Vote after roll call:

Nay to Yea—Simon

Senator Pizzo moved the following amendments which failed:

Amendment 3 (586438) (with title amendment)—Delete lines 123-129 and insert:

(1) Except as authorized in subsection (2), a public employee in a bargaining unit may not have any payroll deductions collected by an employer from his or her salary unless the payroll deduction is court ordered or the payroll deduction is for health insurance premiums that have been negotiated by the employer and provided to employees as part of a compensation package. Payroll deductions prohibited under this subsection include, but are not limited to, dues and uniform assessments, supplemental insurance premiums, charitable contributions, and contributions to financial investment firms.

And the title is amended as follows:

Delete lines 23-27 and insert: F.S.; prohibiting public employees in bargaining units from having payroll deductions collected by employers; providing exceptions;

Amendment 4 (817316) (with title amendment)—Delete lines 125-127 and insert:

have its dues and uniform assessments deducted and collected by the employer from the salary of the employee in the unit if the employee has provided written authorization to the employer and the terms and conditions for the deduction have been negotiated, approved, and ratified by the employer. A public employee may pay dues and uniform assessments

And the title is amended as follows:

Delete lines 23-25 and insert: F.S.; authorizing certain employee organizations to have dues and uniform assessments deducted and collected by employers of specified employees under certain circumstances;

Pursuant to Rule 4.19, **CS for CS for SB 256**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 204—A bill to be entitled An act relating to the Task Force on the Monitoring of Children in Out-of-Home Care; creating s. 39.4093, F.S.; creating the task force adjunct to the Department of Law Enforcement; requiring the department to provide certain services; specifying the purpose of the task force; specifying the composition of the task force; providing requirements for member appointments, election of a chair, and meetings; specifying duties of the task force; requiring the Florida Institute for Child Welfare to conduct certain focus groups and individual interviews and submit its findings to the task force by a specified date; requiring the Department of Children and Families to submit certain monthly reports to the task force through a specified date; requiring the task force to submit a report to the Governor and Legislature by a specified date; providing for future review and repeal; providing an effective date.

—was read the second time by title.

Senator Rouson moved the following amendment which was adopted:

Amendment 1 (876100) (with title amendment)—Between lines 149 and 150 insert:

Section 2. For the 2023-2024 fiscal year, the sum of \$140,076 in nonrecurring funds is appropriated from the Operating Trust Fund to the Florida Department of Law Enforcement for the purpose of providing administrative and support services relating to the Task Force on the Monitoring of Children in Out-of-Home Care.

And the title is amended as follows:

Delete line 19 and insert: repeal; providing an appropriation; providing an effective date.

On motion by Senator Rouson, by two-thirds vote, **CS for SB 204**, 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

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingolia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough
Collins	Perry	

Nays—None

Vote preference:

March 24, 2023: Yea—Avila

March 28, 2023: Yea—Garcia

COMMUNICATION

The Honorable Tracy C. Cantella
Secretary, The Florida Senate
404 South Monroe Street
Tallahassee, FL 32399-1100

March 24, 2023

Honorable Secretary Cantella,

Thank you for excusing my absence during my Military Duty on March 23, 2023 during floor’s proceedings.

For the record, had I been present to vote, I would have voted in the following manner:

- CS/SB 190 Interscholastic Extracurricular Activities by Senator Boyd Yes
- CS/SB 204 Task Force on the Monitoring of Children in Out-of-Home Care by Senator Rouson Yes
- CS/SB 214 Sales of Firearms and Ammunition by Senator Burgess Yes
- SB 218 Genetic Counselors Using Telehealth by Senator Harrell Yes
- SB 614 Mammography Reports by Senator Harrell Yes
- HB 1 Education/CS/CS/SB 202 by Representative Tuck and Senator Simon Yes
- CS/CS/HB 837 Civil Remedies/ SB 236 by Representative Gregory and Senator Hutson Yes

Thank you for your attention to this matter. If you have any questions, comments, or concerns please do not hesitate to ask.

Sincerely,
Bryan Avila
Senator Bryan Avila
Florida Senate, District 39

The Honorable Tracy C. Cantella
Secretary, The Florida Senate
404 South Monroe Street
Tallahassee, FL 32399-1100

Honorable Secretary Cantella,

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- SB 218 Genetic Counselors Using Telehealth by Senator Harrell Yes
- SB 614 Mammography Reports by Senator Harrell Yes
- HB 1 Education/CS/CS/SB 202 by Representative Tuck and Senator Simon Yes
- CS/CS/HB 837 Civil Remedies/ SB 236 by Representative Gregory and Senator Hutson Yes

Thank you for your attention to this matter. If you have any questions, comments, or concerns please do not hesitate to ask.

Sincerely,
Ileana Garcia
Senator Ileana Garcia
Florida Senate, District 36

SB 218—A bill to be entitled An act relating to genetic counselors using telehealth; amending s. 456.47, F.S.; revising the definition of the term “telehealth provider” to include persons licensed as genetic counselors; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **SB 218** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingolia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough
Collins	Perry	

Nays—None

Vote preference:

March 24, 2023: Yea—Avila

March 28, 2023: Yea—Garcia

COMMUNICATION

The Honorable Tracy C. Cantella
Secretary, The Florida Senate
404 South Monroe Street
Tallahassee, FL 32399-1100

March 24, 2023

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- SB 218 Genetic Counselors Using Telehealth by Senator Harrell Yes
- SB 614 Mammography Reports by Senator Harrell Yes
- HB 1 Education/CS/CS/SB 202 by Representative Tuck and Senator Simon Yes
- CS/CS/HB 837 Civil Remedies/ SB 236 by Representative Gregory and Senator Hutson Yes

Thank you for your attention to this matter. If you have any questions, comments, or concerns please do not hesitate to ask.

Sincerely,
Bryan Avila
 Senator Bryan Avila
 Florida Senate, District 39

The Honorable Tracy C. Cantella
 Secretary, The Florida Senate
 404 South Monroe Street
 Tallahassee, FL 32399-1100

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- CS/SB 214 Sales of Firearms and Ammunition by Senator Burgess Yes
- SB 218 Genetic Counselors Using Telehealth by Senator Harrell Yes
- SB 614 Mammography Reports by Senator Harrell Yes
- HB 1 Education/CS/CS/SB 202 by Representative Tuck and Senator Simon Yes
- CS/CS/HB 837 Civil Remedies/ SB 236 by Representative Gregory and Senator Hutson Yes

Thank you for your attention to this matter. If you have any questions, comments, or concerns please do not hesitate to ask.

Sincerely,
Ileana Garcia
 Senator Ileana Garcia
 Florida Senate, District 36

MOTIONS

On motion by Senator Mayfield, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

BILLS ON SPECIAL ORDERS

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, 2023: SB 614, CS for SB 214, CS for SB 190, CS for CS for SB 256, CS for SB 204, SB 218.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

REPORTS OF COMMITTEES

The Committee on Banking and Insurance recommends the following pass: SB 410

The bill was referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Fiscal Policy recommends the following pass: CS for SB 210; CS for SB 232; SB 248; CS for SB 254; CS for SB 382; SB 736

The bills were placed on the Calendar.

The Committee on Finance and Tax recommends a committee substitute for the following: SB 358

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

The Committee on Regulated Industries recommends committee substitutes for the following: SB 194; SB 1364; SB 1366

The bills with committee substitute attached were referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Education Postsecondary recommends a committee substitute for the following: SB 958

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

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 224; SB 1156; SB 1188

The Committee on Regulated Industries recommends committee substitutes for the following: SB 1162; SB 1432; SB 1454

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 Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1124

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

The Committee on Community Affairs recommends committee substitutes for the following: SB 474; SB 1184

The bills with committee substitute attached were referred to the Committee on Finance and Tax under the original reference.

The Appropriations Committee on Criminal and Civil Justice recommends committee substitutes for the following: CS for SB 280; SB 7016

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 696

The bill with committee substitute attached was referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Regulated Industries recommends a committee substitute for the following: SB 408

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

The Committee on Fiscal Policy recommends a committee substitute for the following: CS for SB 258

The Committee on Rules recommends committee substitutes for the following: CS for SB 264; CS for SB 450

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Regulated Industries; and Senator Hooper—

CS for SB 194—A bill to be entitled An act relating to utility system rate base values; creating s. 367.0811, F.S.; providing legislative findings; defining the term “rate stabilization plan”; establishing an alternative procedure by which the Florida Public Service Commission may establish a rate base value for certain acquired utility systems; requiring that the approved rate base value be reflected in the acquiring utility’s next general rate case for ratemaking purposes; establishing a procedure for appraisal of the acquired utility system; providing the contents required for a petition to the commission for approval of the rate base value of the acquired utility system; providing duties of the commission regarding petitions; authorizing the commission to set rates for and classify certain acquired utility systems; providing applicability; requiring the commission to take certain factors into consideration for certain rate base value petitions; requiring the commission to adopt rules; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Hooper, Berman, Gruters, Collins, Harrell, Brodeur, Boyd, Polsky, Osgood, DiCeglie, Torres, Wright, Rouson, Trumbull, Pizzo, Book, Powell, Burgess, and Davis—

CS for SB 224—A bill to be entitled An act relating to Special Risk Class retirement date; amending s. 121.021, F.S.; revising the definition of “normal retirement date”; decreasing the age and years of service needed to reach the normal retirement date for certain members; amending ss. 121.091 and 121.4501, F.S.; conforming provisions to changes made by the act; authorizing certain members of the Special Risk Class to apply to participate in the Deferred Retirement Option Program within a specified time period; revising required employer retirement contribution rates to fund the benefit changes made by the act; providing a directive to the Division of Law Revision; providing a declaration of important state interest; providing an effective date.

By the Committees on Fiscal Policy; and Governmental Oversight and Accountability; and Senator Burgess—

CS for CS for SB 258—A bill to be entitled An act relating to prohibited applications on government-issued devices; creating s. 112.22, F.S.; defining terms; requiring public employers to take certain actions relating to prohibited applications; prohibiting employees and officers of public employers from downloading or accessing prohibited applications on government-issued devices; providing exceptions; providing a deadline by which specified employees must remove, delete, or uninstall a prohibited application; requiring the Department of Management Services to compile a specified list and establish procedures for a specified waiver; authorizing the department to adopt emergency rules; requiring that such rulemaking occur within a specified timeframe; requiring the

department to adopt specified rules; providing a declaration of important state interest; providing an effective date.

By the Committees on Rules; and Judiciary; and Senators Collins and Avila—

CS for CS for SB 264—A bill to be entitled An act relating to interests of foreign countries; creating s. 287.138, F.S.; defining terms; prohibiting governmental entities from knowingly entering into certain contracts; prohibiting governmental entities from taking specified actions after a specified date relating to contracts that give certain access to personal identifying information; providing an exception; authorizing the Attorney General to bring a civil action; providing penalties; requiring penalties to be deposited into the General Revenue Fund; requiring the Department of Management Services to adopt rules; creating s. 288.007, F.S.; defining terms; prohibiting governmental entities from knowingly entering into certain contracts; requiring governmental entities to require an affidavit from applicants before providing any economic incentive; requiring the Department of Economic Opportunity to adopt rules; providing a directive to the Division of Law Revision to create part III of ch. 692, F.S., to be entitled “Conveyances to Foreign Entities”; creating s. 692.201, F.S.; defining terms; creating ss. 692.202 and 692.203, F.S.; prohibiting foreign principals from purchasing agricultural land, or interest in such land, and certain real property in the state, respectively; authorizing foreign principals to continue to own or hold such land or property under certain circumstances; requiring certain foreign principals that own or acquire such land or real property to register with a specified department; requiring the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to establish a form for such registration; providing civil penalties; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity to place a lien against unregistered agricultural land or real property, respectively; requiring certain foreign principals to sell, transfer, or otherwise divest themselves of certain agricultural land or real property within a specified timeframe; requiring buyers of such land or property to provide a signed affidavit; specifying that the failure to maintain or obtain the affidavit does not affect the title or insurability of the title for the agricultural land or real property, respectively, or subject the closing agent to certain liability; authorizing the Florida Real Estate Commission to adopt rules; authorizing that certain agricultural land or real property be forfeited to the state; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity to initiate civil actions for forfeiture of the interest in agricultural land or real property, respectively; requiring that such actions be filed in a certain circuit court; requiring clerks to record a lis pendens; requiring courts to advance the cause on the calendar; authorizing defendants to petition to modify or discharge the lis pendens; requiring the court to enter a specified final judgment under certain circumstances; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to sell the agricultural land or real property; providing requirements for the proceeds from such sale; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to seek a specified ex parte order; providing criminal penalties; requiring the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to adopt rules; creating s. 692.204, F.S.; prohibiting the People’s Republic of China, the Chinese Communist Party, any other political party or member of a political party in the People’s Republic of China, and certain persons and entities from purchasing or acquiring real property in the state; providing an exception; authorizing such persons and entities to continue to own or hold such real property under certain circumstances; requiring certain persons or entities that own or acquire real property in the state to register with the Department of Economic Opportunity by a specified date; requiring the Department of Economic Opportunity to establish a form for such registration; providing civil penalties; authorizing the Department of Economic Opportunity to place a lien against unregistered real property; requiring certain persons and entities to sell, transfer, or otherwise divest themselves of certain real property within a specified timeframe; requiring buyers of real property to provide a signed affidavit; specifying that the failure to maintain or obtain the affidavit does not affect the title or insurability of the title for the real property or subject the closing agent to certain liability; authorizing the commission to adopt rules; authorizing certain real property to be forfeited to the state; authorizing

the Department of Economic Opportunity to initiate civil actions for forfeiture of the interest in real property; requiring such actions to be filed in a certain circuit court; requiring clerks to record a lis pendens; requiring courts to advance the cause on the calendar; authorizing defendants to petition to modify or discharge the lis pendens; requiring the court to enter a specified final judgment under certain circumstances; authorizing the Department of Economic Opportunity to sell the real property; providing requirements for the proceeds from such sale; authorizing the Department of Economic Opportunity to seek a specified ex parte order; providing criminal penalties; requiring the Department of Economic Opportunity to adopt rules; amending s. 408.051, F.S.; defining the terms “cloud computing” and “health care provider”; requiring that certain information held by health care providers that utilize certified electronic health record technology be maintained in specified locations; providing applicability; amending s. 408.810, F.S.; requiring a licensee to sign a specified affidavit upon initial application for a license and any renewal applications; authorizing disciplinary action by the Agency for Health Care Administration; prohibiting a person or entity that possesses a controlling interest from holding an interest in certain entities; providing definitions; amending s. 836.05, F.S.; providing enhanced criminal penalties for threatening a person while acting as a foreign agent with the intent of benefiting a foreign country of concern; providing an effective date.

By the Appropriations Committee on Criminal and Civil Justice; the Committee on Criminal Justice; and Senator Brodeur—

CS for CS for SB 280—A bill to be entitled An act relating to controlled substances; amending s. 782.04, F.S.; revising the elements that constitute the capital offense of murder in the first degree; revising the elements that constitute the offense of murder in the third degree and constitute a felony of the second degree; defining the term “substantial factor”; creating s. 893.131, F.S.; defining terms; providing criminal penalties for adults who unlawfully distribute, deliver, sell, or dispense specified substances or mixtures and an injury or overdose of the user results; providing enhanced criminal penalties for repeat offenders; providing applicability and construction; providing an effective date.

By the Committee on Finance and Tax; and Senators Burgess and Calatayud—

CS for SB 358—A bill to be entitled An act relating to residential graywater system tax credits; amending s. 213.053, F.S.; authorizing the Department of Revenue to provide certain information to the Department of Environmental Protection; creating s. 220.199, F.S.; defining terms; providing a tax credit to developers and homebuilders for certain graywater systems purchased during the taxable year; providing a cap on the amount of the tax credit per system; specifying information the developer or homebuilder must provide to the Department of Environmental Protection; requiring the Department of Environmental Protection to certify to the applicant and the Department of Revenue its determination of an applicant’s eligibility for the tax credit within a specified timeframe; authorizing tax credits to be carried forward for up to a specified number of years; requiring the Department of Revenue and the Department of Environmental Protection to adopt rules; amending s. 220.02, F.S.; revising the order in which credits may be taken to include credits created by the act; amending s. 220.13, F.S.; revising the definition of the term “adjusted federal income” to include credits created by the act; providing an effective date.

By the Committee on Regulated Industries; and Senator Perry—

CS for SB 408—A bill to be entitled An act relating to fire sprinkler system project permitting; creating s. 553.7953, F.S.; defining terms; requiring replacement fire sprinkler system components to meet certain criteria; authorizing local enforcement agencies to require contractors to submit certain documentation and payment for obtaining a permit for a fire sprinkler system project; prohibiting local enforcement agencies from requiring contractors to submit certain documentation and payment for obtaining a permit for a fire sprinkler system project; requiring local enforcement agencies to issue certain permits in person or electronically; requiring local enforcement agencies to perform at least one inspection for a fire sprinkler system project; requiring contractors to keep certain documentation available at a worksite for a fire sprinkler

system project and make such documentation available for inspection; requiring contractors to retain instructions for components; providing an effective date.

By the Committees on Rules; and Criminal Justice; and Senators Ingoglia and Martin—

CS for CS for SB 450—A bill to be entitled An act relating to the death penalty; amending ss. 921.141 and 921.142, F.S.; requiring a determination of a specified number of jurors, rather than jury unanimity, for a sentencing recommendation of death to the court; requiring a determination of a specified number of jurors, rather than jury unanimity, for a sentencing recommendation of life imprisonment without the possibility of parole to the court; requiring the court to impose the recommended sentence of life imprisonment without the possibility of parole if fewer than eight jurors recommend a sentence of death; authorizing the court to impose a sentence of life imprisonment without the possibility of parole or a sentence of death if at least eight jurors recommend a sentence of death; specifying that the court may impose a sentence of death only if the jury unanimously finds at least one aggravating factor beyond a reasonable doubt; requiring the court to include in its written order the reasons for not accepting the jury’s recommended sentence, if applicable; providing an effective date.

By the Committee on Community Affairs; and Senators Garcia and Gruters—

CS for SB 474—A bill to be entitled An act relating to property tax administration; amending s. 193.122, F.S.; revising the timeframe under which certain appeals of value adjustment board decisions must be filed by a property appraiser under certain circumstances; amending s. 193.155, F.S.; specifying when erroneous assessments of homestead property must be corrected; deleting a calculation of back taxes; specifying that certain erroneous property assessments may, rather than must, be corrected in a specified manner; amending ss. 193.1554 and 193.1555, F.S.; adding circumstances under which there is no change of ownership for purposes of an assessment limitation on nonhomestead residential property or certain nonresidential real property, respectively; specifying when erroneous property assessments must be corrected; deleting a calculation of back taxes; providing that a taxpayer receiving an erroneously granted property assessment limitation need not pay the unpaid taxes, penalties, or interest; providing construction and retroactive applicability; amending s. 194.032, F.S.; adding appeals for which a value adjustment board must meet to hear; amending s. 194.036, F.S.; revising, for counties above a specified population threshold, a condition under which a property appraiser may appeal a decision of the value adjustment board; amending s. 196.011, F.S.; providing that a taxpayer need not pay unpaid taxes, penalties, or interest for erroneously granted exemptions for which annual application or statement requirements are waived; providing an effective date.

By the Committee on Community Affairs; and Senator Ingoglia—

CS for SB 696—A bill to be entitled An act relating to local officials; amending s. 125.73, F.S.; prohibiting the governing body of a county from renewing or extending the employment contract of a county administrator during a specified timeframe; providing an exception; defining the term “governmental entity”; creating s. 125.75, F.S.; prohibiting the governing body of a county from renewing or extending the employment contract of a county general counsel during a specified timeframe; providing an exception; defining the term “governmental entity”; amending s. 166.021, F.S.; prohibiting the governing body of a municipality from renewing or extending the employment contract of a chief executive officer or municipal general counsel during a specified timeframe; providing exceptions; defining the term “governmental entity”; amending s. 1001.50, F.S.; prohibiting a district school board from renewing or extending the employment contract of a superintendent during a specified timeframe; providing an exception; defining the term “governmental entity”; creating s. 1012.336, F.S.; prohibiting a district school board from renewing or extending the employment contract of a district school board general counsel during a specified timeframe; providing an exception; defining the term “governmental entity”; amending s. 112.061, F.S.; conforming cross-references; providing an effective date.

By the Committee on Education Postsecondary; and Senator Perry—

CS for SB 958—A bill to be entitled An act relating to postsecondary educational institutions; amending ss. 1001.03 and 1001.706, F.S.; revising the date by which the State Board of Education and the Board of Governors, respectively, must annually compile and publish specified assessments; creating s. 1001.93, F.S.; providing legislative findings; defining terms; requiring the Board of Governors of the State University System to establish a Committee on Public Policy Events; requiring each state university to establish an Office of Public Policy Events; providing the duties of the offices, including requirements for specific events, recording of such events, maintaining calendars, and requirements for reporting; authorizing a state university to assign duties of the office to an existing administrative office upon the approval of specified entities; requiring offices to report to specified state university offices; amending s. 1004.097, F.S.; prohibiting public institutions of higher education from requiring the completion of a political loyalty test or for persons to meet certain qualifications; providing requirements for such prohibited tests and qualifications; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively, for specified purposes; providing severability; amending s. 1004.26, F.S.; designating the Florida Student Association as the nonprofit advocacy organization for students of the State University System; requiring the Chancellor of the State University System, with approval from the Board of Governors, to designate another organization to serve such students under certain circumstances; providing membership for the board of directors of the association; providing requirements for such board of directors relating to the board's chair and the association's president; requiring the board of directors to adopt certain bylaws; providing an effective date.

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

CS for SB 1124—A bill to be entitled An act relating to employment of ex-offenders; amending s. 112.011, F.S.; revising the criteria a state agency must consider before denying a license, permit, or certification to a person previously convicted of a crime; requiring a state agency to consider specified factors when determining if an ex-offender applying for a license, permit, or certification has not been rehabilitated; requiring a state agency to use a specified process in its decision to deny a license, permit, or certificate to a person previously convicted of a crime; authorizing certain persons to petition a state agency to determine whether their criminal record disqualifies them from obtaining a license, permit, or certification; providing the requirements for the petition; requiring the state agency to use a specified procedure when reviewing the petition and making a decision on such petition; providing that such decision is binding on the state agency regarding any subsequent license, permit, or certification application received from that person; requiring the agency to advise the person of any actions he or she may take to remedy the disqualification; authorizing the person to submit a revised petition under specified circumstances; prohibiting a person from submitting a new petition during a specified timeframe; prohibiting a state agency from using specified terminology in a decision related to the denial of a license, permit, or certification; amending s. 112.0111, F.S.; revising legislative intent; requiring specified agencies to submit an annual report to the Governor and the Legislature; requiring that such report be made available on the agency's website; providing report requirements; amending ss. 310.071, 455.213, 494.0011, 517.1611, 559.554, 626.207, 626.9954, and 648.34, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

CS for SB 1156—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; revising the definition of the term "termination"; defining the term "volunteer services"; amending s. 121.091, F.S.; authorizing employers to establish post-employment volunteer programs to allow retirees to provide certain services during a specified timeframe; requiring such programs to meet specified criteria; providing an effective date.

By the Committee on Regulated Industries; and Senator DiCeglie—

CS for SB 1162—A bill to be entitled An act relating to renewable energy cost recovery; amending s. 366.91, F.S.; revising the types of contracts which are eligible for cost recovery by a public utility under certain circumstances; authorizing a public utility to recover prudently incurred renewable natural gas or hydrogen-based fuel infrastructure project costs through an appropriate Florida Public Service Commission cost-recovery mechanism; providing that such costs are not subject to further actions except under certain circumstances; specifying eligible renewable natural gas and hydrogen-based fuel infrastructure projects; requiring that cost recovery for such projects be approved by the commission; providing requirements for the approval determination; prohibiting cost recovery until a facility is placed in service; providing that certain other regulatory accounting rules may apply to such cost recovery; providing an effective date.

By the Committee on Community Affairs; and Senator Collins—

CS for SB 1184—A bill to be entitled An act relating to agricultural lands; amending s. 125.01, F.S.; increasing the nonresidential farm building just value threshold for certain special assessments; amending s. 163.3162, F.S.; authorizing construction or installation of housing for legal migrant farmworkers on certain lands; providing requirements for such housing; exempting such housing from certain local government approval; providing limitations on eligibility for residential uses of certain property; amending s. 193.461, F.S.; prohibiting local governments from adopting land use or zoning restrictions, conditions, or regulations that require termination or surrender of agricultural classifications for certain property; providing that such restrictions, conditions, or regulations adopted before a specified date are invalid and unenforceable; amending s. 212.096, F.S.; providing tax credits for the rental or purchase of specified housing for legal migrant farmworkers; providing requirements for claiming the tax credit; specifying procedures for the governing body when an application for tax credit is received; requiring that applications for tax credit be received by a certain timeframe; conforming a provision to changes made by the act; amending s. 381.0065, F.S.; requiring the Department of Environmental Protection to permit and inspect toilet facilities placed on lands classified as agricultural for certain use; providing an effective date.

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

CS for SB 1188—A bill to be entitled An act relating to contract liability; amending s. 287.058, F.S.; requiring that certain procurement contracts contain a provision specifying a finite maximum limit of liability for a contractor; requiring maximum liability terms for such contract or purchase order to be specified as a defined monetary threshold or formula; providing applicability; requiring that certain procurement agreements or purchase orders include a specified provision; reenacting ss. 287.0571(5) and 1002.84(13), F.S., relating to contract requirements for proposed outsourcing and procurement contract requirements for early learning coalitions, respectively, to incorporate the amendment made to s. 287.058, F.S., in references thereto; providing an effective date.

By the Committee on Regulated Industries; and Senators Collins, Burgess, and Calatayud—

CS for SB 1364—A bill to be entitled An act relating to the Interstate-Mobility and Universal-Recognition Occupational Licensing Act; creating s. 455.2135, F.S.; providing a short title; defining terms; requiring certain agencies, boards, departments, and other governmental entities to issue an occupational license or a government certification to applicants under certain circumstances; authorizing such entities to require an applicant to pass a specified examination under certain circumstances; requiring such entities to require certain applicants to complete a specified examination and certain education requirements; providing a presumption that the applications of certain individuals will be approved; requiring licensing entities to provide a written decision to an applicant within a specified timeframe; authorizing an applicant to appeal a decision made under the act; specifying that an applicant licensed or certified under the act is still subject to specified laws and entities; providing exceptions; providing construction; authorizing the

Governor to take certain actions relating to occupational licenses during declared states of emergency; requiring licensing entities to submit an annual report to the Legislature by a specified date; requiring the Department of Business and Professional Regulation and the Department of Health to adopt rules; creating s. 456.0365, F.S.; providing applicability; providing an effective date.

By the Committee on Regulated Industries; and Senator Collins—

CS for SB 1366—A bill to be entitled An act relating to fees; amending s. 455.2135, F.S.; authorizing applicable boards to charge a fee for applications under the Interstate-Mobility and Universal-Recognition Occupational Licensing Act; providing a contingent effective date.

By the Committee on Regulated Industries; and Senator Trumbull—

CS for SB 1432—A bill to be entitled An act relating to communications services tax; amending s. 202.12, F.S.; decreasing the tax rates on the retail sale of communications services and direct-to-home satellite services; amending s. 202.19, F.S.; revising the name of the discretionary communications services tax; requiring that a certain tax remain the same rate as it was on a specified past date until a specified future date; specifying the fees, taxes, charges, and other impositions that the tax replaces; prohibiting a certain tax passed after a certain date from being added to the local communications service tax before a future date; providing an effective date.

By the Committee on Regulated Industries; and Senator Gruters—

CS for SB 1454—A bill to be entitled An act relating to homeowners' right to display and store items; amending s. 720.304, F.S.; authorizing homeowners to display no more than a certain number of specified flags regardless of certain prohibitions in the governing documents of the homeowners' association; defining the term "first responder flag"; creating s. 720.3045, F.S.; prohibiting homeowners' associations from

restricting parcel owners or tenants from displaying items on a parcel which are not visible from the parcel's frontage; amending s. 720.3075, F.S.; prohibiting certain homeowners' association documents from precluding property owners from displaying a certain number of specified flags; requiring that such flags be displayed in a specified manner; providing an effective date.

By the Appropriations Committee on Criminal and Civil Justice; and the Committee on Criminal Justice—

CS for SB 7016—A bill to be entitled An act relating to the Department of Corrections; amending s. 944.35, F.S.; providing criminal penalties for any volunteer or employee of a contractor or subcontractor of the Department of Corrections who engages in sexual misconduct with specified inmates or offenders; defining the terms "private correctional facility" and "volunteer"; providing exceptions; providing for a type two transfer of private correctional facilities from the Department of Management Services to the Department of Corrections; amending ss. 287.042, 957.04, 957.06, 957.07, 957.08, 957.14, 957.15, and 957.16, F.S.; conforming provisions to changes made by the act; providing effective dates.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 22 was corrected and approved.

CO-INTRODUCERS

Senators Davis—SB 224; Rodriguez—SB 940

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 5:27 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 3:30 p.m., Wednesday, March 29 or upon call of the President.



Journal of the Senate

Number 8—Regular Session

Tuesday, March 28, 2023

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REPORTS OF SPECIAL MASTER ON CLAIM BILLS

The Special Master on Claim Bills recommends the following pass: SB 6; SB 16

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

REPORTS OF COMMITTEES

The Committee on Commerce and Tourism recommends the following pass: SB 1106

The Committee on Environment and Natural Resources recommends the following pass: SB 702; SB 1502

The bills contained in the foregoing reports were referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 1104; SB 1140

The bills were referred to the Appropriations Committee on Criminal and Civil Justice under the original reference.

The Committee on Education Pre-K -12 recommends the following pass: SB 1112; SB 1424; SB 1446; SB 1448

The bills were referred to the Appropriations Committee on Education under the original reference.

The Committee on Health Policy recommends the following pass: SB 140

The bill was referred to the Appropriations Committee on Health and Human Services under the original reference.

The Committee on Environment and Natural Resources recommends the following pass: SB 1420

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 784

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 1444

The Committee on Criminal Justice recommends the following pass: SB 1456; SB 1534

The Committee on Environment and Natural Resources recommends the following pass: CS for SB 1258

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

The Committee on Criminal Justice recommends the following pass: SB 1402

The Committee on Education Pre-K -12 recommends the following pass: SB 832

The bills 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 the following pass: SB 1284

The Committee on Commerce and Tourism recommends the following pass: SB 442

The Committee on Criminal Justice recommends the following pass: SB 1300; SB 1520

The Committee on Health Policy recommends the following pass: SB 1232

The Committee on Transportation recommends the following pass: SB 1388

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

The Committee on Agriculture recommends the following pass: SB 722

The Committee on Commerce and Tourism recommends the following pass: CS for SB 532; CS for SB 626

The Committee on Criminal Justice recommends the following pass: SB 1442; SB 1588

The Committee on Education Pre-K -12 recommends the following pass: SJR 94

The Committee on Environment and Natural Resources recommends the following pass: SB 1018

The Committee on Health Policy recommends the following pass: SB 514

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 670; SB 1158; SB 1398

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1108

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 836

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

The Committee on Education Pre-K -12 recommends committee substitutes for the following: SB 986; SB 1236

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

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1664

The Committee on Transportation recommends committee substitutes for the following: SB 464; SB 634; SB 996; SB 1074; SB 1252; SB 1254

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Committee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 628

The Committee on Transportation recommends a committee substitute for the following: SB 1636

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 1126

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 1686

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 Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 786

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 490

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1346

The bill with committee substitute attached was referred to the Committee on Environment and Natural Resources under the original reference.

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 742

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 718

The Committee on Criminal Justice recommends a committee substitute for the following: SB 998

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 a committee substitute for the following: SB 516

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1458

The Committee on Community Affairs recommends a committee substitute for the following: SB 950

The Committee on Criminal Justice recommends committee substitutes for the following: SB 994; SB 1208

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SJR 1234

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 1282

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 356

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 728; SB 770

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 1068

The Committee on Fiscal Policy recommends a committee substitute for the following: SB 1416

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 Fiscal Policy recommends a committee substitute for the following: CS for SB 250

The Committee on Rules recommends a committee substitute for the following: SB 404

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

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 Children and Families
 Appointee: Harris, Shevaun Pleasure of Governor

Director, Agency for Persons with Disabilities
 Appointee: Hatch, Taylor N. Pleasure of Governor

Secretary of Elderly Affairs
 Appointee: Branham, Michelle Pleasure of Governor

The Committee on Environment and Natural Resources recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment *For Term Ending*

Fish and Wildlife Conservation Commission
 Appointees: Hudson, Steven W. 08/01/2027
 Lester, Gary L. 08/01/2027
 Maury, Albert R. 08/01/2026
 Nicklaus, Gary T. 08/01/2027
 Rood, Sonya A. 01/06/2027

Governing Board of the Southwest Florida Water Management District
 Appointees: Armstrong, Elijah D. III 03/01/2026
 Holton, James W. 03/01/2026
 Rowland, Dustin 03/01/2027
 Stern, Robert Gary 03/01/2026

The Committee on Environment and Natural Resources recommends that the Senate confirm the following appointment made by the Governor and Cabinet:

Office and Appointment *For Term Ending*

Secretary of Environmental Protection
 Appointee: Hamilton, Emile DeShawn Pleasure of Governor

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Bills 2-1724—Previously introduced.

SR 1726—Not introduced.

By Senator Collins—

SR 1728—A resolution condemning the tyrannical Cuban government and the Tampa City Council member and Hillsborough County officials who, on March 3, 2023, entertained the Cuban ambassador and other Cuban officials at a dinner meeting in Tampa in complete disregard of the brutality of the Cuban regime and the blood that has been shed by those who rose up in opposition.

—was referred to the Committee on Rules.

Senate Bills 7000-7038—Previously introduced.

By the Committee on Banking and Insurance—

SB 7040—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 an exemption from public records requirements for security or firesafety system plans held by an agency; removing the scheduled repeal of the exemption; amending s. 281.301, F.S., which provides an exemption from public records and public meetings requirements for information relating to security or firesafety systems for certain properties and meetings relating to such systems and information; removing the scheduled repeal of the exemptions; amending s. 286.0113, F.S., which provides an exemption from public meetings requirements for portions of meetings that would reveal security or firesafety system plans held by an agency; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Banking and Insurance—

SB 7042—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 627.352, F.S., which provides an exemption from public records requirements for certain data and information from technology systems owned by, under contract with, or maintained by Citizens Property Insurance Corporation and an exemption from public meetings requirements for portions of meetings which would reveal such data and information; removing the scheduled repeal of the exemptions; providing an effective date.

—was referred to the Committee on Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Fiscal Policy; and Community Affairs; and Senator Martin—

CS for CS for SB 250—A bill to be entitled An act relating to natural emergencies; creating ss. 125.023 and 166.0335, F.S.; defining the term “temporary shelter”; prohibiting counties and municipalities, respectively, from prohibiting temporary shelters on residential property for a specified timeframe under certain circumstances; amending s. 189.0695, F.S.; authorizing independent special fire control districts to file a specified report on an alternative schedule under certain circumstances; providing for retroactive application; amending s. 252.35, F.S.; requiring the Division of Emergency Management to post a model contract for debris removal on its website by a specified date; requiring the model contract to be annually updated by a specified date; requiring

the division to prioritize technical assistance and training relating to natural disasters and emergencies to fiscally constrained counties; requiring the division to administer a revolving loan fund for certain local government projects; amending s. 252.363, F.S.; increasing the timeframe to exercise rights under a permit or other authorization; limiting the timeframe to exercise rights under a permit or other authorization to a certain timeframe when multiple natural emergencies occur; creating s. 252.391, F.S.; defining the term “local governmental entity”; encouraging local governmental entities to develop an emergency financial plan for major disasters; providing the contents of the emergency financial plan; recommending annual review of the emergency financial plan; amending s. 252.40, F.S.; authorizing local governments to create inspection teams for the review and approval of certain expedited permits; encouraging local governments to establish certain interlocal agreements; encouraging local governments to develop plans related to temporary accommodations of certain individuals; amending s. 287.055, F.S.; revising the definition of the term “continuing contract”; providing for the future expiration and reversion of specified statutory text; amending s. 288.066, F.S.; creating the Local Government Emergency Revolving Bridge Loan Program within the Department of Economic Opportunity to provide certain financial assistance to local governments impacted by federally declared disasters; conforming provisions to changes made by the act; providing construction; authorizing the department to provide interest-free loans to eligible local governments through specified means; requiring the department to prescribe a loan application; requiring the department to determine the loan amount based on certain factors; authorizing the department to deny a loan application and providing specified reasons for such denial; requiring the department to provide certain notice and make loan information available to eligible local governments; requiring loan repayments to be returned to the loan fund; providing that funds appropriated for the program are not subject to reversion; providing for expiration; amending s. 489.117, F.S.; authorizing a registered contractor to engage in contracting under certain circumstances; providing an expiration timeframe for such authorization; authorizing the local jurisdiction to discipline the registered contractor under certain circumstances; creating s. 553.7922, F.S.; requiring local governments impacted by certain emergencies to approve special processing procedures to expedite certain permits; amending s. 553.80, F.S.; prohibiting certain local governments from raising building inspection fees during a certain timeframe; providing for future expiration; prohibiting counties and municipalities located in areas included in certain federal disaster declarations from adopting or amending certain procedures for a specified period; providing for retroactive application; providing that certain comprehensive plan amendments, land development regulations, site plans, and development permits or orders may be enforced; providing for expiration; creating s. 627.4108, F.S.; requiring certain property insurers to submit any and all claims handling manuals to the Office of Insurance Regulation by a certain date and annually thereafter and within a certain timeframe of any updates to such manuals; requiring the insurers to include a certain attestation on a form prescribed by the office; requiring the office to conduct market conduct exams as necessary; amending s. 823.11, F.S.; authorizing certain persons to engage in a process relating to the removal and destruction of derelict vessels; providing appropriations; providing for the transfer of certain appropriated funds to the Economic Development Trust Fund of the Department of Economic Opportunity; requiring that loan repayments be repaid to the Economic Development Trust Fund; providing effective dates.

By the Committee on Banking and Insurance; and Senator Boyd—

CS for SB 356—A bill to be entitled An act relating to the practice of dentistry; amending s. 466.003, F.S.; defining the terms “dental laboratory technician” and “digital scanning”; amending s. 466.016, F.S.; requiring dentists to provide each patient with specified information; requiring individuals and entities that provide dental services through telehealth to provide each patient with specified information regarding the dentists treating such patient; amending s. 466.018, F.S.; requiring that there be a dentist of record for each patient treated through telehealth; subjecting such dentists to certain requirements; requiring individuals and entities that provide dental services through telehealth to make specified information available to each patient before rendering such services and at any time upon patient request; providing construction; amending s. 466.019, F.S.; defining the term “advertisement”; requiring that advertisements of specified dental services provided

through telehealth contain a specified disclaimer; amending s. 466.024, F.S.; specifying that only certain dental practitioners may perform specified functions of dentistry; amending s. 466.028, F.S.; providing additional grounds for disciplinary action against dental practitioners; amending s. 409.906, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Rules; and Senator Perry—

CS for SB 404—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining the term “killing of a minor”; expanding an existing exemption from public records requirements for certain photographs or video or audio recordings held by an agency to include photographs and video and audio recordings held by an agency which depict or record the killing of a minor, with exceptions; providing construction; conforming provisions to changes made by the act; providing criminal penalties; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing for the reversion of certain provisions if the exemption is repealed; providing a short title; amending s. 406.135, F.S.; revising the definition of the term “medical examiner”; defining the term “minor”; creating an exemption from public records requirements for autopsy reports of minors whose deaths were related to acts of domestic violence; providing exceptions; requiring that any viewing, copying, or other handling of such autopsy reports be under the direct supervision of the custodian of the record or his or her designee; requiring that certain surviving parents of a minor whose death was related to an act of domestic violence be given notice of petitions to view or copy the minor’s autopsy report and the opportunity to be present and heard at related hearings under certain circumstances; providing criminal penalties; providing construction; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing statements of public necessity; providing an effective date.

By the Committee on Transportation; and Senator Perry—

CS for SB 464—A bill to be entitled An act relating to interstate safety; amending s. 316.081, F.S.; defining the term “furthestmost left-hand lane”; prohibiting a driver from continuously operating a motor vehicle in the furthestmost left-hand lane of certain roadways, except under certain circumstances; providing applicability; providing a penalty; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Jones—

CS for SB 490—A bill to be entitled An act relating to investigations into the deaths of minors; providing a short title; amending s. 960.001, F.S.; requiring law enforcement agencies to provide certain information during the investigation of the death of a minor; providing an exception; providing construction; providing an effective date.

By the Committee on Banking and Insurance; and Senator DiCeglie—

CS for SB 516—A bill to be entitled An act relating to motor vehicle liability policies; amending s. 324.021, F.S.; revising the definition of the term “motor vehicle liability policy” and defining the term “risk retention group” for purposes of ch. 324, F.S.; providing an effective date.

By the Committee on Banking and Insurance; and Senator Grall—

CS for SB 628—A bill to be entitled An act relating to debt management services; amending s. 817.802, F.S.; increasing the maximum fee that may be charged for debt management services; providing an effective date.

By the Committee on Transportation; and Senator Yarborough—

CS for SB 634—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Cure Diabetes license

plate; providing for distribution and use of fees collected from the sale of the plate; providing an effective date.

By the Committee on Banking and Insurance; and Senator Yarborough—

CS for SB 670—A bill to be entitled An act relating to paid family leave insurance; amending s. 624.406, F.S.; authorizing life insurers to transact paid family leave insurance; creating s. 624.6086, F.S.; defining terms; creating s. 627.445, F.S.; defining terms; specifying circumstances under which family leave benefits may be provided under a paid family leave insurance policy; requiring that paid family leave insurance policies specify details and requirements with regard to covered circumstances; specifying requirements for policies relating to benefit periods, waiting periods, benefit amounts and certain offsets, and the payment of benefits; providing that eligibility for family leave benefits may be limited, excluded, or reduced, but must be specified in the policy; specifying permissible limitations, exclusions, and reductions; providing applicable provisions for calculating rates; specifying the means by which a policy must offer family leave benefits; authorizing the Financial Services Commission to adopt rules; providing an effective date.

By the Committee on Community Affairs; and Senator Yarborough—

CS for SB 718—A bill to be entitled An act relating to municipal boundaries; reordering and amending s. 171.031, F.S.; defining the term “feasibility study”; amending s. 171.0413, F.S.; specifying the measurement of land during annexation procedures; amending s. 171.042, F.S.; replacing the term “report” with “feasibility study”; amending s. 171.051, F.S.; revising contraction procedures when qualified voters desire to be excluded from municipal boundaries; prohibiting contraction under certain circumstances; amending s. 171.204, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Garcia—

CS for SB 728—A bill to be entitled An act relating to liveryes; amending s. 327.54, F.S.; revising safety requirements for liveryes and requiring hands-on instruction that meets specified requirements; providing an exemption from certain safety requirements when a renter hires a professional captain; revising insurance requirements for liveryes and renters; providing an effective date.

By the Committee on Environment and Natural Resources; and Senators Grall and Hooper—

CS for SB 742—A bill to be entitled An act relating to administrative procedures; amending s. 120.52, F.S.; defining the terms “repromulgation” and “technical change”; amending s. 120.54, F.S.; applying certain provisions applicable to all rules other than emergency rules to rules amended or repromulgated after a specified date; requiring agencies to publish a certain notice of rule development in the Florida Administrative Register within a specified timeframe before providing specified notice of a proposed rule; requiring that a notice of rule development cite the grant of rulemaking authority; requiring that a notice of rule development contain a proposed rule number and specified statements; requiring that notice of a proposed rule be published in the Florida Administrative Register within a specified timeframe after the most recent notice of rule development; revising the scope of public workshops to include information gathered for the preparation of statements of estimated regulatory costs; requiring that a notice of proposed rule include a website address where a statement of regulatory costs can be viewed; requiring that a notice of proposed rule include a request for the submission of any helpful information regarding the statement of estimated regulatory costs; requiring that material proposed to be incorporated by reference and the statement of estimated regulatory costs be made available to the public; requiring that material proposed to be incorporated by reference be made available in a specified manner; authorizing electronic delivery of notices to persons who have requested advance notice of agency rulemaking proceedings; requiring an agency to prepare a statement of estimated regulatory costs before adopting or amending any rule other than an emergency rule; providing that an agency is not required to prepare a statement of estimated regulatory costs before repealing a rule; providing an exception; requiring that

certain rule repeals be considered presumptively correct in a proceeding before the Division of Administrative Hearings or a court of competent jurisdiction; revising the criteria under which a proposed rule’s adverse impact on small businesses is deemed to exist; requiring an agency to provide notice of a regulatory alternative to the Administrative Procedures Committee within a certain timeframe; requiring certain agency personnel to attend public hearings on proposed rules; requiring an agency to publish a notice of convening a separate proceeding in certain circumstances; providing that rulemaking timelines are tolled during such separate proceedings; providing that such timelines resume the day after the conclusion of such proceedings; requiring that notice of conclusion of such proceedings be provided to the committee; revising the requirements for the contents of a notice of change; requiring the committee to notify the Department of State that the date for an agency to adopt a proposed rule has expired under certain circumstances; requiring the department to publish a notice of withdrawal under certain circumstances; requiring the agency, upon approval of the agency head, to electronically file with the department a certified copy of the proposed rule; requiring the committee to notify the department that the agency has failed to withdraw a rule within a specified timeframe; requiring the department to publish a notice of withdrawal of the rule; prohibiting an emergency rule from being effective for longer than a specified timeframe; providing that such rule is not renewable; providing an exception; requiring that emergency rules be published in the Florida Administrative Code; authorizing agencies to supersede an emergency rule through adoption of another emergency rule; providing the requirements for adopting the new rule; authorizing an agency to make technical changes to an emergency rule during a specified timeframe; requiring that notice of renewal of an emergency rule be published in the Florida Administrative Register before the expiration of the existing rule; requiring that the notice state specified facts and reasons; requiring that emergency rules be published in a certain section of the Florida Administrative Code; requiring specified emergency rules to contain a certain history note; providing that certain emergency rules may be repealed at any time while the emergency rule is in effect by publishing a certain notice in the Florida Administrative Register; requiring an agency to file a copy of a certain petition with the committee; making technical changes; amending s. 120.541, F.S.; requiring an agency to provide a copy of a proposal for a lower cost regulatory alternative to the committee within a certain timeframe; specifying the circumstances under which such proposal is deemed to be made in good faith; revising requirements for an agency’s consideration of a lower cost regulatory alternative; providing for an agency’s revision and publication of a revised statement of estimated regulatory costs in response to such alternatives; requiring that the revised statement of estimated regulatory costs be made available in the same manner as the original; deleting the definition of the term “transactional costs”; revising the applicability of specified provisions; providing additional requirements for the calculation of estimated regulatory costs; making technical changes; conforming provisions to changes made by the act; conforming a cross-reference; creating s. 120.5435, F.S.; providing legislative intent; requiring agency review of rules and repromulgation of rules that do not require substantive changes within a specified timeframe; requiring that such rules be reviewed periodically; requiring the agency to publish any variation from this schedule in the agency’s regulatory plan; requiring the committee to provide each agency with a specified list; providing that the failure of an agency to adhere to specified deadlines constitutes a material failure and is the basis for a specified objection; requiring an agency to publish a notice of repromulgation in the Florida Administrative Register and file a rule for repromulgation with the department within a specified timeframe; requiring an agency to file a notice of repromulgation with the committee within a specified timeframe; requiring the committee to certify if the agency has provided certain responses to the committee; providing that a repromulgated rule is not subject to challenge as a proposed rule and that certain hearing requirements do not apply; requiring an agency to electronically file a certified copy of a proposed repromulgated rule and any material incorporated by reference; providing that a rule is considered repromulgated upon filing with the department; requiring the department to update certain information in the Florida Administrative Code; requiring the committee to submit a specified list to the Legislature, within a specified timeframe; requiring the agency to initiate rulemaking proceedings to repeal certain rules within a specified timeframe if certain conditions exist; requiring the department to adopt rules by a certain date; creating s. 120.5436, F.S.; providing legislative intent; requiring the Department of Environmental Protection and water management districts to conduct a holistic review of certain permitting

processes and programs; providing the scope and purpose of the review; providing the factors the department and districts must consider when conducting the review; requiring the department and districts to submit a specified report to the Governor and Legislature by a specified date; amending s. 120.545, F.S.; requiring the committee to examine certain existing rules; amending s. 120.55, F.S.; requiring the Department of State to publish the Florida Administrative Register once each business day by a specified time; providing exceptions; requiring the department to indicate if a rule, proposed rule, or notice of rule development was corrected or replaced by republishing the register and noting the rule, proposed rule, or notice of rule development was corrected; requiring that certain rulemaking timeframes revert to the initial date of publication; requiring the agency, rather than the department, to publish specified information at the beginning of specified sections of the code; requiring that materials incorporated by reference be filed in a specified manner; requiring the department to include the date of a technical rule change in the Florida Administrative Code; providing that a technical change does not affect the effective date of a rule; revising the required contents of the Florida Administrative Register; requiring the department to adopt specified rules; amending s. 120.56, F.S.; conforming a cross-reference; amending s. 120.74, F.S.; requiring an agency to list each rule it plans to develop, adopt, or repeal during the forthcoming year in the agency's annual regulatory plan; requiring that an agency's annual regulatory plan identify any rules required to be repromulgated during the forthcoming year; requiring the agency to make certain declarations concerning the annual regulatory plan; amending ss. 120.80, 120.81, 420.9072, 420.9075, and 443.091, F.S.; conforming cross-references; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Bradley—

CS for SB 770—A bill to be entitled An act relating to residential loan alternative agreements; creating s. 475.279, F.S.; defining terms; specifying restrictions on residential loan alternative agreements for the disposition of residential real property; prohibiting a court from enforcing such agreements by certain means; providing that such agreements are void if listing services do not begin within a certain timeframe; providing construction; prohibiting the clerk of the circuit court from recording such agreements; providing that violations are unfair or deceptive trade practices; specifying penalties and remedies; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Burgess—

CS for SB 786—A bill to be entitled An act relating to public records; amending s. 402.88, F.S.; providing an exemption from public records requirements for all records, data, information, correspondence, and communications relating to and submitted in connection with the enrollment of persons in the Special Persons Registry maintained by local law enforcement agencies; providing exceptions; prohibiting law enforcement agencies, county emergency management agencies, and local fire departments from further disclosing confidential and exempt information; providing exceptions; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing for retroactive application; providing a contingent effective date.

By the Committee on Criminal Justice; and Senator Powell—

CS for SB 836—A bill to be entitled An act relating to theft from nonprofit organizations; creating s. 812.0146, F.S.; providing for the reclassification of certain theft offenses of specified amounts from nonprofit organizations; requiring restitution and community service for certain violations; providing an effective date.

By the Committee on Community Affairs; and Senator Rodriguez—

CS for SB 950—A bill to be entitled An act relating to Resiliency Energy Environment Florida programs; amending s. 163.08, F.S.; revising legislative intent; defining and revising terms; providing that a property owner may apply to a Resiliency Energy Environment Florida (REEF) program for funding to finance a qualifying improvement and may enter into an assessment financing agreement with a local gov-

ernment; providing that REEF program costs may be collected as non-ad valorem assessments; authorizing a local government to enter into an agreement with a program administrator to administer a REEF program on the local government's behalf; revising and specifying public recording requirements for assessment financing agreements and notices of lien; revising requirements that apply to local governments or program administrators in determining eligibility for assessment financing; revising requirements for qualifying improvements; revising the calculation of non-ad valorem assessment limits; providing construction; specifying underwriting, financing estimate, disclosure, and confirmation requirements for program administrators relating to residential real property; authorizing a residential real property owner, under certain circumstances and within a certain timeframe, to cancel an assessment financing agreement without financial penalty; specifying limitations on assessment financing agreement terms for residential real property; prohibiting certain financing terms for residential real property; specifying requirements for, and certain prohibited acts by, program administrators relating to assessment financing agreements and contractors for qualifying improvements to residential real property; specifying additional annual reporting requirements for program administrators; providing construction and applicability; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Education Pre-K -12; and Senator Burgess—

CS for SB 986—A bill to be entitled An act relating to education; amending s. 1002.33, F.S.; revising which students may be eligible for an enrollment preference for charter schools; specifying training and reporting requirements for charter school sponsors; requiring the State Board of Education to adopt rules to implement a standard monitoring tool; amending s. 1012.71, F.S.; revising the definition of the term "classroom teacher"; revising how a district school board calculates certain teachers' shares of funds from the Florida Teachers Classroom Supply Assistance Program; providing an effective date.

By the Committee on Criminal Justice; and Senators Calatayud, Perry, Gruters, Rodriguez, and Avila—

CS for SB 994—A bill to be entitled An act relating to public nuisances; amending s. 403.413, F.S.; prohibiting a person from intentionally dumping onto private property litter that evidences religious or ethnic animus toward an owner or invitee of such property; defining the term "animus"; providing criminal penalties; requiring that certain violations be reported pursuant to specified provisions; creating s. 784.0493, F.S.; defining the term "harass"; prohibiting a person from willfully and maliciously harassing, threatening, or intimidating another person based on the person's wearing or displaying of any indicia relating to any religious or ethnic heritage; providing criminal penalties; requiring that certain violations be reported pursuant to specified provisions; amending s. 806.13, F.S.; prohibiting willful and malicious defacement, injury, or damage to certain property; providing criminal penalties; removing a minimum damage requirement for a violation; requiring that certain violations be reported pursuant to specified provisions; defining the term "school"; prohibiting the knowing and intentional display or projection of certain images onto a building, structure, or property without permission; defining the term "image"; providing criminal penalties; providing construction; defining the term "animus"; requiring that certain violations be reported pursuant to specified provisions; creating s. 810.098, F.S.; prohibiting a person who willfully enters the campus of a state university or Florida College System institution for the purpose of threatening or intimidating another person from remaining on such campus after being warned to depart; providing criminal penalties; providing construction; requiring that certain violations be reported pursuant to specified provisions; defining terms; amending s. 871.01, F.S.; prohibiting the willful and malicious interruption or disruption of certain assemblies; providing criminal penalties; providing construction; defining the term "animus"; requiring that certain violations be reported pursuant to specified provisions; providing an effective date.

By the Committee on Transportation; and Senator Berman—

CS for SB 996—A bill to be entitled An act relating to driver license, identification card, and motor vehicle registration applications; amending ss. 320.02 and 322.08, F.S.; requiring that the motor vehicle

registration form and registration renewal form and the driver license or identification card application form, respectively, include an option to make a voluntary contribution to Best Buddies International; providing an effective date.

By the Committee on Criminal Justice; and Senator Burgess—

CS for SB 998—A bill to be entitled An act relating to chiefs of police; amending s. 112.531, F.S.; defining terms; creating s. 112.5321, F.S.; providing legislative findings and intent; providing rights of chiefs of police; requiring an aggrieved chief of police to provide his or her employing agency with a certain written notice within a specified timeframe; requiring an employing agency to cure an alleged violation within a specified timeframe; providing exceptions; providing an effective date.

By the Committees on Community Affairs; and Commerce and Tourism; and Senators Collins and Boyd—

CS for SB 1068—A bill to be entitled An act relating to drones; amending s. 330.41, F.S.; defining the terms “drone delivery service” and “drone port”; prohibiting a political subdivision from taking certain actions relating to drone delivery services; amending s. 553.73, F.S.; exempting drone ports from the Florida Building Code; amending s. 633.202, F.S.; defining the term “drone port”; exempting drone ports from the Florida Fire Prevention Code and other specified codes incorporated by reference; providing an effective date.

By the Committee on Transportation; and Senator Thompson—

CS for SB 1074—A bill to be entitled An act relating to the Divine Nine specialty license plate; amending s. 320.08058, F.S.; defining the term “immediate relative”; revising eligibility requirements for a Divine Nine license plate; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Hooper—

CS for SB 1108—A bill to be entitled An act relating to fees; amending s. 507.03, F.S.; revising registration fees for moving brokers; providing a contingent effective date.

By the Committee on Criminal Justice; and Senator Avila—

CS for SB 1126—A bill to be entitled An act relating to impeding, threatening, or harassing first responders; creating s. 843.31, F.S.; defining the terms “first responder” and “harass”; prohibiting a person, after receiving a warning not to approach from a first responder who is engaged in the lawful performance of a legal duty, to violate such warning and approach or remain within 20 feet of the first responder with specified intent; providing criminal penalties; providing an effective date.

By the Committee on Banking and Insurance; and Senator DiCeglie—

CS for SB 1158—A bill to be entitled An act relating to the Department of Financial Services; amending s. 20.121, F.S.; revising powers and duties of the department’s Division of Investigative and Forensic Services; deleting the department’s Strategic Markets Research and Assessment Unit; amending s. 39.6035, F.S.; deleting a requirement for the Department of Children and Families and the community-based care lead agency to provide certain financial literacy curriculum information to certain youth; amending s. 112.215, F.S.; redefining the term “employee” as “government employee” and revising the definition of the term; revising eligibility for plans of deferred compensation established by the Chief Financial Officer; revising the membership of the Deferred Compensation Advisory Council; making technical changes; amending s. 215.422, F.S.; revising the timeframe by which certain payments to health care providers for services to be reimbursed by a state agency or the judicial branch must be made; amending s. 274.01, F.S.; revising the definition of the term “govern-

mental unit” for purposes of ch. 274, F.S.; amending s. 409.1451, F.S.; conforming a provision to changes made by the act; amending s. 440.13, F.S.; authorizing, rather than requiring, a judge of compensation claims to order an injured employee’s evaluation by an expert medical advisor under certain circumstances; revising the schedules of maximum reimbursement allowances determined by the three-member panel under the Workers’ Compensation Law; revising reimbursement requirements for certain providers; requiring the department to annually notify carriers and self-insurers of certain schedules; requiring the publication of a schedule in a certain manner; providing construction; revising factors the panel must consider in establishing the uniform schedule of maximum reimbursement allowances; deleting certain standards for practice parameters; amending s. 440.38, F.S.; specifying requirements for forms used by the department to evidence certain workers’ compensation coverage of an employer; amending s. 440.385, F.S.; revising eligibility requirements for the board of directors of the Florida Self-Insurers Guaranty Association, Incorporated; authorizing the Chief Financial Officer to remove a director under certain circumstances; specifying requirements for, and restrictions on, directors; prohibiting directors and employees of the association from knowingly accepting certain gifts or expenditures; providing penalties; amending s. 624.1265, F.S.; revising conditions for a nonprofit religious organization to be exempt from requirements of the Florida Insurance Code; amending s. 624.501, F.S.; deleting an application filing and license fee for reinsurance intermediaries; amending s. 626.015, F.S.; revising the definition of the term “association” for purposes of part I of ch. 626, F.S.; amending s. 626.171, F.S.; deleting the authority of designated examination centers to take fingerprints of applicants for a license as an agent, customer representative, adjuster, service representative, or reinsurance intermediary; amending s. 626.173, F.S.; providing that a certain notice requirement for certain licensed insurance agencies ceasing the transacting of insurance does not apply to certain kinds of insurance; amending s. 626.207, F.S.; revising violations for which the department must adopt rules establishing specific penalties; amending s. 626.221, F.S.; adding a certification that exempts an applicant for license as an all-lines adjuster from an examination requirement; amending s. 626.2815, F.S.; revising continuing education requirements for certain insurance representatives; amending s. 626.321, F.S.; deleting certain requirements for, and restrictions on, licensees of specified limited licenses; adding a limited license for transacting preneed funeral agreement insurance; specifying conditions for issuing such license without an examination; amending s. 626.611, F.S.; revising specified grounds for compulsory disciplinary actions taken by the department against insurance representatives; amending s. 626.621, F.S.; adding grounds for discretionary disciplinary actions taken by the department against insurance representatives; amending s. 626.7492, F.S.; revising definitions of the terms “producer” and “reinsurance intermediary manager”; revising licensure requirements for reinsurance intermediary brokers and reinsurance intermediary managers; deleting the authority of the department to refuse to issue a reinsurance intermediary license under certain circumstances; amending s. 626.752, F.S.; requiring the department to suspend the authority of an insurer or employer to appoint licensees under certain circumstances relating to the exchange of insurance business; amending s. 626.785, F.S.; authorizing certain persons to obtain a limited license to sell only policies of life insurance covering the expense of a prearrangement for funeral services or merchandise; amending ss. 626.793 and 626.837, F.S.; requiring the department to suspend the authority of an insurer or employer to appoint licensees under certain circumstances relating to the acceptance of excess or rejected insurance business; amending s. 626.8411, F.S.; providing that certain notice requirements do not apply to title insurance agents or title insurance agencies; amending s. 626.8437, F.S.; adding grounds for compulsory disciplinary actions taken by the department against a title insurance agent or agency; amending s. 626.844, F.S.; adding grounds for discretionary disciplinary actions taken by the department against a title insurance agent or agency; amending s. 626.8473, F.S.; revising requirements for engaging in the business as an escrow agent in connection with real estate closing transactions; amending s. 626.854, F.S.; revising applicability of a prohibited act relating to public insurance adjusters; amending s. 626.874, F.S.; revising eligibility requirements for the department’s issuance of licenses to catastrophe or emergency adjusters; revising grounds on which the department may deny such license; amending s.

626.9892, F.S.; revising a condition and adding violations for which the department may pay rewards under the Anti-Fraud Reward Program; amending s. 626.9957, F.S.; providing for the expiration of a health coverage navigator's registration under certain circumstances; specifying a restriction on expired registrations; amending s. 627.351, F.S.; revising requirements for membership of the Florida Medical Malpractice Joint Underwriting Association; specifying a requirement for filling vacancies; authorizing the Chief Financial Officer to remove board members under certain circumstances; providing requirements for, and restrictions on, board members; providing penalties; amending s. 627.4215, F.S.; revising the applicability of disclosure requirements for health insurers relating to behavioral health insurance coverage; amending s. 627.70132, F.S.; providing that certain time restrictions on providing notice of property insurance claims do not apply to residential condominium unit owner loss assessment claims; amending s. 627.7015, F.S.; providing that a disputed property insurance claim is not eligible for mediation until certain conditions are met; providing that fees for a rescheduled mediation conference be assessed by the department rather than the administrator; authorizing the department to suspend an insurer's authority to appoint licensees under certain circumstances; amending s. 627.7074, F.S.; authorizing the department to designate, by written contract or agreement, an entity or a person to administer the alternative dispute resolution process for sinkhole insurance claims; amending s. 627.714, F.S.; specifying when a loss assessment claim under a residential condominium unit owner's property policy is deemed to occur; amending s. 627.745, F.S.; revising requirements and procedures for the mediation of personal injury claims under a motor vehicle insurance policy; requiring the department to adopt specified rules relating to a motor vehicle claims insurance mediation program; authorizing the department to designate a person or entity to serve as administrator; amending s. 631.141, F.S.; authorizing the department in receivership proceedings to take certain actions as a domiciliary receiver; amending s. 631.252, F.S.; revising conditions under which policies and contracts of insolvent insurers are canceled; amending ss. 631.56, 631.716, 631.816, and 631.912, F.S.; revising membership eligibility requirements for the Florida Insurance Guaranty Association, the Florida Life and Health Insurance Guaranty Association, the Florida Health Maintenance Organization Consumer Assistance Plan, and the Florida Workers' Compensation Insurance Guaranty Association, Incorporated, respectively; authorizing the Chief Financial Officer to remove a board member under certain circumstances; specifying requirements for, and restrictions on, board members; providing penalties; creating s. 633.1423, F.S.; defining the term "organization"; authorizing the Division of State Fire Marshal to establish a direct-support organization; specifying the purpose of and requirements for the organization; specifying requirements for the organization's written contract and board of directors; providing requirements for the use of property, annual budgets and reports, an annual audit, and the division's receipt of proceeds; authorizing moneys received to be held in a depository account; providing for future repeal; amending s. 634.181, F.S.; adding grounds for compulsory disciplinary actions by the department against motor vehicle service agreement salespersons; requiring the department to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such suspension; authorizing the department to adopt rules; amending s. 634.191, F.S.; revising grounds for discretionary disciplinary actions by the department against motor vehicle service agreement salespersons; requiring salespersons to submit certain documents to the department; authorizing the department to adopt rules; amending s. 634.320, F.S.; revising grounds for compulsory disciplinary actions by the department against home warranty association sales representatives; requiring the department to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such suspension; authorizing the department to adopt rules; amending s. 634.321, F.S.; revising grounds for discretionary disciplinary actions by the department against home warranty association sales representatives; authorizing the department to adopt rules; amending s. 634.419, F.S.; providing that specified home solicitation sale requirements do not apply to certain persons relating to the solicitation of service warranty or related service or product sales; amending s. 634.422, F.S.; revising grounds for compulsory disciplinary actions by the department against service warranty association sales representatives; requiring the de-

partment to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such suspension; authorizing the department to adopt rules; amending s. 634.423, F.S.; revising grounds for discretionary disciplinary actions by the department against service warranty association sales representatives; authorizing the department to adopt rules; reordering and amending s. 648.25, F.S.; defining and redefining terms; amending s. 648.26, F.S.; authorizing certain actions by the department or the Office of Insurance Regulation relating to certain confidential records relating to bail bond agents; amending s. 648.27, F.S.; deleting a provision relating to the continuance of a temporary bail bond agent license; amending s. 648.285, F.S.; revising requirements, conditions, and procedures for a bail bond agency license; providing applicability; conforming a provision to changes made by the act; amending s. 648.30, F.S.; revising requirements and conditions for the licensure and appointment as a bail bond agent or bail bond agency; conforming a provision to changes made by the act; amending s. 648.31, F.S.; specifying that there is no fee for the issuance of any appointment to a bail bond agency; conforming a provision to changes made by the act; amending s. 648.34, F.S.; revising qualifications for a bail bond agent license; conforming a provision to changes made by the act; amending s. 648.355, F.S.; deleting provisions relating to temporary licenses as a limited surety agent or professional bail bond agent; specifying requirements for an individual licensed as a temporary bail bond agent to qualify for bail bond agent license; prohibiting the department from issuing a temporary bail bond agent license beginning on a specified date; providing construction relating to existing temporary licenses; amending s. 648.382, F.S.; revising requirements for the appointment of bail bond agents or bail bond agencies; conforming a provision to changes made by the act; amending s. 648.386, F.S.; defining the term "classroom instruction"; revising requirements for approval and certification as an approved limited surety agent and professional bail bond agent continuing education school; amending s. 648.387, F.S.; renaming primary bail bond agents as bail bond agents in charge; revising the department's disciplinary authority; revising prohibited actions and the applicability of such prohibitions; providing for the automatic expiration of a bail bond agency's license under certain circumstances; creating s. 648.3875, F.S.; providing requirements for applying for designation as a bail bond agent in charge; amending s. 648.39, F.S.; revising applicability of provisions relating to termination of appointments of certain agents and agencies; repealing s. 648.41, F.S., relating to termination of appointment of temporary bail bond agents; amending s. 648.42, F.S.; conforming a provision to changes made by the act; making a technical change; amending s. 648.44, F.S.; revising applicability of prohibited acts; revising and specifying prohibited acts of bail bond agents and bail bond agencies; conforming provisions to changes made by the act; amending s. 648.441, F.S.; revising applicability of a prohibition against furnishing supplies to an unlicensed bail bond agent; amending s. 648.46, F.S.; authorizing certain actions by the department or the office relating to certain confidential records relating to bail bond agents; amending s. 648.50, F.S.; revising applicability of provisions relating to disciplinary actions taken by the department; conforming provisions to changes made by the act; amending s. 717.135, F.S.; revising a requirement for, and a prohibition on, claimants' representatives relating to unclaimed property recovery agreements and purchase agreements; providing construction; amending s. 843.021, F.S.; revising a defense to an unlawful possession of a concealed handcuff key; amending s. 903.28, F.S.; providing for remission of bond forfeiture under specified timeframes when a defendant is deceased; revising the amounts of bond forfeitures for which a court must order remission under certain circumstances; revising the circumstances under which forfeitures must be remitted; requiring a court, under certain circumstances, to direct remission of forfeiture if the state is unwilling to seek extradition of the defendant; amending ss. 28.2221, 119.071, 631.152, 631.398, and 903.09, F.S.; conforming cross-references; ratifying a specified rule of the Florida Administrative Code relating to the Florida Workers' Compensation Health Care Provider Reimbursement Manual; providing construction; providing effective dates.

By the Committee on Criminal Justice; and Senator Burgess—

CS for SB 1208—A bill to be entitled An act relating to depositions of witnesses in criminal proceedings; amending s. 92.55, F.S.; prohibiting the deposition of specified victims and witnesses in a criminal proceeding without a showing of good cause; providing for motions to depose witnesses; providing for factors to be considered concerning such motions; requiring written findings on such motions; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Brodeur—

CS for SJR 1234—A joint resolution proposing the creation of Section 28 of Article I of the State Constitution to preserve forever fishing, hunting, and the taking of fish and wildlife, including by the use of traditional methods, as a public right and preferred means of managing and controlling fish and wildlife and providing construction regarding such right.

By the Committee on Education Pre-K -12; and Senator Wright—

CS for SB 1236—A bill to be entitled An act relating to K-12 education; amending s. 1003.03, F.S.; deleting a specified reduction calculation for certain school district funding for school districts that fail to meet certain class size requirements; conforming provisions to changes made by the act; amending s. 1003.05, F.S.; providing that certain dependent children of active duty military personnel must be enrolled in certain programs; authorizing certain students of military personnel to enroll in any school within this state under certain circumstances; providing an effective date.

By the Committee on Transportation; and Senator DiCeglie—

CS for SB 1252—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 207.004, F.S.; requiring the department or its authorized agent to issue certain licenses and fuel tax decals; amending s. 316.066, F.S.; requiring traffic law enforcement agencies to provide uniform crash reports to the department by electronic means; requiring that such crash reports be consistent with certain rules and procedures and to be numbered and inventoried; providing a declaration of important state interest; amending s. 316.2935, F.S.; providing an exception to requirements for certification of air pollution control equipment by a motor vehicle seller, lessor, or transferor; amending s. 316.302, F.S.; revising the list of federal rules and regulations to which owners and drivers of certain commercial motor vehicles are subject; amending s. 319.14, F.S.; requiring that a certificate of title for a flood vehicle specify the type of water that caused damage to the vehicle, as applicable; revising the definition of the term “flood vehicle”; making technical changes; amending s. 319.23, F.S.; making technical changes; amending s. 319.28, F.S.; providing that a certain affidavit constitutes proof of ownership and right of possession to a motor vehicle or mobile home the previous owner of which died testate; amending s. 319.29, F.S.; prohibiting the department or a tax collector from charging a fee for re-issuance of certain certificates of title; amending s. 319.30, F.S.; revising the definition of the terms “independent entity” and “major component parts”; defining the term “vessel”; revising provisions relating to obtaining a salvage certificate of title or certificate of destruction; exempting the department from liability to certain persons as a result of the issuance of such certificate; extending current requirements for an independent entity’s release of a damaged or dismantled vehicle to vessels; authorizing the independent entity to apply for certain certificates for an unclaimed vessel; providing requirements for such application; specifying provisions to which the independent entity is subject; prohibiting the independent entity from charging vessel storage fees; amending s. 320.06, F.S.; authorizing permanent registration of certain rental trucks; authorizing the department to deem a license plate with reduced dimensions to be necessary to accommodate trailers; making technical changes; amending s. 320.084, F.S.; providing that certain disabled veterans may, upon request, be issued a military license plate or specialty license plate in lieu of a “DV” license plate; specifying applicable fees; specifying nonapplicability of certain provisions; amending s. 322.01, F.S.; revising definitions; defining the term “downgrade”; amending s. 322.02, F.S.; charging the department with enforcement

and administration of certain federal provisions; amending s. 322.05, F.S.; prohibiting the department from issuing a commercial motor vehicle operator license to certain persons; amending s. 322.07, F.S.; revising requirements for issuance of a temporary commercial instruction permit; amending s. 322.141, F.S.; requiring that certain information on the driver license or identification card of a sexual offender or sexual predator be printed in red; amending s. 322.142, F.S.; authorizing the department to issue reproductions of certain files and records to certain criminal justice or driver licensing agencies for certain purposes; amending s. 322.21, F.S.; authorizing reinstatement of a commercial driver license after a downgrade of the person’s privilege to operate a commercial motor vehicle under certain circumstances; making technical changes; creating s. 322.591, F.S.; requiring the department to obtain a driver’s record from the Commercial Driver’s License Drug and Alcohol Clearinghouse under certain circumstances; prohibiting the department from issuing, renewing, transferring, or revising the types of authorized vehicles or the endorsements of certain commercial driver licenses or commercial instruction permits if the department receives a certain notification; requiring the department to downgrade a commercial driver license or commercial instruction permit within a specified timeframe if the department receives a certain notification; requiring the department to notify certain drivers of their prohibition from operating a commercial motor vehicle and, upon request, afford them an opportunity for an informal hearing; providing requirements for such notice and hearing; requiring the department to enter a final order to downgrade a commercial driver license or commercial instruction permit under certain circumstances; specifying that a request for a hearing tolls certain deadlines; specifying that certain notifications received by the department must be in the record for consideration and are self-authenticating; specifying that the basis for the notification and the information in the Commercial Driver’s License Drug and Alcohol Clearinghouse are not subject to challenge; requiring the department to dismiss the downgrade of a commercial driver license or instruction permit under certain circumstances; requiring the department to record in the driver’s record that he or she is disqualified from operating a commercial motor vehicle under certain circumstances; specifying that certain actions are not stayed during the pendency of certain proceedings; requiring the department to reinstate a commercial driver license or commercial instruction permit under certain circumstances; exempting the department from liability for certain commercial driver license or commercial instruction permit downgrades; designating the exclusive procedure for the downgrade of certain commercial driver licenses or commercial instruction permits; providing construction and applicability; authorizing the department to issue at no cost a specified driver license to certain persons prohibited from operating a commercial motor vehicle; amending ss. 322.34 and 322.61, F.S.; conforming cross-references; making technical changes; amending ss. 324.0221, 324.131, 627.311, and 627.351, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 627.7275, F.S.; deleting provisions relating to noncancelable motor vehicle insurance; making technical changes; providing effective dates.

By the Committee on Transportation; and Senators Trumbull, Rodriguez, and Pizzo—

CS for SB 1254—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; renaming the “Give the Kids the World” specialty license plate as the “Universal Orlando Resort” specialty license plate; directing the Department of Highway Safety and Motor Vehicles to develop a Recycle Florida license plate and a Florida Association of Realtors license plate; providing for distribution and use of fees collected from the sale of the plates; providing an effective date.

By the Committee on Community Affairs; and Senator Stewart—

CS for SB 1282—A bill to be entitled An act relating to public restroom requirements; amending s. 553.86, F.S.; requiring the Florida Building Commission to adopt certain requirements in the Florida Building Code for certain public restroom facilities newly constructed or renovated after a specified date; providing an effective date.

By the Committee on Community Affairs; and Senator Avila—

CS for SB 1346—A bill to be entitled An act relating to local regulation of nonconforming or unsafe structures; creating s. 553.8991, F.S.; providing a short title; defining terms; providing applicability; prohibiting local governments from prohibiting, restricting, or preventing the demolition of certain structures unless necessary for public safety; requiring that replacement structures be permitted to be developed in accordance with applicable zoning codes and ordinances; providing an exception; authorizing owners and developers of replacement structures to develop in accordance with all land use, zoning, and other land development rights; providing for retroactive application; preempting regulation of the demolition or replacement of certain structures to the state under certain circumstances; providing an effective date.

By the Committee on Banking and Insurance; and Senator DiCeglie—

CS for SB 1398—A bill to be entitled An act relating to consumer protection; amending s. 494.001, F.S.; revising the definition of the term “branch office”; defining the term “remote location”; authorizing a licensee under ch. 494, F.S., to allow loan originators to work from remote locations if specified conditions are met; amending s. 494.0067, F.S.; specifying that mortgage lenders may transact business from branch offices and remote locations; providing a requirement for operating remote locations; creating s. 501.2042, F.S.; defining terms; providing requirements for organizers of crowd-funding campaigns related to disasters and for crowd-funding platforms; amending s. 520.23, F.S.; revising disclosure requirements for agreements governing the sale or lease of a distributed energy generation system; amending s. 560.111, F.S.; providing a criminal penalty; amending s. 560.309, F.S.; prohibiting a licensee under ch. 560, F.S., from cashing corporate checks for certain payees where the aggregate face amount exceeds a specified amount; amending s. 626.551, F.S.; revising the timeframe in which an insurance representative must notify the Department of Financial Services of certain changes in information; amending s. 626.602, F.S.; providing applicability of provisions relating to the disapproval of insurance agency names to adjusting firm names; revising grounds on which such names may be disapproved by the department; deleting an obsolete provision; amending s. 626.854, F.S.; revising the definition of the term “public adjuster”; prohibiting public adjusters from contracting with anyone other than the named insured without the insured’s written consent; specifying a penalty for noncompliance; specifying timeframes in which an insured or a claimant may cancel a public adjuster’s contract without penalty or contract under certain circumstances; revising requirements for public adjusters’ contracts; specifying requirements for public adjusters if the insurer, within a certain timeframe, pays or commits in writing to pay to the insured the policy limit of the policy; specifying limitations on commissions received by public adjusters; amending s. 626.860, F.S.; providing that an attorney’s exemption from public adjuster licensure requirements does not apply to certain persons; amending s. 626.875, F.S.; revising recordkeeping requirements for appointed independent adjusters and licensed public adjusters; amending s. 626.8796, F.S.; revising requirements for public adjuster contracts; specifying requirements for and prohibitions on public adjusters relating to such contracts; providing construction; authorizing the department to adopt rules; amending s. 626.8797, F.S.; revising a fraud statement requirement in proof-of-loss statements; amending s. 626.9541, F.S.; adding an unfair or deceptive insurance act relating to health insurance policies; amending s. 627.4025, F.S.; revising the definition of the term “hurricane,” and defining the term “hurricane deductible,” as used in policies providing residential coverage; amending s. 627.4133, F.S.; revising conditions that apply to a specified notice requirement for, and a limitation on, the cancellation or termination of certain insurance policies; amending s. 627.4554, F.S.; revising legislative purpose; revising applicability; revising and defining terms; revising and specifying duties of insurers and agents relating to the recommendation and sale of annuity investments; specifying comparable standards that comply with such requirements; specifying agent training requirements; providing and revising construction; authorizing the department to adopt certain forms by rule; amending s. 634.041, F.S.; specifying authorized methods of paying claims for motor vehicle service agreements; amending s. 634.401, F.S.; revising the definition of the term “manufacturer” for purposes of part III of ch. 634, F.S.; amending s. 634.406, F.S.; deleting a debt obligation rating re-

quirement for certain service warranty associations or parent corporations; providing effective dates.

By the Committee on Fiscal Policy; and Senator Gruters—

CS for SB 1416—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.08, F.S.; making technical changes; authorizing the court to consider the adultery of either spouse and any resulting economic impact in determining the amount of alimony awarded; requiring the court to make certain written findings in its awards of alimony; authorizing the court to award a combination of forms of alimony or forms of payment for certain purposes; providing a burden of proof for the party seeking support, maintenance, or alimony; requiring the court to make written findings under certain circumstances; revising factors that the court must consider in determining the form or forms of support, maintenance, or alimony; requiring the court to make specific findings regarding the purchase or maintenance of a life insurance policy or a bond to secure alimony; authorizing the court to apportion costs of such policies or bonds; modifying certain rebuttable presumptions related to the duration of a marriage for purposes of determining alimony; prohibiting the length of an award of rehabilitative alimony from exceeding a specified timeframe; revising a provision authorizing the modification of rehabilitative alimony upon completion of the rehabilitative plan; revising provisions related to durational alimony; prohibiting the length of an award of durational alimony from exceeding specified timeframes; authorizing the court to extend durational alimony under certain circumstances; specifying the calculation of durational alimony; removing a provision authorizing the court to award permanent alimony; providing applicability; amending s. 61.13, F.S.; removing the unanticipated change of circumstances requirement regarding modifying a parenting plan and time-sharing schedule; authorizing the court to consider a certain relocation of a parent as a substantial and material change for the purpose of a modification to the time-sharing schedule, subject to a certain determination; amending s. 61.14, F.S.; requiring the court to reduce or terminate support, maintenance, or alimony under certain circumstances; clarifying provisions relating to supportive relationships; specifying burdens of proof for the obligor and obligee when the court must determine that a supportive relationship exists or has existed and the extent to which an award of support, maintenance, or alimony should be reduced or terminated; requiring the court to make certain written findings; revising the additional factors the court must consider regarding supportive relationships; revising construction and applicability; authorizing the court to reduce or terminate an award of support, maintenance, or alimony upon specific written findings of fact regarding the obligor’s retirement; providing burdens of proof for the obligor and obligee; requiring the court to make written findings regarding specified factors when deciding whether to reduce or terminate support, maintenance, or alimony; authorizing the obligor to file a petition within a certain timeframe to modify or terminate his or her support, maintenance, or alimony obligation in anticipation of retirement; requiring the court to consider certain factors and make certain written findings; amending s. 741.0306, F.S.; revising the information contained in a certain family law handbook; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Yarborough—

CS for SB 1458—A bill to be entitled An act relating to roller skating rink safety; creating s. 768.395, F.S.; providing legislative findings; defining terms; providing that an operator of a roller skating rink is not liable for damages or personal injury resulting from inherent risks of roller skating; providing exceptions; providing that certain persons assume the inherent risk of roller skating; providing that an operator is not required to eliminate, alter, or control the inherent risks in roller skating; establishing the responsibilities of roller skaters; providing that failure to take certain actions or comply with certain responsibilities constitutes negligence; providing an effective date.

By the Committee on Transportation; and Senator Wright—

CS for SB 1636—A bill to be entitled An act relating to rescission or cancellation of a motor vehicle sale; amending s. 212.17, F.S.; requiring a motor vehicle dealer who rescinds, cancels, or revokes a sale or an application for a certificate of title to be reimbursed by the Department of Revenue for the amount of tax collected or charged for such sale or application; creating s. 319.255, F.S.; authorizing a motor vehicle dealer, a motor vehicle purchaser, and any person claiming a lien on a motor vehicle to rescind or cancel a motor vehicle sale before an application for a certificate of title is submitted; providing for invalidation of certain subsequent requirements imposed on a motor vehicle dealer under certain circumstances; authorizing the motor vehicle dealer to obtain a duplicate certificate of origin, duplicate certificate of title, or new certificate of title; requiring the Department of Highway Safety and Motor Vehicles to rescind, cancel, or revoke an application for a certificate of title or an issued certificate of title after execution of a certain affidavit; providing requirements for the return or payment of certain fees and sales taxes; providing for the surrender or destruction of a certificate of title; providing requirements for filing and processing the affidavit; prohibiting a motor vehicle dealer from offering for retail sale a motor vehicle the sale of which has been rescinded or canceled until receipt of a certificate of title from the department; providing construction; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Hooper—

CS for SB 1664—A bill to be entitled An act relating to economic development; amending s. 20.60, F.S.; requiring the Secretary of Economic Opportunity to appoint deputy secretaries and directors for specified divisions of the Department of Economic Opportunity; amending s. 163.3175, F.S.; revising the list of local governments affected by Naval Support Activity Orlando; conforming a provision to changes made by the act; amending s. 201.25, F.S.; exempting loans made with funds administered by the Department of Economic Opportunity from certain taxes; amending s. 288.018, F.S.; revising requirements relating to the Florida Rural Development Grants Program; amending s. 288.065, F.S.; removing a requirement that certain repayments under the Rural Community Development Revolving Loan Fund be matched; amending s. 288.0655, F.S.; revising grant requirements and authorizations relating to the Rural Infrastructure Fund; revising limits on grant awards; amending s. 288.075, F.S.; revising the definition of the term “economic development agency”; amending s. 288.8017, F.S.; specifying that the term “public infrastructure projects” includes projects for workforce housing; conforming provisions to changes made by the act; amending s. 288.9604, F.S.; deleting the future repeal of provisions governing the Florida Development Finance Corporation; amending ss. 288.980 and 288.985, F.S.; conforming provisions to changes made by the act; amending s. 288.987, F.S.; renaming the Florida Defense Support Task Force as the Florida Defense Support Council; amending s. 446.71, F.S.; revising requirements relating to the Everglades Restoration Agricultural Community Employment Training Program; defining terms; authorizing, rather than requiring, the department to adopt rules; amending s. 695.03, F.S.; requiring the Secretary of the Department of Economic Opportunity, rather than the Governor, to appoint certain commissioners of deeds; reenacting s. 288.106(2)(b), F.S., relating to the tax refund program for qualified target industry businesses, to incorporate the amendment made to s. 288.075, F.S., in a reference thereto; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Wright—

CS for SB 1686—A bill to be entitled An act relating to the designation of Brevard Barrier Island Area as an area of critical state concern; creating s. 380.0553, F.S.; providing a short title; providing legislative findings and intent; designating the Brevard Barrier Island Area as an area of critical state concern; providing guiding principles for development within the area; providing for removal of the designation; providing an effective date.

**REFERENCE CHANGES
PURSUANT TO RULE 4.7(2)**

By the Committee on Banking and Insurance; and Senator DiCeglie—

CS for SB 516—A bill to be entitled An act relating to motor vehicle liability policies; amending s. 324.021, F.S.; revising the definition of the term “motor vehicle liability policy” and defining the term “risk retention group” for purposes of ch. 324, F.S.; providing an effective date.

—was referred to the Appropriations Committee on Criminal and Civil Justice; and the Committee on Rules.

By the Committee on Banking and Insurance; and Senator Yarborough—

CS for SB 670—A bill to be entitled An act relating to paid family leave insurance; amending s. 624.406, F.S.; authorizing life insurers to transact paid family leave insurance; creating s. 624.6086, F.S.; defining terms; creating s. 627.445, F.S.; defining terms; specifying circumstances under which family leave benefits may be provided under a paid family leave insurance policy; requiring that paid family leave insurance policies specify details and requirements with regard to covered circumstances; specifying requirements for policies relating to benefit periods, waiting periods, benefit amounts and certain offsets, and the payment of benefits; providing that eligibility for family leave benefits may be limited, excluded, or reduced, but must be specified in the policy; specifying permissible limitations, exclusions, and reductions; providing applicable provisions for calculating rates; specifying the means by which a policy must offer family leave benefits; authorizing the Financial Services Commission to adopt rules; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Community Affairs; and Senator Rodriguez—

CS for SB 950—A bill to be entitled An act relating to Resiliency Energy Environment Florida programs; amending s. 163.08, F.S.; revising legislative intent; defining and revising terms; providing that a property owner may apply to a Resiliency Energy Environment Florida (REEF) program for funding to finance a qualifying improvement and may enter into an assessment financing agreement with a local government; providing that REEF program costs may be collected as non-ad valorem assessments; authorizing a local government to enter into an agreement with a program administrator to administer a REEF program on the local government’s behalf; revising and specifying public recording requirements for assessment financing agreements and notices of lien; revising requirements that apply to local governments or program administrators in determining eligibility for assessment financing; revising requirements for qualifying improvements; revising the calculation of non-ad valorem assessment limits; providing construction; specifying underwriting, financing estimate, disclosure, and confirmation requirements for program administrators relating to residential real property; authorizing a residential real property owner, under certain circumstances and within a certain timeframe, to cancel an assessment financing agreement without financial penalty; specifying limitations on assessment financing agreement terms for residential real property; prohibiting certain financing terms for residential real property; specifying requirements for, and certain prohibited acts by, program administrators relating to assessment financing agreements and contractors for qualifying improvements to residential real property; specifying additional annual reporting requirements for program administrators; providing construction and applicability; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Fiscal Policy.

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

CS for SB 1124—A bill to be entitled An act relating to employment of ex-offenders; amending s. 112.011, F.S.; revising the criteria a state agency must consider before denying a license, permit, or certification to a person previously convicted of a crime; requiring a state agency to consider specified factors when determining if an ex-offender applying for a license, permit, or certification has not been rehabilitated; requiring a state agency to use a specified process in its decision to deny a license, permit, or certificate to a person previously convicted of a crime; authorizing certain persons to petition a state agency to determine whether their criminal record disqualifies them from obtaining a license, permit, or certification; providing the requirements for the petition; requiring the state agency to use a specified procedure when reviewing the petition and making a decision on such petition; providing that such decision is binding on the state agency regarding any subsequent license, permit, or certification application received from that person; requiring the agency to advise the person of any actions he or she may take to remedy the disqualification; authorizing the person to submit a revised petition under specified circumstances; prohibiting a person from submitting a new petition during a specified timeframe; prohibiting a state agency from using specified terminology in a decision related to the denial of a license, permit, or certification; amending s. 112.0111, F.S.; revising legislative intent; requiring specified agencies to submit an annual report to the Governor and the Legislature; requiring that such report be made available on the agency's website; providing report requirements; amending ss. 310.071, 455.213, 494.0011, 517.1611, 559.554, 626.207, 626.9954, and 648.34, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

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

CS for SB 1156—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; revising the definition of the term "termination"; defining the term "volunteer services"; amending s. 121.091, F.S.; authorizing employers to establish post-employment volunteer programs to allow retirees to provide certain services during a specified timeframe; requiring such programs to meet specified criteria; providing an effective date.

—was referred to the Committee on Appropriations.

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

CS for SB 1188—A bill to be entitled An act relating to contract liability; amending s. 287.058, F.S.; requiring that certain procurement contracts contain a provision specifying a finite maximum limit of liability for a contractor; requiring maximum liability terms for such contract or purchase order to be specified as a defined monetary threshold or formula; providing applicability; requiring that certain procurement agreements or purchase orders include a specified provision; reenacting ss. 287.0571(5) and 1002.84(13), F.S., relating to contract requirements for proposed outsourcing and procurement contract requirements for early learning coalitions, respectively, to incorporate the amendment made to s. 287.058, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Fiscal Policy.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **SB 32, SB 34, SB 36, SB 38, SB 40, SB 42, and SB 44** which he approved on March 24, 2023.

EXECUTIVE BUSINESS

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 Funeral, Cemetery, and Consumer Services Appointee: Williams, Darrin R., Jacksonville	09/30/2025
Board of Nursing Home Administrators Appointee: DeBiasi, Philip, Fort Lauderdale	10/31/2025
Board of Pharmacy Appointee: Hickman, Jonathan M., Tallahassee	10/31/2025
Board of Supervisors of the Central Florida Tourism Oversight District Appointees: Aungst, Brian J., Jr., Clearwater Sasso, Michael Adam, Confidential pursuant to s. 119.071(4), F.S.	02/26/2027 02/26/2027

Referred to the Committee on Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 3 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Commerce Committee and Representative(s) Rommel, Sirois, Black, Borrero, Fabricio, Giallombardo, Gregory, Holcomb, Jacques, Massullo, Overdorf, Plakon—

CS for CS for HB 3—A bill to be entitled An act relating to government and corporate activism; amending s. 17.57, F.S.; defining the term "pecuniary factor"; requiring that the Chief Financial Officer, or a party authorized to invest on his or her behalf, make investment decisions based solely on pecuniary factors; amending s. 20.058, F.S.; requiring a specified attestation, under penalty of perjury, from certain organizations; defining the term "pecuniary factor"; requiring citizen support organizations and direct-support organizations to make investment decisions based solely on pecuniary factors; amending s. 112.656, F.S.; requiring that investment decisions comply with a specified requirement related to the consideration of pecuniary factors; amending s. 112.661, F.S.; conforming a provision to changes made by the act; creating s. 112.662, F.S.; defining the term "pecuniary factor"; providing that only pecuniary factors may be considered in investment decisions for retirement systems or plans; providing that the interests of participants and beneficiaries of such systems or plans may not be subordinated to other objectives; requiring shareholder rights to be exercised considering only pecuniary factors; requiring specified reports; providing requirements for such reports; requiring the Department of Management Services to report certain noncompliance to the Attorney General; authorizing certain proceedings to be brought by the Attorney General who, if successful in those proceedings, is entitled to reasonable attorney fees and costs; requiring the department to adopt rules; providing applicability; amending ss. 175.071 and 185.06, F.S.; specifying that certain public boards of trustees are subject to the requirement that only pecuniary factors be considered in investment decisions; amending s. 215.47, F.S.; defining the term "pecuniary factor"; requiring the State Board of Administration to make investment decisions based solely on pecuniary factors; providing an exception to current investment and fiduciary standards in the event of a conflict;

amending s. 215.475, F.S.; requiring the Florida Retirement System Defined Benefit Plan Investment Policy Statement to comply with the requirement that only pecuniary factors be considered in investment decisions; amending s. 215.4755, F.S.; requiring certain investment advisors or managers to certify in writing that investment decisions are based solely on pecuniary factors; providing applicability; providing that failure to file a required certification is grounds for termination of certain contracts; providing that a submission of a materially false certification is deemed a willful refusal to comply with a certain fiduciary standard; requiring that certain noncompliance be reported to the Attorney General, who is authorized to bring certain civil or administrative actions; providing that if the Attorney General is successful in those proceedings, he or she is entitled to reasonable attorney fees and costs; creating s. 215.681, F.S.; defining terms; prohibiting bond issuers from issuing environmental, social, and governance bonds and taking other related actions; authorizing certain financial institutions to purchase and underwrite specified bonds; providing applicability; creating s. 215.855, F.S.; defining terms; requiring that contracts between governmental entities and investment managers contain certain provisions and a specified disclaimer; providing applicability; amending s. 218.415, F.S.; defining the term "pecuniary factor"; requiring units of local government to make investment decisions based solely on pecuniary factors; amending s. 280.02, F.S.; revising the definition of the term "qualified public depository"; creating s. 280.025, F.S.; requiring a specified attestation, under penalty of perjury, from certain entities; amending s. 280.05, F.S.; requiring the Chief Financial Officer to verify such attestations; requiring the Chief Financial Officer to report materially false attestations to the Attorney General, who is authorized to bring certain civil and administrative actions; providing that if the Attorney General is successful in those proceedings, he or she is entitled to reasonable attorney fees and costs; providing construction; authorizing the Chief Financial Officer to suspend or disqualify a qualified public depository that no longer meets the definition of that term; amending s. 280.051, F.S.; adding grounds for suspension or disqualification of a qualified public depository; amending s. 280.054, F.S.; providing that failure to timely file a required attestation is deemed a knowing and willful violation; amending s. 280.055, F.S.; adding a circumstance under which the Chief Financial Officer may issue certain orders against a qualified public depository; creating s. 287.05701, F.S.; defining the term "awarding body"; prohibiting an awarding body from requesting certain documentation or giving preference to vendors based on their social, political, or ideological interests; requiring that solicitations for the procurement of commodities or contractual services by an awarding body contain a specified notification, beginning on a specified date; creating s. 516.037, F.S.; requiring licensees to make certain determinations based on an analysis of certain risk factors; prohibiting such licensees from engaging in unsafe and unsound practices; providing construction; providing that certain actions on the part of licensees are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from applicants and licensees, beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; creating s. 560.1115, F.S.; requiring licensees to make determinations about the provision or denial of services based on an analysis of certain risk factors; prohibiting the licensees from engaging in unsafe and unsound practices; providing construction; providing that certain actions are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from applicants and licensees, beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; amending s. 560.114, F.S.; revising the actions that constitute grounds for specified disciplinary action of a money services business, an authorized vendor, or an affiliated party; amending s. 655.005, F.S.; revising a definition; creating s. 655.0323,

F.S.; requiring financial institutions to make determinations about the provision or denial of services based on an analysis of specified risk factors; prohibiting financial institutions from engaging in unsafe and unsound practices; providing construction; providing that certain actions are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from financial institutions annually, beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; prohibiting certain entities from exercising specified authority; amending s. 1010.04, F.S.; prohibiting school districts, Florida College System Institutions, and state universities from requesting certain documentation from vendors and giving preference to vendors based on their social, political, or ideological interests; requiring that solicitations for purchases or leases include a specified notice; reenacting s. 17.61(1), F.S., relating to powers and duties of the Chief Financial Officer in the investment of certain funds, to incorporate the amendment made to s. 17.57, F.S., in references thereto; reenacting s. 215.44(3), F.S., relating to the powers and duties of the Board of Administration in the investment of trust funds, to incorporate the amendment made to s. 215.47, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 109 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Agriculture & Natural Resources Appropriations Subcommittee and Representative(s) Canady, Esposito, Killebrew, Plasencia, Roach, Yeager—

CS for HB 109—A bill to be entitled An act relating to state park campsite reservations; amending s. 258.014, F.S.; requiring the Division of Recreation and Parks of the Department of Environmental Protection to allow residents and nonresidents to make state park cabin and campsite reservations within specified timeframes; requiring Florida residents to provide information from their Florida driver license or identification card for certain reservations made in advance; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 155 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Transportation & Modals Subcommittee and Representative(s) Holcomb, Beltran—

CS for HB 155—A bill to be entitled An act relating to the Tampa Bay Area Regional Transit Authority; repealing part III of ch. 343, F.S., relating to the creation and operation of the authority; dissolving the authority; providing for the discharge of any liabilities and the assumption of any outstanding liabilities; requiring the authority to settle and close its affairs and transfer any pending activities; requiring the closure and dispensing of federal and state funds; providing for the distribution of the authority's remaining assets; requiring notification of final dissolution; requiring the forwarding of authority records; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 543, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Brannan, Payne, Anderson, Andrade, Bankson, Barnaby, Black, Brackett, Fine, Giallombardo, Gregory, Holcomb, Maggard, Massullo, Melo, Overdorf, Plakon, Rommel, Salzman, Sirois, Temple, Tramont, Yeager—

CS for HB 543—A bill to be entitled An act relating to public safety; amending s. 27.53, F.S.; conforming provisions to changes made by the act; amending s. 30.15, F.S.; requiring sheriffs to assist private schools in complying with a certain statute; revising the name of a guardian program; authorizing a private school to request the sheriff to establish a guardian program under certain conditions; providing requirements for the guardian program; authorizing certified individuals to serve as school guardians if appointed by the applicable private school head of school; revising the training program hours required for school employees to be certified as school guardians; amending s. 768.28, F.S.; revising a definition; amending s. 790.001, F.S.; defining the term "handgun"; amending s. 790.01, F.S.; authorizing a person to carry a concealed weapon or concealed firearm if he or she is licensed to do so or meets specified requirements; specifying the burden of proof for certain violations; creating s. 790.013, F.S.; requiring a person who is carrying a concealed weapon or concealed firearm without a license to carry valid identification and display such identification upon demand by a law enforcement officer; providing a noncriminal penalty; prohibiting a person who is carrying a concealed weapon or concealed firearm without a license from carrying such weapon or firearm in specified locations; amending s. 790.015, F.S.; authorizing a nonresident to carry a concealed weapon or concealed firearm in this state if he or she meets the same requirements as a resident; removing a requirement that limits recognition of concealed firearm licenses to those states that honor Florida concealed weapon or concealed firearm licenses; amending s. 790.052, F.S.; conforming provisions to changes made by the act; amending s. 790.053, F.S.; specifying that it is not a violation of specified provisions for persons authorized to carry a concealed weapon or concealed firearm without a license to briefly and openly display a firearm under specified circumstances; amending s. 790.06, F.S.; defining the term "concealed weapon or concealed firearm"; removing a requirement that a person who is licensed to carry a concealed weapon or concealed firearm must carry such license while he or she is in actual possession of a concealed weapon or concealed firearm; revising legislative findings; making technical changes; amending s. 790.0655, F.S.; making technical changes; amending s. 790.115, F.S.; providing that a person who is authorized to carry a concealed weapon or concealed firearm without a license is subject to specified penalties for possessing such weapon or firearm at a school-sponsored event or on school property; conforming provisions to changes made by the act; revising applicability; repealing s. 790.145, F.S., relating to the possession of firearms or destructive devices within the premises of pharmacies; amending s. 790.25, F.S.; providing that a person who is authorized to carry a concealed weapon or concealed firearm may carry such weapon or firearm on his or her person in a private conveyance under certain circumstances; conforming provisions to changes made by the act; making technical changes; amending s. 790.251, F.S.; revising the definition of the term "employee" to include any person who is authorized to carry a concealed weapon or concealed firearm; prohibiting an employer from conditioning employment upon the fact that an employee or a prospective employee is authorized to carry a concealed weapon or concealed firearm; amending s. 790.31, F.S.; removing the definition of the term "handgun"; amending s. 943.03, F.S.; conforming a provision to a change made by the act; creating s. 943.6873, F.S.; requiring each law enforcement agency in this state to create and maintain an active assailant response policy by a specified date; providing requirements for the policy; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to develop a behavioral threat management operational process by a specified date; providing requirements for the process; revising provisions requiring the office to develop a Florida-specific behavioral threat assessment instrument by a specified date; revising require-

ments for the instrument; requiring the office to develop, host, maintain, and administer a threat management portal by a specified date; providing requirements for the threat management portal; providing a noncriminal penalty for an individual using the threat management portal for an unauthorized purpose; deleting provisions providing for the Statewide Threat Assessment Database Workgroup; authorizing the State Board of Education to adopt emergency rules; amending s. 1002.42, F.S.; authorizing a private school to partner with a law enforcement agency or security agency for specified purposes; conforming a provision to a change made by the act; requiring a private school that establishes a safe-school officer to comply with specified provisions of law; providing that the private school is responsible for certain implementation costs; amending s. 1003.25, F.S.; revising information included in verified reports of serious or recurrent behavior patterns; amending s. 1006.07, F.S.; redesignating threat assessment teams as threat management teams; requiring a charter school governing board to establish a threat management team; providing requirements for a threat management team; requiring the threat management team to prepare a specified report; authorizing the state board to adopt emergency rules; providing legislative findings; amending s. 1006.12, F.S.; conforming a provision to a change made by the act; creating s. 1006.121, F.S.; requiring the Department of Education to establish the Florida Safe Schools Canine Program; requiring the Office of Safe Schools to consult with specified entities; defining the term "firearm detection canine"; providing requirements for the program; requiring the State Board of Education to adopt rules; amending s. 1006.13, F.S.; conforming provisions to changes made by the act; providing reporting requirements for certain school safety incidents; amending ss. 790.1612, 810.095, 921.0022, 921.0024, 943.051, 943.0585, 943.059, 985.11, and 1002.33 F.S.; conforming provisions to changes made by the act; providing appropriations; providing effective dates.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 719 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Killebrew, Arrington—

HB 719—A bill to be entitled An act relating to the practice of veterinary medicine; amending s. 474.203, F.S.; exempting certain out-of-state veterinarians who provide specified services under the responsible supervision of a veterinarian licensed in this state from certain regulations governing veterinary medical practice; providing that the supervising licensed veterinarian is responsible for such services; specifying that such out-of-state veterinarians are ineligible for a premises permit; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 7025 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Brannan—

HB 7025—A bill to be entitled An act relating to public records; amending s. 1002.42, F.S.; providing a public records exemption for information pertaining to a safe-school officer at a private school; 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 Fiscal Policy.

RETURNING MESSAGES — FINAL ACTION

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 102.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 7006.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 7008.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

ENROLLING REPORTS

CS for SB 102 has been enrolled, signed by the required constitutional officers, and presented to the Governor on March 28, 2023.

Tracy C. Cantella, Secretary

CO-INTRODUCERS

Senators Avila—SB 994, SR 1728; Book—SB 612, SB 860; Calatayud—SB 1670; Davis—SB 612; DiCeglie—SB 442; Jones—SB 860, SB 1466; Osgood—SB 612, SB 1570; Perry—SB 1290; Pizzo—SB 1254; Trumbull—SB 702

SENATE PAGES

March 27-31, 2023

Ella Bisson, Orlando; Emerson Chandler, Destin; Madeline Forslund, Tallahassee; Moses Jinu, Orlando; Toby King, Tallahassee; Courtney Laird, Orange Park; William Laird, Orange Park; Lauren Laskowski, Orlando; Audrey Link, Lakeland; Audrey Lord, Live Oak; Gabriella Melton-Velez, Orlando; Henry Montford, St. Augustine; Nicholas Oaks, Tallahassee; Ryder Radecki, St. Augustine; Mary Ricco, Tallahassee; Nia Sampson, Tallahassee; Bryce Sealey, Tallahassee; Justin Smith, Orange Park; Alice Wenrich, Orlando; Brady White, Fleming Island



Journal of the Senate

Number 9—Regular Session

Wednesday, March 29, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 3:30 p.m. A quorum present—40:

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

PRAYER

The following prayer was offered by The Reverend Bret Hays, Advent Episcopal Church, Tallahassee:

Almighty God, giver of all enlightenment, we give you thanks for blessing our forebears with the gift of wisdom, especially the wisdom to discern the rights and welfare of the people, to cherish freedom, and to establish democracy in this land to protect these good things. In like manner, bless this great legislative body and those who support them with your wisdom, that all people of our great state might flourish in the grace and peace you intend for all humanity. Amen.

PLEDGE

Senate Pages, Courtney Laird of Orange Park; Ryder Radecki of St. Augustine; and Brady White of Fleming Island, 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. Jay Epstein of Pinellas Park as the doctor of the day, here at her invitation. Dr. Epstein specializes in anesthesiology and critical care medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Avila—

By Senator Avila—

SR 1118—A resolution recognizing the outstanding service of Adjutant General James O. Eifert throughout his illustrious military career, on the occasion of his retirement.

WHEREAS, Major General James O. Eifert is assigned as the Adjutant General, Florida, serving since April 2019 as the senior military advisor to the Governor, responsible for the overall management, readiness, and mobilization of both the United States Army and the United States Air Force elements of the Florida National Guard, and

WHEREAS, during his tenure as the Adjutant General, Major General James O. Eifert has provided exemplary guidance and leadership during the approach and aftermath of two major hurricanes and other natural disasters and during this state’s unprecedented response to the COVID-19 pandemic, and

WHEREAS, since the time of his commission from the United States Air Force Academy in June 1982 and his graduation from the United States Air Force Fighter Weapons School in December 1992, Major General James O. Eifert has consistently demonstrated exceptional leadership abilities, and

WHEREAS, with his boundless energy and commitment, Major General James O. Eifert has contributed immeasurably to the readiness and well-being of members of the Florida National Guard and the Department of Military Affairs, and

WHEREAS, Major General James O. Eifert is retiring from military service on April 22, 2023, NOW, THEREFORE,

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

That Adjutant General James O. Eifert is recognized for his outstanding service throughout his illustrious military career, on the occasion of his retirement as the senior military advisor to the Governor.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Adjutant General James O. Eifert as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Martin—

By Senator Martin—

SR 1726—A resolution recognizing March 28, 2023, as “Florida Gulf Coast University Day” in Florida.

WHEREAS, in May 1991, then-Governor Lawton Chiles signed into law a bill passed by the Florida Legislature authorizing the creation of Florida’s 10th public university, Florida Gulf Coast University (FGCU),

to provide higher education opportunities and workforce development in the previously underserved region of Southwest Florida, and

WHEREAS, FGCU opened its doors to 2,584 students on August 25, 1997, and held its first commencement of 81 graduates in May 1998, and

WHEREAS, FGCU has been led by four outstanding and dynamic presidents: Roy McTarnaghan, William C. Merwin, Wilson G. Bradshaw, and Michael V. Martin, and

WHEREAS, with the leadership and vision of current President Michael V. Martin and the FGCU Board of Trustees, FGCU students have a clear pathway to success and an academic home that embraces college affordability for all students, and

WHEREAS, FGCU's top priority is student success, with internships, credentialing opportunities, and a focus on providing the necessary academic resources and laboratory facilities to allow students to timely complete degrees from one of the six colleges providing essential programs, and

WHEREAS, FGCU has an accomplished faculty and a dedicated staff who help students gain necessary skills and abilities to meet regional and statewide workforce needs, and

WHEREAS, FGCU has strategically grown into a regional university of more than 16,000 students and today offers 63 undergraduate, 26 graduate, and 7 doctoral programs and 18 academic certificates, and

WHEREAS, FGCU's pathways to student success have led to national prominence in academics, environmental sustainability, and student service learning, with 4.4 million hours contributed to the Southwest Florida community since 1997, and

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

WHEREAS, in 2022, The Water School opened its doors to create a University of Distinction program that will provide FGCU the foundation to pursue designation as a recognized state and national leader in the area of water, focusing on local issues to address challenges throughout the world, and

WHEREAS, FGCU continues to work collaboratively with the State University System to meet regional and statewide workforce needs by graduating career-ready students from Marieb College's School of Nursing, which has one of the highest first-time passage rates in the State University System on the required nursing licensure examination, and

WHEREAS, FGCU has established the Daveler & Kauanui School of Entrepreneurship, where students chart their paths to career success, whether it be securing great jobs after graduation, creating startup companies, transitioning into family businesses, or starting artistic careers, leading the *Princeton Review* to recognize the school as the highest-ranked undergraduate entrepreneurship program in Florida and 15th in the nation, and

WHEREAS, with more than 20 chapters around the nation, the FGCU Alumni Association has more than 42,822 members, with 70 percent of graduates working in their respective fields of study and with more than 2,000 businesses started by graduates in Southwest Florida, and

WHEREAS, FGCU strives to bring diversification of the economy to the region through innovation in agribusiness, construction management, environmental engineering, and public health, and

WHEREAS, FGCU serves and engages its surrounding community, offering a wealth of enrichment opportunities, including visual arts, music, theater, and public radio and television, and

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

WHEREAS, the collegiate experience enriches the lives of FGCU students and serves the surrounding community through "Turning Ideas into Impact" and the university's longstanding commitment to service, NOW, THEREFORE,

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

That March 28, 2023, is recognized as "Florida Gulf Coast University Day" in Florida.

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

—was introduced, read, and adopted by publication.

MOMENT OF SILENCE

At the direction of the President, the Senate observed a moment of silence in memory of the three students and three staff members whose lives were lost due to gun violence that occurred at The Covenant School in Nashville, Tennessee, on March 27, 2023.

SPECIAL RECOGNITION

Senator Burgess recognized this day as Vietnam War Veterans Day in Florida and this year as the fiftieth anniversary of Operation Homecoming when 591 American prisoners of war were repatriated from North Vietnam following the Paris Peace Accords. In honor of this special occasion, Senator Burgess recognized Senator Torres for his service as a U.S. Marine Corps Veteran during the Vietnam War and welcomed him home. On behalf of the Senate, in recognition of his years of service, Senator Torres was presented with a veteran's medal from the Florida Veterans Foundation and a signed proclamation from Governor Ron DeSantis.

BILLS ON THIRD READING

CS for CS for SB 256—A bill to be entitled An act relating to employee organizations representing public employees; amending s. 447.301, F.S.; requiring a public employee who desires to be a member of an employee organization to sign a membership authorization form beginning on a specified date; requiring that such form include a specified statement; authorizing a public employee to revoke membership in an employee organization at any time of the year; requiring an employee organization to revoke a public employee's membership upon receipt of his or her written request for revocation; prohibiting an employee organization from limiting an employee's right to revoke membership to certain dates; prohibiting a revocation form from requiring a reason for the public employee's decision to revoke his or her membership; requiring employee organizations to retain such authorization forms and requests for revocation for inspection by the Public Employees Relations Commission; providing applicability with respect to certain employee organizations; authorizing the commission to adopt rules; amending s. 447.303, F.S.; prohibiting certain employee organizations from having dues and uniform assessments deducted and collected by the employer from certain salaries; authorizing public employees to pay dues and uniform assessments directly to the employee organization; authorizing certain employee organizations to have dues and uniform assessments deducted and collected by the employer from certain salaries; amending s. 447.305, F.S.; revising requirements for applications for initial registrations and renewals of registration of employee organizations; providing procedures for incomplete applications; requiring certain employee organizations to petition the commission for recertification as bargaining agents; authorizing a public employer or bargaining unit employee to challenge an employee organization's application for renewal of registration; requiring the commission or one of its designated agents to review the application; requiring the commission to revoke the registration and certification of the employee organization in certain circumstances; authorizing the commission to conduct investigations for specified purposes; authorizing the commission to revoke or deny an employee organization's registration or certification under certain circumstances; specifying that

certain decisions issued by the commission are reviewable final agency actions; providing applicability with respect to certain employee organizations; requiring certain employee organizations to provide their members with an annual audited financial report; requiring employee organizations to notify their members annually of all costs of membership; amending s. 447.509, F.S.; revising prohibitions for employee organizations and certain persons and entities relating to employee organizations; amending s. 1012.2315, F.S.; removing duplicative provisions; reenacting ss. 110.114(3) and 447.507(6)(a), F.S., relating to employee wage deductions and violation of strike prohibition and penalties, respectively, to incorporate the amendment made to s. 447.303, F.S., in references thereto; providing effective dates.

—as amended March 23, was read the third time by title.

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

Senator Ingoglia moved the following amendment:

Amendment 1 (690590) (with title amendment)—Delete lines 124-127 and insert:

Section 2. Subsection (12) is added to section 447.207, Florida Statutes, to read:

447.207 Commission; powers and duties.—

(12) Upon a petition by a public employer after it has been notified by the Department of Labor that the public employer's protective arrangement covering mass transit employees does not meet the requirements of 49 U.S.C. s. 5333(b) and would jeopardize the employer's continued eligibility to receive Federal Transit Administration funding, the commission may waive, to the extent necessary for the public employer to comply with the requirements of 49 U.S.C. s. 5333(b), any of the following for an employee organization that has been certified as a bargaining agent to represent mass transit employees:

(a) The prohibition on dues and assessment deductions provided in s. 447.303(1).

(b) The requirement to petition the commission for recertification.

(c) The revocation of certification provided in s. 447.305(6) and (7).

Section 3. Effective July 1, 2023, section 447.303, Florida Statutes, is amended to read:

447.303 Dues; deduction and collection.—

(1) Except as authorized in subsection (2) or subject to a waiver granted pursuant to s. 447.207(12)(a), an employee

And the title is amended as follows:

Delete line 22 and insert: the commission to adopt rules; amending s. 447.207, F.S.; authorizing the commission to waive certain provisions for specified employee organizations under certain circumstances; amending s. 447.303,

Senator Pizzo moved the following substitute amendment which failed to receive the required two-thirds vote:

Substitute Amendment 2 (436266) (with title amendment)—Delete lines 120-299 and insert: 943.10(1), (2), or (3), respectively; firefighters as defined in s. 633.102; or emergency medical technicians as defined in s. 401.23.

7. The commission may adopt rules to implement this paragraph.

Section 2. Subsection (12) is added to section 447.207, Florida Statutes, to read:

447.207 Commission; powers and duties.—

(12) Upon a petition by a public employer after it has been notified by the Department of Labor that the public employer's protective arrangement covering mass transit employees does not meet the requirements of 49 U.S.C. s. 5333(b) and would jeopardize the employer's continued eligibility to receive Federal Transit Administration funding, the com-

mission may waive, to the extent necessary for the public employer to comply with the requirements of 49 U.S.C. s. 5333(b), any of the following for an employee organization that has been certified as a bargaining agent to represent mass transit employees:

(a) The prohibition on dues and assessment deductions provided in s. 447.303(1).

(b) The requirement to petition the commission for recertification.

(c) The revocation of certification provided in s. 447.305(6) and (7).

Section 3. Effective July 1, 2023, section 447.303, Florida Statutes, is amended to read:

447.303 Dues; deduction and collection.—

(1) Except as authorized in subsection (2) or subject to a waiver granted pursuant to s. 447.207(12)(a), an employee organization that has been certified as a bargaining agent may not have its dues and uniform assessments deducted and collected by the employer from the salaries of those employees in the unit. A public employee may pay dues and uniform assessments directly to the employee organization that has been certified as the bargaining agent.

(2)(a) An ~~any~~ employee organization that ~~which~~ has been certified as a bargaining agent to represent law enforcement officers, correctional officers, or correctional probation officers as those terms are defined in s. 943.10(1), (2), or (3), respectively; firefighters as defined in s. 633.102; or emergency medical technicians as defined in s. 401.23 ~~has shall have~~ the right to have its dues and uniform assessments deducted and collected by the employer from the salaries of those employees who authorize the deduction and collection of said dues and uniform assessments. However, such authorization is revocable at the employee's request upon 30 days' written notice to the employer and employee organization. Said deductions shall commence upon the bargaining agent's written request to the employer.

(b) Reasonable costs to the employer of said deductions is ~~shall be~~ a proper subject of collective bargaining.

(c) Such right to deduction, unless revoked ~~under pursuant to~~ s. 447.507, is ~~shall be~~ in force for so long as the employee organization remains the certified bargaining agent for the employees in the unit.

(3) The public employer is expressly prohibited from any involvement in the collection of fines, penalties, or special assessments.

Section 4. Effective October 1, 2023, section 447.305, Florida Statutes, is amended to read:

447.305 Registration of employee organization.—

(1) Every employee organization seeking to become a certified bargaining agent for public employees shall register with the commission pursuant to the procedures set forth in s. 120.60 prior to requesting recognition by a public employer for purposes of collective bargaining and prior to submitting a petition to the commission requesting certification as an exclusive bargaining agent. Further, if such employee organization is not registered, it may not participate in a representation hearing, participate in a representation election, or be certified as an exclusive bargaining agent. The application for registration required by this section shall be under oath and in such form as the commission may prescribe and shall include:

(a) The name and address of the organization and of any parent organization or organization with which it is affiliated.

(b) The names and addresses of the principal officers and all representatives of the organization.

(c) The amount of the initiation fee and of the monthly dues which members must pay.

(d) The current annual audited financial statement of the organization.

(e) The name of its business agent, if any; if different from the business agent, the name of its local agent for service of process; and the addresses where such person or persons can be reached.

(f) A pledge, in a form prescribed by the commission, that the employee organization will conform to the laws of the state and that it will accept members without regard to age, race, sex, religion, or national origin.

(g) A copy of the current constitution and bylaws of the employee organization.

(h) A copy of the current constitution and bylaws of the state and national groups with which the employee organization is affiliated or associated. In lieu of this provision, and upon adoption of a rule by the commission, a state or national affiliate or parent organization of any registering labor organization may annually submit a copy of its current constitution and bylaws.

(2) A registration granted to an employee organization pursuant to the provisions of this section shall run for 1 year from the date of issuance. A registration shall be renewed annually by filing application for renewal under oath with the commission, which application shall reflect any changes in the information provided to the commission in conjunction with the employee organization's preceding application for registration or previous renewal, whichever is applicable. Each application for renewal of registration shall include a current annual *audited financial statement, certified by an independent certified public accountant licensed under chapter 473 and report, signed by the employee organization's president and treasurer or corresponding principal officers, containing the following information in such detail as may be necessary accurately to disclose its financial condition and operations for its preceding fiscal year and in such categories as the commission may prescribe:*

- (a) Assets and liabilities at the beginning and end of the fiscal year;
- (b) Receipts of any kind and the sources thereof;
- (c) Salary, allowances, and other direct or indirect disbursements, including reimbursed expenses, to each officer and also to each employee who, during such fiscal year, received more than \$10,000 in the aggregate from such employee organization and any other employee organization affiliated with it or with which it is affiliated or which is affiliated with the same national or international employee organization;
- (d) Direct and indirect loans made to any officer, employee, or member which aggregated more than \$250 during the fiscal year, together with a statement of the purpose, security, if any, and arrangements for repayment; and
- (e) Direct and indirect loans to any business enterprise, together with a statement of the purpose, security, if any, and arrangements for repayment.

(3) *In addition to subsection (2), an employee organization that has been certified as the bargaining agent for public employees must include for each such certified bargaining unit the following information and documentation as of the 30th day immediately preceding the date of renewal in its application for any renewal of registration on or after October 1, 2023:*

- (a) *The number of employees in the bargaining unit who are eligible for representation by the employee organization.*
- (b) *The number of employees in the bargaining unit who have submitted signed membership authorization forms without a subsequent revocation of such membership.*
- (c) *The number of employees in the bargaining unit who paid dues to the employee organization.*
- (d) *The number of employees in the bargaining unit who did not pay dues to the employee organization.*
- (e) *Documentation provided by an independent certified public accountant retained by the employee organization which verifies the information provided in paragraphs (a)-(d).*

(4) *The employee organization must provide a copy of its application for renewal of registration relating to a public employer's employees to the public employer on the same day the application is submitted to the commission.*

(5) *An application for renewal of registration is incomplete and is not eligible for consideration by the commission if it does not include all of the information and documentation required in subsection (3). The commission shall notify the employee organization if the application is incomplete. An incomplete application must be dismissed if the required information and documentation are not provided within 10 days after the employee organization receives such notice.*

(6) *Notwithstanding the provisions of this chapter relating to collective bargaining, an employee organization that had less than 60 percent of the employees eligible for representation in the bargaining unit pay dues during its last registration period must petition the commission pursuant to s. 447.307(2) and (3) for recertification as the exclusive representative of all employees in the bargaining unit within 1 month after the date on which the employee organization applies for renewal of registration pursuant to subsection (2). The certification of an employee organization that does not comply with this section is revoked.*

(7) *The public employer or a bargaining unit employee may challenge an employee organization's application for renewal of registration if the public employer or bargaining unit employee believes that the application is inaccurate. The commission or one of its designated agents shall review the application to determine its accuracy and compliance with this section. If the commission finds that the application is inaccurate or does not comply with this section, the commission shall revoke the registration and certification of the employee organization.*

(8) *The commission may conduct an investigation to confirm the validity of any information submitted pursuant to this section. The commission may revoke or deny an employee organization's registration or certification if it finds that the employee organization:*

- (a) *Failed to cooperate with the investigation conducted pursuant to this subsection; or*
- (b) *Intentionally misrepresented the information it submitted pursuant to subsection (3).*

A decision issued by the commission pursuant to this subsection is a final agency action that is reviewable pursuant to s. 447.504.

(9) *Subsections (3)-(8) do not apply to an employee organization that has been certified as the bargaining agent to represent law enforcement officers, correctional officers, or correctional probation officers as those terms are defined in s. 943.10(1), (2), or (3), respectively; firefighters as defined in s. 633.102; or emergency medical technicians as defined in s. 401.23.*

And the title is amended as follows:

Delete line 22 and insert: the commission to adopt rules; amending s. 447.207, F.S.; authorizing the commission to waive certain provisions for specified employee organizations under certain circumstances; amending s. 447.303,

The question recurred on **Amendment 1 (690590)** which was adopted by two-thirds vote.

On motion by Senator Ingoglia, **CS for CS for SB 256**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—23

Madam President	Burton	Martin
Albritton	Calatayud	Mayfield
Avila	Collins	Perry
Baxley	DiCeglie	Rodriguez
Boyd	Grall	Trumbull
Brodeur	Harrell	Wright
Broxson	Hutson	Yarborough
Burgess	Ingoglia	

Nays—17

Berman	Hooper	Rouson
Book	Jones	Simon
Bradley	Osgood	Stewart
Davis	Pizzo	Thompson
Garcia	Polsky	Torres
Gruters	Powell	

SPECIAL ORDER CALENDAR

SB 736—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding nitazene derivatives to the list of Schedule I controlled substances; providing an effective date.

—was read the second time by title. On motion by Senator Brodeur, by two-thirds vote, **SB 736** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingolia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

Consideration of **CS for CS for SB 154** was deferred.

CS for SB 150—A bill to be entitled An act relating to public safety; amending s. 27.53, F.S.; conforming provisions to changes made by the act; amending s. 30.15, F.S.; requiring sheriffs to assist private schools in complying with a certain statute; authorizing a private school to request the sheriff to establish a guardian program under certain conditions; providing requirements for the guardian program; authorizing certified individuals to serve as school guardians if appointed by the applicable private school head of school; revising the training program hours required for school employees to be certified as school guardians; amending s. 768.28, F.S.; revising a definition; amending s. 790.001, F.S.; defining the term “handgun”; amending s. 790.01, F.S.; authorizing a person to carry a concealed weapon or concealed firearm if he or she is licensed to do so or meets specified requirements; specifying that the state bears the burden of proof for certain violations; creating s. 790.013, F.S.; requiring a person who is carrying a concealed weapon or concealed firearm without a license to carry valid identification and display such identification upon demand by a law enforcement officer; providing a noncriminal penalty; prohibiting a person who is carrying a concealed weapon or concealed firearm without a license from carrying such weapon or firearm in specified locations; amending s. 790.015, F.S.; authorizing a nonresident to carry a concealed weapon or concealed firearm in this state if he or she meets the same requirements as a resident; removing a requirement that limits recognition of concealed firearm licenses to those states that honor Florida concealed weapon or concealed firearm licenses; amending s. 790.052, F.S.; conforming provisions to changes made by the act; amending s. 790.053, F.S.; specifying that it is not a violation of specified provisions for persons authorized to carry a concealed weapon or concealed firearm without a license to briefly and openly display a firearm under specified circumstances; amending s. 790.06, F.S.; defining the term “concealed weapon or concealed firearm”; removing a requirement that a person who is licensed to carry a concealed weapon or concealed firearm must carry such license while he or she is in actual possession of a concealed

weapon or concealed firearm; revising legislative findings; making technical changes; amending s. 790.0655, F.S.; making technical changes; amending s. 790.115, F.S.; providing that a person who is authorized to carry a concealed weapon or concealed firearm without a license is subject to specified penalties for possessing such weapon or firearm at a school-sponsored event or on school property; conforming provisions to changes made by the act; revising applicability; repealing s. 790.145, F.S., relating to the possession of firearms or destructive devices within the premises of pharmacies; amending s. 790.25, F.S.; providing that a person who is authorized to carry a concealed weapon or concealed firearm may carry such weapon or firearm on his or her person in a private conveyance under certain circumstances; conforming provisions to changes made by the act; making technical changes; amending s. 790.251, F.S.; revising the definition of the term “employee” to include any person who is authorized to carry a concealed weapon or concealed firearm; prohibiting an employer from conditioning employment upon the fact that an employee or a prospective employee is authorized to carry a concealed weapon or concealed firearm; amending s. 790.31, F.S.; removing the definition of the term “handgun”; creating s. 943.6873, F.S.; requiring each law enforcement agency in this state to create and maintain an active assailant response policy by a specified date; providing requirements for the policy; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to develop a behavioral threat management operational process by a specified date; providing requirements for the process; revising provisions requiring the office to develop a Florida-specific behavioral threat assessment instrument by a specified date; revising requirements for the instrument; requiring the office to develop, host, maintain, and administer a threat management portal by a specified date; providing requirements for the threat management portal; providing a noncriminal penalty for an individual using the threat management portal for an unauthorized purpose; deleting provisions providing for the Statewide Threat Assessment Database Workgroup; authorizing the State Board of Education to adopt emergency rules; amending s. 1002.42, F.S.; authorizing a private school to partner with a law enforcement agency or security agency for specified purposes; requiring a private school that establishes a safe-school officer to comply with specified provisions of law; providing that the private school is responsible for certain implementation costs; amending s. 1003.25, F.S.; revising information included in verified reports of serious or recurrent behavior patterns; amending s. 1006.07, F.S.; redesignating threat assessment teams as threat management teams; requiring a charter school governing board to establish a threat management team; providing requirements for a threat management team; requiring the threat management team to prepare a specified report; authorizing the state board to adopt emergency rules; providing legislative findings; creating s. 1006.121, F.S.; requiring the Department of Education to establish the Florida Safe Schools Canine Program; requiring the Office of Safe Schools to consult with specified entities; defining the term “firearm detection canine”; providing requirements for the program; requiring the State Board of Education to adopt rules; amending s. 1006.13, F.S.; conforming provisions to changes made by the act; providing reporting requirements for certain school safety incidents; amending ss. 790.1612, 810.095, 921.0022, 921.0024, 943.051, 943.0585, 943.059, 985.11, and 1002.33, F.S.; conforming provisions to changes made by the act; providing appropriations; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for SB 150**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 543** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Collins—

CS for HB 543—A bill to be entitled An act relating to public safety; amending s. 27.53, F.S.; conforming provisions to changes made by the act; amending s. 30.15, F.S.; requiring sheriffs to assist private schools in complying with a certain statute; revising the name of a guardian program; authorizing a private school to request the sheriff to establish a guardian program under certain conditions; providing requirements for the guardian program; authorizing certified individuals to serve as school guardians if appointed by the applicable private school head of school; revising the training program hours required for school employees to be certified as school guardians; amending s. 768.28, F.S.; revising a definition; amending s. 790.001, F.S.; defining the term “handgun”; amending s. 790.01, F.S.; authorizing a person to carry a concealed weapon or concealed firearm if he or she is licensed to do so or

meets specified requirements; specifying the burden of proof for certain violations; creating s. 790.013, F.S.; requiring a person who is carrying a concealed weapon or concealed firearm without a license to carry valid identification and display such identification upon demand by a law enforcement officer; providing a noncriminal penalty; prohibiting a person who is carrying a concealed weapon or concealed firearm without a license from carrying such weapon or firearm in specified locations; amending s. 790.015, F.S.; authorizing a nonresident to carry a concealed weapon or concealed firearm in this state if he or she meets the same requirements as a resident; removing a requirement that limits recognition of concealed firearm licenses to those states that honor Florida concealed weapon or concealed firearm licenses; amending s. 790.052, F.S.; conforming provisions to changes made by the act; amending s. 790.053, F.S.; specifying that it is not a violation of specified provisions for persons authorized to carry a concealed weapon or concealed firearm without a license to briefly and openly display a firearm under specified circumstances; amending s. 790.06, F.S.; defining the term “concealed weapon or concealed firearm”; removing a requirement that a person who is licensed to carry a concealed weapon or concealed firearm must carry such license while he or she is in actual possession of a concealed weapon or concealed firearm; revising legislative findings; making technical changes; amending s. 790.0655, F.S.; making technical changes; amending s. 790.115, F.S.; providing that a person who is authorized to carry a concealed weapon or concealed firearm without a license is subject to specified penalties for possessing such weapon or firearm at a school-sponsored event or on school property; conforming provisions to changes made by the act; revising applicability; repealing s. 790.145, F.S., relating to the possession of firearms or destructive devices within the premises of pharmacies; amending s. 790.25, F.S.; providing that a person who is authorized to carry a concealed weapon or concealed firearm may carry such weapon or firearm on his or her person in a private conveyance under certain circumstances; conforming provisions to changes made by the act; making technical changes; amending s. 790.251, F.S.; revising the definition of the term “employee” to include any person who is authorized to carry a concealed weapon or concealed firearm; prohibiting an employer from conditioning employment upon the fact that an employee or a prospective employee is authorized to carry a concealed weapon or concealed firearm; amending s. 790.31, F.S.; removing the definition of the term “handgun”; amending s. 943.03, F.S.; conforming a provision to a change made by the act; creating s. 943.6873, F.S.; requiring each law enforcement agency in this state to create and maintain an active assailant response policy by a specified date; providing requirements for the policy; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to develop a behavioral threat management operational process by a specified date; providing requirements for the process; revising provisions requiring the office to develop a Florida-specific behavioral threat assessment instrument by a specified date; revising requirements for the instrument; requiring the office to develop, host, maintain, and administer a threat management portal by a specified date; providing requirements for the threat management portal; providing a noncriminal penalty for an individual using the threat management portal for an unauthorized purpose; deleting provisions providing for the Statewide Threat Assessment Database Workgroup; authorizing the State Board of Education to adopt emergency rules; amending s. 1002.42, F.S.; authorizing a private school to partner with a law enforcement agency or security agency for specified purposes; conforming a provision to a change made by the act; requiring a private school that establishes a safe-school officer to comply with specified provisions of law; providing that the private school is responsible for certain implementation costs; amending s. 1003.25, F.S.; revising information included in verified reports of serious or recurrent behavior patterns; amending s. 1006.07, F.S.; redesignating threat assessment teams as threat management teams; requiring a charter school governing board to establish a threat management team; providing requirements for a threat management team; requiring the threat management team to prepare a specified report; authorizing the state board to adopt emergency rules; providing legislative findings; amending s. 1006.12, F.S.; conforming a provision to a change made by the act; creating s. 1006.121, F.S.; requiring the Department of Education to establish the Florida Safe Schools Canine Program; requiring the Office of Safe Schools to consult with specified entities; defining the term “firearm detection canine”; providing requirements for the program; requiring the State Board of Education to adopt rules; amending s. 1006.13, F.S.; conforming provisions to changes made by the act; providing reporting requirements for certain school safety incidents; amending ss. 790.1612, 810.095, 921.0022, 921.0024, 943.051, 943.0585, 943.059, 985.11, and

1002.33 F.S.; conforming provisions to changes made by the act; providing appropriations; providing effective dates.

—a companion measure, was substituted for **CS for SB 150** and read the second time by title.

Senator Book moved the following amendment which failed:

Amendment 1 (617732) (with title amendment)—Between lines 296 and 297 insert:

Section 3. Paragraph (qqq) is added to subsection (7) of section 212.08, Florida Statutes, to read:

212.08 Sales, rental, use, consumption, distribution, and storage tax; specified exemptions.—The sale at retail, the rental, the use, the consumption, the distribution, and the storage to be used or consumed in this state of the following are hereby specifically exempt from the tax imposed by this chapter.

(7) MISCELLANEOUS EXEMPTIONS.—Exemptions provided to any entity by this chapter do not inure to any transaction that is otherwise taxable under this chapter when payment is made by a representative or employee of the entity by any means, including, but not limited to, cash, check, or credit card, even when that representative or employee is subsequently reimbursed by the entity. In addition, exemptions provided to any entity by this subsection do not inure to any transaction that is otherwise taxable under this chapter unless the entity has obtained a sales tax exemption certificate from the department or the entity obtains or provides other documentation as required by the department. Eligible purchases or leases made with such a certificate must be in strict compliance with this subsection and departmental rules, and any person who makes an exempt purchase with a certificate that is not in strict compliance with this subsection and the rules is liable for and shall pay the tax. The department may adopt rules to administer this subsection.

(qqq) *Safe storage of firearms.*—The sale of a firearm safe, a firearm lockbox, or a firearm trigger lock is exempt from the tax imposed by this chapter.

And the title is amended as follows:

Delete line 14 and insert: school guardians; amending s. 212.08, F.S.; exempting from sales and use tax the sale of firearm safes, firearm lockboxes, and firearm trigger locks; amending s. 768.28, F.S.; revising a

Senator Berman moved the following amendment which failed:

Amendment 2 (611140)—Delete lines 489-561 and insert: license under s. 790.06(2)(a)-(f) and (h)-(n), (3), and (10).

(2)(1) Except as provided in subsection (5) (3), a person who does not meet the criteria in subsection (1) is not licensed under s. 790.06 and who carries a concealed weapon or electric weapon or device, as those terms are defined in s. 790.001, on or about his or her person commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(3)(2) Except as provided in subsection (5) (3), a person who does not meet the criteria in subsection (1) is not licensed under s. 790.06 and who carries a concealed firearm, as that term is defined in s. 790.001, on or about his or her person commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(4) In any prosecution for a violation of subsection (2) or subsection (3), the state bears the burden of proving, as an element of the offense, both that a person is not licensed under s. 790.06 and that he or she is ineligible to receive and maintain such a license under the criteria listed in s. 790.06(2)(a)-(f) and (h)-(n), (3), and (10).

(5)(3) A person does not violate this section if he or she ~~This section does not apply to:~~

(a) Is lawfully in possession of ~~A person who carries~~ a concealed weapon or a concealed firearm, as those terms are defined in s. 790.001, ~~or a person who may lawfully possess a firearm and who carries such a~~ concealed weapon or concealed firearm, on or about his or her person

while in the act of evacuating during a mandatory evacuation order issued during a state of emergency declared by the Governor pursuant to chapter 252 or declared by a local authority pursuant to chapter 870. As used in this subsection, the term "in the act of evacuating" means the immediate and urgent movement of a person away from the evacuation zone within 48 hours after a mandatory evacuation is ordered. The 48 hours may be extended by an order issued by the Governor.

(b) ~~A person who~~ Carries for purposes of lawful self-defense, in a concealed manner:

1. A self-defense chemical spray.
2. A nonlethal stun gun or dart-firing stun gun or other nonlethal electric weapon or device that is designed solely for defensive purposes.

(6)(4) This section does not preclude any prosecution for the use of an electric weapon or device, a dart-firing stun gun, or a self-defense chemical spray during the commission of any criminal offense under s. 790.07, s. 790.10, s. 790.23, or s. 790.235, or for any other criminal offense.

Section 6. Section 790.013, Florida Statutes, is created to read:

790.013 Carrying of concealed weapons or concealed firearms without a license.—A person who carries a concealed weapon or concealed firearm without a license as authorized under s. 790.01(1)(b):

(1)(a) *Must carry valid identification at all times when he or she is in actual possession of a concealed weapon or concealed firearm and must display such identification upon demand by a law enforcement officer.*

(b) *A violation of this subsection is a noncriminal violation punishable by a \$25 fine, payable to the clerk of the court.*

(2) *Is subject to s. 790.06(12) in the same manner as a person who is licensed to carry a concealed weapon or concealed firearm.*

Section 7. Section 790.015, Florida Statutes, is amended to read:

~~790.015 Nonresidents who are United States citizens and hold a concealed weapons license in another state; reciprocity.—~~

(1) ~~Notwithstanding s. 790.01,~~ A nonresident of Florida may carry a concealed weapon or concealed firearm, as that term is defined in s. 790.06(1), while in this state if the nonresident is a resident of the United States who is 21 years of age or older and he or she:

(a) *Satisfies the criteria for receiving and maintaining a license to carry a concealed weapon or concealed firearm under s. 790.06(2)(a)-(f) and (h)-(n), (3), and (10); or*

The vote was:

Yeas—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

Nays—27

Madam President	Burton	Ingolia
Albritton	Calatayud	Martin
Avila	Collins	Mayfield
Baxley	DiCeglie	Perry
Boyd	Grall	Rodriguez
Bradley	Gruters	Simon
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough

Senator Polsky moved the following amendment which failed:

Amendment 3 (494682) (with title amendment)—Delete lines 490-503 and insert:

(2) *A person who is not licensed under s. 790.06 but is otherwise authorized under this section to carry a concealed weapon or concealed firearm is limited to carrying one concealed firearm on or about his or her person at a time. Such concealed firearm may not have a magazine capacity exceeding 16 rounds.*

(3)(1) ~~Except as provided in subsection (7) (3), a person who does not meet the criteria in subsection (1) is not licensed under s. 790.06 and who carries a concealed weapon or electric weapon or device, as those terms are defined in s. 790.001, on or about his or her person commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.~~

(4)(2) ~~Except as provided in subsection (7) (3), a person who does not meet the criteria in subsection (1) is not licensed under s. 790.06 and who carries a concealed firearm, as that term is defined in s. 790.001, on or about his or her person commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.~~

(5) *Except as provided in subsection (7), a person who carries a concealed firearm, as defined in s. 790.001, on or about his or her person in violation of subsection (2) by either carrying more than one concealed firearm on or about his or her person or by carrying a firearm with a magazine capacity exceeding 16 rounds commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(6) *In any prosecution for a violation of subsection (3) or subsection (4), the state bears the burden of proving, as an*

And the title is amended as follows:

Delete line 19 and insert: specified requirements; providing concealed firearm and magazine capacity limitations; providing criminal penalties; specifying the burden of proof

Senator Book moved the following amendment which failed:

Amendment 4 (212780) (with directory and title amendments)—Between lines 661 and 662 insert:

(d) Is not ineligible to possess a firearm pursuant to s. 790.23 by virtue of having been:

1. Convicted of a felony; or
2. *Adjudicated delinquent for an act that would be a felony if committed by an adult and such person is under 24 years of age;*

(e) Has not been:

1. *Convicted of a misdemeanor crime of domestic violence;*
2. *Dishonorably discharged from any of the Armed Forces of the United States;*

3. Found guilty of a crime under the provisions of chapter 893 or similar laws of any other state relating to controlled substances within a 3-year period immediately preceding the date on which the application is submitted; or

~~4.2. Committed for the abuse of a controlled substance under chapter 397 or under the provisions of former chapter 396 or similar laws of any other state. An applicant who has been granted relief from firearms disabilities pursuant to s. 790.065(2)(a)4.d. or pursuant to the law of the state in which the commitment occurred is deemed not to be committed for the abuse of a controlled substance under this subparagraph;~~

And the directory clause is amended as follows:

Delete line 628 and insert:

Section 10. Subsection (1), paragraphs (d), (e), (g), and (h) of

And the title is amended as follows:

Delete line 46 and insert: concealed weapon or concealed firearm; revising the circumstances under which the Department of Agriculture and Consumer Services is required to issue a license to carry a concealed weapon or a concealed firearm to an applicant; revising

Senator Pizzo moved the following amendment which failed:

Amendment 5 (641176) (with title amendment)—Delete lines 808-828 and insert:

- ~~8. Any meeting of the Legislature or a committee thereof;~~
- ~~9. Any school, college, or professional athletic event not related to firearms;~~
- ~~9.10. Any elementary or secondary school facility or administration building;~~
- ~~10.11. Any career center;~~
- ~~11.12. Any portion of an establishment licensed to dispense alcoholic beverages for consumption on the premises, which portion of the establishment is primarily devoted to such purpose;~~
- ~~12.13. Any college or university facility unless the licensee is a registered student, employee, or faculty member of such college or university and the weapon is a stun gun or nonlethal electric weapon or device designed solely for defensive purposes and the weapon does not fire a dart or projectile;~~
- ~~13.14. The inside of the passenger terminal and sterile area of any airport, provided that no person shall be prohibited from carrying any legal firearm into the terminal, which firearm is encased for shipment for purposes of checking such firearm as baggage to be lawfully transported on any aircraft; or~~
- ~~14.15. Any place where the carrying of firearms is prohibited~~

And the title is amended as follows:

Delete line 46 and insert: concealed weapon or concealed firearm; removing the prohibition on carrying specified weapons into meetings of the Legislature or a committee thereof; revising

Senator Berman moved the following amendment which failed:

Amendment 6 (244120) (with title amendment)—Delete lines 872-875 and insert:

Section 11. Subsection (1) of section 790.065, Florida Statutes, is amended to read:

790.065 Sale and delivery of firearms.—

(1)(a) A licensed importer, licensed manufacturer, or licensed dealer may not sell or deliver from her or his inventory at her or his licensed premises any firearm to another person, other than a licensed importer, licensed manufacturer, licensed dealer, or licensed collector, until she or he has:

1. Obtained a completed form from the potential buyer or transferee, which form shall have been ~~adopted~~ promulgated by the Department of Law Enforcement and provided by the licensed importer, licensed manufacturer, or licensed dealer, which shall include the name, date of birth, gender, race, and social security number or other identification number of such potential buyer or transferee and has inspected proper identification including an identification containing a photograph of the potential buyer or transferee.

2. Collected a fee from the potential buyer for processing the criminal history check of the potential buyer. The fee shall be established by the Department of Law Enforcement and may not exceed \$8 per transaction. The Department of Law Enforcement may reduce, or suspend collection of, the fee to reflect payment received from the Federal Government applied to the cost of maintaining the criminal history check system established by this section as a means of facilitating or supplementing the National Instant Criminal Background Check System. The Department of Law Enforcement shall, by rule, establish procedures for the fees to be transmitted by the licensee to the Department of Law Enforcement. Such procedures must provide that fees may be paid or transmitted by electronic means, including, but not limited to, debit cards, credit cards, or electronic funds transfers. All such fees shall be deposited into the Department of Law Enforcement Operating Trust Fund, but shall be segregated from all other funds

deposited into such trust fund and must be accounted for separately. Such segregated funds must not be used for any purpose other than the operation of the criminal history checks required by this section. The Department of Law Enforcement, each year before February 1, shall make a full accounting of all receipts and expenditures of such funds to the President of the Senate, the Speaker of the House of Representatives, the majority and minority leaders of each house of the Legislature, and the chairs of the appropriations committees of each house of the Legislature. In the event that the cumulative amount of funds collected exceeds the cumulative amount of expenditures by more than \$2.5 million, excess funds may be used for the purpose of purchasing soft body armor for law enforcement officers.

3. Requested, by means of a toll-free telephone call or other electronic means, the Department of Law Enforcement to conduct a check of the information as reported and reflected in the Florida Crime Information Center and National Crime Information Center systems as of the date of the request.

4. Received a unique approval number for that inquiry from the Department of Law Enforcement, and recorded the date and such number on the consent form.

(b) However, if the person purchasing, or receiving delivery of, the firearm is a holder of a valid concealed weapons or firearms license pursuant to the ~~provisions of~~ s. 790.06 or holds an active certification from the Criminal Justice Standards and Training Commission as a “law enforcement officer,” a “correctional officer,” or a “correctional probation officer” as defined in s. 943.10(1), (2), (3), (6), (7), (8), or (9), this subsection does not apply.

(c) This subsection does not apply to the purchase, trade, or transfer of a rifle or shotgun by a resident of this state when the resident makes such purchase, trade, or transfer from a licensed importer, licensed manufacturer, or licensed dealer in another state.

(d)1. If neither party to a prospective firearms sale, lease, or transfer is a licensed dealer, the parties to the transaction must complete the sale, lease, or other transfer through a licensed dealer as follows:

a. The seller, lessor, or transferor must deliver the firearm to a licensed dealer who shall process the sale, lease, or transfer as if he or she were the seller, lessor, or transferor, except that the seller, lessor, or transferor who is not a licensed dealer may remove the firearm from the business premises of the licensed dealer while the background check is being conducted and while the waiting period requirement set forth in s. 790.0655 is being met. Other than allowing the unlicensed seller or transferor to remove the firearm from the licensed dealer’s business premises, the licensed dealer shall comply with all requirements of federal and state law which would apply if he or she were the seller, lessor, or transferor of the firearm;

b. The licensed dealer shall conduct a background check on the buyer or other transferee in accordance with this section and, unless the transaction is prohibited, after all other legal requirements are met, including those set forth in s. 790.0655, the dealer shall either:

(I) Deliver the firearm to the seller, lessor, or transferor, who shall complete the transaction and deliver the firearm to the buyer; or

(II) If the seller, lessor, or transferor has removed the firearm from the licensed dealer’s business premises, contact the seller, lessor, or transferor to let him or her know that he or she may complete the transaction and deliver the firearm to the buyer; and

c. If the licensed dealer cannot legally complete the transaction, the dealer must:

(I) Return the firearm to the seller, lessor, or transferor; or

(II) If the seller, lessor, or transferor has removed the firearm from the licensed dealer’s business premises, contact the seller, lessor, or transferor to let him or her know that the transaction is prohibited, and the seller, lessor, or transferor may not deliver the firearm to the buyer.

2. The licensed dealer may require the buyer or other transferee to pay a fee covering the administrative costs incurred by the licensed dealer for facilitating the transfer of the firearm, plus applicable fees pursuant to federal and state law.

3. This paragraph does not apply to:

a. The activities of the United States Marshals Service, members of the United States Armed Forces or the National Guard, or federal officials required to carry firearms while engaged in performing their official duties; and

b. The following activities, unless the lawful owner knows or has reasonable cause to believe that federal, state, or local law prohibits the transferee from purchasing or possessing a firearm, or that the transferee is likely to use the firearm for unlawful purposes:

(I) The delivery of a firearm to a gunsmith for service or repair, or the return of the firearm to its owner by the gunsmith;

(II) The transfer of a firearm to a carrier, warehouseman, or other person engaged in the business of transportation or storage, if the receipt, possession, or having on or about the person of any firearm is in the ordinary course of business and in conformity with federal, state, and local laws, and not for the personal use of any such person;

(III) The loan of a firearm solely for the purpose of shooting at targets, if the loan occurs on the premises of a properly licensed target facility and if the firearm is at all times kept within the premises of the target facility;

(IV) The loan of a firearm to a person who is younger than 18 years of age for lawful hunting, sporting, or educational purposes while under the direct supervision and control of a responsible adult;

(V) The loan of a firearm to a person who is 18 years of age or older if the firearm remains in the person's possession only while the person is accompanying the lawful owner and using the firearm for lawful hunting, sporting, or recreational purposes; or

(VI) The loan of a firearm to an adult family member of the lawful owner of the firearm, if the lawful owner resides with the family member but is not present in the residence, provided that the family member does not maintain control over the firearm for more than 10 consecutive days.

Section 12. Paragraph (a) of subsection (1) and paragraph (a) of subsection (2) of section 790.0655, Florida Statutes, are amended to read:

790.0655 Purchase and delivery of firearms; mandatory waiting period; exceptions; penalties.—

(1)(a) A mandatory waiting period is imposed between the purchase and delivery of a firearm, or the delivery through a private sale facilitated through a licensed dealer as provided in s. 790.065(1)(d). The mandatory waiting period is 3 days, excluding weekends and legal holidays, or expires upon the completion of the records checks required under s. 790.065, whichever occurs later. "Purchase" means the transfer of money or other valuable consideration to the retailer. "Retailer" means and includes a licensed importer, licensed manufacturer, or licensed dealer engaged in the business of making firearm sales at retail or for distribution, or use, or consumption, or storage to be used or consumed in this state, as defined in s. 212.02(13).

And the title is amended as follows:

Delete line 48 and insert: amending s. 790.065, F.S.; requiring that, if neither party to a sale, lease, or transfer of a firearm is a licensed dealer, the parties complete the sale, lease, or transfer through a licensed dealer; specifying procedures and requirements for a licensed dealer, seller, lessor, or transferor and for a buyer, lessee, or transferee; authorizing a licensed dealer to charge a buyer or transferee specified fees; providing applicability; amending s. 790.0655, F.S.; applying the mandatory 3-day waiting period to private sales of firearms facilitated through a licensed dealer; making technical changes;

Senator Stewart moved the following amendment which failed:

Amendment 7 (447572) (with title amendment)—Between lines 965 and 966 insert:

Section 14. Section 790.174, Florida Statutes, is amended to read:

790.174 Safe storage of firearms required.—

(1) A person who stores or leaves, on a premise or in a conveyance under his or her control, a loaded firearm, as defined in s. 790.001, or an unloaded firearm within close proximity of ammunition, and who knows or reasonably should know that a minor is likely to gain access to the firearm without the lawful permission of the minor's parent or the person having charge of the minor, or without the supervision required by law, shall keep the firearm in a securely locked box or container or in a location which a reasonable person would believe to be secure or shall secure it with a trigger lock, except when the person is carrying the firearm on his or her body or within such close proximity thereto that he or she can retrieve and use it as easily and quickly as if he or she carried it on his or her body.

(2) It is a misdemeanor of the first ~~second~~ degree, punishable as provided in s. 775.082 or s. 775.083, if a person violates subsection (1) by failing to store or leave a firearm in the required manner and as a result thereof a minor gains access to the firearm, without the lawful permission of the minor's parent or the person having charge of the minor, ~~and possesses or exhibits it, without the supervision required by law:~~

~~(a) In a public place; or~~

~~(b) In a rude, careless, angry, or threatening manner in violation of s. 790.10.~~

~~This subsection does not apply if the minor obtains the firearm as a result of an unlawful entry by any person.~~

(3) It is a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, if a person violates subsection (2) by failing to store or leave a firearm in the required manner and a minor gains access to the firearm without the lawful permission of the minor's parent or the person having charge of the minor, and the minor:

(a) Discharges such firearm, not in self-defense, and causes bodily harm to himself or herself or another person; or

(b) Gives the firearm to another person who discharges the firearm, not in self-defense, and causes bodily harm to any person.

(4)(a) A person who unsafely stores or leaves, in a conveyance, a firearm in such a manner that he or she knows or reasonably should know exposes the firearm to a heightened likelihood of theft commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(b) There is a presumption of safe storage that does not expose the firearm to heightened likelihood of theft under the following circumstances:

1. The firearm is stored in a lockbox or locked safe or has a trigger lock engaged.

2. The firearm is stored in a locked conveyance, and, if the firearm is a handgun, the firearm is outside of the plain view of a person outside of the conveyance.

3. The firearm is on the person or under the immediate control of the person lawfully allowed to possess the firearm.

(5) As used in this section ~~act~~, the term "minor" means any person under the age of 16.

And the title is amended as follows:

Between lines 57 and 58 insert: 790.174, F.S.; revising provisions related to the requirements for the safe storage of firearms; increasing the criminal penalties related to the safe storage provisions; providing criminal penalties for the failure to store or leave firearms in the required manner under specified circumstances; providing criminal penalties for the unsafe storing or leaving of a firearm in a conveyance under specified circumstances; providing for a presumption of safe storage under certain circumstances; amending s.

Senator Jones moved the following amendment which failed:

Amendment 8 (846968) (with title amendment)—Between lines 2430 and 2431 insert:

Section 43. *Community Violence Task Force.*—

(1) *The Community Violence Task Force, a task force as defined in s. 20.03(8), Florida Statutes, is created within the Department of Law Enforcement. Except as otherwise provided in this section, the task force shall comply with the requirements of s. 20.052, Florida Statutes.*

(2)(a) *The task force is composed of 15 members as follows:*

1. *Four members appointed by the Governor, one of whom the Governor shall designate as the chair of the task force.*
2. *Four members appointed by the President of the Senate, two of whom must be members of the Legislative Black Caucus of the Senate.*
3. *Four members appointed by the Speaker of the House of Representatives, two of whom must be members of the Legislative Black Caucus of the House of Representatives.*
4. *A representative from the Florida Sheriffs Association, nominated by the executive director and appointed by the Governor.*
5. *A representative from the Florida Police Chiefs Association, nominated by the executive director and appointed by the Governor.*
6. *The Secretary of Children and Families, or his or her designee.*

(b) *Members must be appointed no later than August 1, 2023. Members serve at the pleasure of the officer who appointed them, and a vacancy on the task force must be filled in the same manner as the original appointment. Members of the task force shall serve without compensation but are entitled to reimbursement for per diem and travel expenses pursuant to s. 112.061, Florida Statutes.*

(c) *The task force shall meet upon the call of the chair at a time and location in this state designated by the chair. The task force may not conduct its meetings by teleconference or other electronic means.*

(3) *The task force shall review system failures and the causes of high crime rates and violence in urban core neighborhoods and communities. In addition, the task force shall develop recommendations for solutions, programs, services, and strategies for improved interagency communication between local and state governmental agencies to help facilitate the reduction of crime and violence in urban core neighborhoods and communities.*

(4) *The Department of Law Enforcement shall provide staffing and administrative assistance to the task force in performing its duties. The task force may call upon other state agencies for such professional assistance as may be needed in the discharge of its duties, and such agencies shall provide such assistance in a timely manner.*

(5) *Notwithstanding any other law to the contrary, the task force may request and must be provided access to any information or records that pertain to crime or violent incidents in this state’s urban core neighborhoods and communities. Information or records obtained by the task force which are otherwise exempt or confidential and exempt must retain such exempt or confidential and exempt status, and the task force may not disclose any such information or records.*

(6) *The task force shall submit a report on its findings and recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives by June 1, 2025.*

(7) *This section expires June 30, 2025.*

And the title is amended as follows:

Delete line 124 and insert: providing appropriations; creating the Community Violence Task Force within the Department of Law Enforcement; providing for membership, duties, and meetings of the task force; requiring state agencies to provide assistance when requested; authorizing the task force to receive exempt or confidential and exempt information and specifying that the information maintains such status; requiring the task force to submit a report to the Governor and Legislature by a specified date; providing for expiration of the task force; providing effective dates.

The vote was:

Yeas—13

Berman	Osgood	Stewart
Book	Pizzo	Thompson
Davis	Polsky	Torres
Garcia	Powell	
Jones	Rouson	

Nays—27

Madam President	Burton	Ingoglia
Albritton	Calatayud	Martin
Avila	Collins	Mayfield
Baxley	DiCeglie	Perry
Boyd	Grall	Rodriguez
Bradley	Gruters	Simon
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough

Vote after roll call:

Nay to Yea—Simon

Pursuant to Rule 4.19, **CS for HB 543** was placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Mayfield, the time of adjournment was extended until completion of the Special Order Calendar, Bills on Third Reading, Returning Messages, announcements, and motions.

SB 152—A bill to be entitled An act relating to public records; amending s. 1002.42, F.S.; providing a public records exemption for information pertaining to a safe-school officer at a private school; 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 **SB 152**, pursuant to Rule 3.11(3), there being no objection, **HB 7025** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Collins—

HB 7025—A bill to be entitled An act relating to public records; amending s. 1002.42, F.S.; providing a public records exemption for information pertaining to a safe-school officer at a private school; 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 **SB 152** and read the second time by title.

Pursuant to Rule 4.19, **HB 7025** was placed on the calendar of Bills on Third Reading.

CS for SB 164—A bill to be entitled An act relating to controlled substance testing; amending s. 893.145, F.S.; revising the definition of the term “drug paraphernalia” to exclude certain narcotic-drug-testing products; providing an effective date.

—was read the second time by title.

Senator Polsky moved the following amendment which was adopted:

Amendment 1 (213334) (with title amendment)—Delete lines 27-30 and insert:

narcotic-drug-testing products that are used solely to determine whether a controlled substance contains fentanyl as described in s. 893.03(2)(b)9. or any other controlled substance specified in s. 893.135(1)(c)4.a. This exclusion does not apply to a narcotic-drug-testing product that can measure or determine the quantity, weight, or potency of a controlled substance.

And the title is amended as follows:

Delete line 5 and insert: narcotic-drug-testing products used for a specified purpose; providing applicability; providing an effective

On motion by Senator Polsky, by two-thirds vote, **CS for SB 164**, 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

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough

Nays—None

On motion by Senator Ingoglia—

CS for CS for SB 450—A bill to be entitled An act relating to the death penalty; amending ss. 921.141 and 921.142, F.S.; requiring a determination of a specified number of jurors, rather than jury unanimity, for a sentencing recommendation of death to the court; requiring a determination of a specified number of jurors, rather than jury unanimity, for a sentencing recommendation of life imprisonment without the possibility of parole to the court; requiring the court to impose the recommended sentence of life imprisonment without the possibility of parole if fewer than eight jurors recommend a sentence of death; authorizing the court to impose a sentence of life imprisonment without the possibility of parole or a sentence of death if at least eight jurors recommend a sentence of death; specifying that the court may impose a sentence of death only if the jury unanimously finds at least one aggravating factor beyond a reasonable doubt; requiring the court to include in its written order the reasons for not accepting the jury's recommended sentence, if applicable; providing an effective date.

—was read the second time by title.

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

Senator Powell moved the following amendment which failed:

Amendment 1 (349120) (with title amendment)—Delete lines 55-140 and insert:

(c) ~~If at least 10 jurors determine a unanimous jury determines that the defendant should be sentenced to death, the jury's recommendation to the court must shall be a sentence of death. If fewer than 10 jurors a unanimous jury does not determine that the defendant should be sentenced to death, the jury's recommendation to the court must shall be a sentence of life imprisonment without the possibility of parole.~~

(3) IMPOSITION OF SENTENCE OF LIFE IMPRISONMENT OR DEATH.—

(a) If the jury has recommended a sentence of:

1. Life imprisonment without the possibility of parole, the court shall impose the recommended sentence of life.

2. Death, and at least 10 jurors recommend a sentence of death, the court, after considering each aggravating factor found by the jury and all mitigating circumstances, may impose a sentence of life imprisonment without the possibility of parole or a sentence of death. The court may consider only an aggravating factor that was unanimously found to exist by the jury. *The court may impose a sentence of death only if the jury unanimously finds at least one aggravating factor beyond a reasonable doubt.*

(b) If the defendant waived his or her right to a sentencing proceeding by a jury, the court, after considering all aggravating factors and mitigating circumstances, may impose a sentence of life imprisonment without the possibility of parole or a sentence of death. The court may impose a sentence of death only if the court finds that at least one aggravating factor has been proven to exist beyond a reasonable doubt.

(4) ORDER OF THE COURT IN SUPPORT OF SENTENCE OF LIFE IMPRISONMENT OR DEATH.—In each case in which the court imposes a sentence of life imprisonment without the possibility of parole or death, the court shall, considering the records of the trial and the sentencing proceedings, enter a written order addressing the aggravating factors set forth in subsection (6) found to exist, the mitigating circumstances in subsection (7) reasonably established by the evidence, whether there are sufficient aggravating factors to warrant the death penalty, and whether the aggravating factors outweigh the mitigating circumstances reasonably established by the evidence. *The court must include in its written order the reasons for not accepting the jury's recommended sentence, if applicable.* If the court does not issue its order requiring the death sentence within 30 days after the rendition of the judgment and sentence, the court shall impose a sentence of life imprisonment without the possibility of parole in accordance with s. 775.082.

Section 2. Subsections (3), (4), and (5) of section 921.142, Florida Statutes, are amended to read:

921.142 Sentence of death or life imprisonment for capital drug trafficking felonies; further proceedings to determine sentence.—

(3) FINDINGS AND RECOMMENDED SENTENCE BY THE JURY.—This subsection applies only if the defendant has not waived his or her right to a sentencing proceeding by a jury.

(a) After hearing all of the evidence presented regarding aggravating factors and mitigating circumstances, the jury shall deliberate and determine if the state has proven, beyond a reasonable doubt, the existence of at least one aggravating factor set forth in subsection (7).

(b) The jury shall return findings identifying each aggravating factor found to exist. A finding that an aggravating factor exists must be unanimous. If the jury:

1. Does not unanimously find at least one aggravating factor, the defendant is ineligible for a sentence of death.

2. Unanimously finds at least one aggravating factor, the defendant is eligible for a sentence of death and the jury shall make a recommendation to the court as to whether the defendant shall be sentenced to life imprisonment without the possibility of parole or to death. The recommendation shall be based on a weighing of all of the following:

a. Whether sufficient aggravating factors exist.

b. Whether aggravating factors exist which outweigh the mitigating circumstances found to exist.

c. Based on the considerations in sub-subparagraphs a. and b., whether the defendant should be sentenced to life imprisonment without the possibility of parole or to death.

(c) ~~If at least 10 jurors determine a unanimous jury determines that the defendant should be sentenced to death, the jury's recommendation to the court must shall be a sentence of death. If fewer than 10 jurors a unanimous jury does not determine that the defendant should be sentenced to death, the jury's recommendation to the court must shall be a sentence of life imprisonment without the possibility of parole.~~

(4) IMPOSITION OF SENTENCE OF LIFE IMPRISONMENT OR DEATH.—

- (a) If the jury has recommended a sentence of:
 1. Life imprisonment without the possibility of parole, the court shall impose the recommended sentence *of life*.
 2. Death, *and at least 10 jurors recommend a sentence of*

And the title is amended as follows:

Delete lines 12-15 and insert: fewer than 10 jurors recommend a sentence of death; authorizing the court to impose a sentence of life imprisonment without the possibility of parole or a sentence of death if at least 10 jurors recommend a

Pursuant to Rule 4.19, **CS for CS for SB 450** was placed on the calendar of Bills on Third Reading.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 360, with 1 amendment (898697), and requests the concurrence of the Senate.

Jeff Takacs, Clerk

CS for SB 360—A bill to be entitled An act relating to causes of action based on improvements to real property; amending s. 95.11, F.S.; revising the time in which an action founded on the design, planning, or construction of an improvement to real property must be commenced; revising the date on which the statute of limitations period begins; providing for the calculation of the statute of limitations period for multi-dwelling buildings; amending s. 553.84, F.S.; defining the term "material violation"; conforming provisions to changes made by the act; providing applicability; providing an effective date.

House Amendment 1 (898697)—Remove line 28 and insert: occupancy, or a certificate of completion, or the date of

On motion by Senator Hutson, the Senate concurred in **House Amendment 1 (898697)**.

CS for SB 360 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—31

Madam President	Collins	Perry
Albritton	DiCeglie	Powell
Avila	Garcia	Rodriguez
Baxley	Grall	Simon
Boyd	Gruters	Stewart
Bradley	Harrell	Torres
Brodeur	Hooper	Trumbull
Broxson	Hutson	Wright
Burgess	Ingoglia	Yarborough
Burton	Martin	
Calatayud	Mayfield	

Nays—7

Berman	Pizzo	Thompson
Book	Polsky	
Osgood	Rouson	

Vote after roll call:

Nay—Davis

MOTIONS

On motion by Senator Broxson, Senate Rule 7.1 was waived and the following deadlines were applied to **SB 2500** and **SB 2502**:

- The deadline for filing main amendments to **SB 2500** and **SB 2502** was set for 5:00 p.m., Thursday, March 30, 2023.
- The deadline for filing adhering amendments to **SB 2500** and **SB 2502** was set for 2:00 p.m., Friday, March 31, 2023.
- All amendments to the General Appropriations Bill must be balanced as explained.

BILLS ON SPECIAL ORDERS

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, 2023: SB 736, CS for CS for SB 154, CS for SB 150, SB 152, CS for SB 164, CS for CS for SB 450.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

REPORTS OF COMMITTEES

The Committee on Community Affairs recommends the following pass: CS for SB 1034

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1670

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

The Committee on Community Affairs recommends the following pass: SB 1052

The bill was referred to the Committee on Finance and Tax under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1594

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 610

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

The Committee on Banking and Insurance recommends the following pass: CS for SB 600

The Committee on Community Affairs recommends the following pass: SB 10; SB 518; SB 556; CS for SB 980; SB 1082; SB 1268

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 552; SB 948; SB 7000; SB 7004; SB 7012; SB 7022

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 244; CS for SB 478; SB 7018; SB 7028; SB 7030; SB 7032; SB 7034; SB 7036; SB 7038

The Committee on Fiscal Policy recommends the following pass: CS for SB 76; CS for CS for SB 284; SB 300; CS for CS for SB 306; SB 508; CS for SB 558

The bills were placed on the Calendar.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 528

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

The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 1634; SB 1690

The Committee on Health Policy recommends committee substitutes for the following: SB 344; SB 612

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Committee on Health and Human Services under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 1596

The bill with committee substitute attached was referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1510

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

The Committee on Health Policy recommends a committee substitute for the following: SB 454

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

The Committee on Health Policy recommends committee substitutes for the following: SB 1550; SB 1552

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

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1292

The Committee on Criminal Justice recommends a committee substitute for the following: SB 496

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 Health Policy recommends a committee substitute for the following: SB 1506

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

The Committee on Fiscal Policy recommends a committee substitute for the following: CS for CS for SB 52

The bill with committee substitute attached was placed on the Calendar.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Governmental Oversight and Accountability recommends that the Senate confirm the following appointment made by the Administration Commission:

Office and Appointment

*For Term
Ending*

Director and Chief Judge, Division of Administrative Hearings

Appointee: Newman, Brian

Pleasure of
Admin
Commission

The Committee on Governmental Oversight and Accountability recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

*For Term
Ending*

Secretary of Management Services

Appointee: Allende, Pedro M.

Pleasure of
Governor

Secretary of State

Appointee: Byrd, Cord

Pleasure of
Governor

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Fiscal Policy; the Appropriations Committee on Education; the Committee on Education Pre-K -12; and Senators Burgess, Osgood, Avila, Calatayud, and Garcia—

CS for CS for CS for SB 52—A bill to be entitled An act relating to student use of social media platforms; amending s. 1003.42, F.S.; requiring members of the instructional staff of public schools to provide instruction on the social, emotional, and physical effects of social media to students in specified grades; specifying requirements for the instruction; requiring the Department of Education to make social media safety instructional material available online; requiring each district school board to notify parents of the availability of such material; authorizing the department to procure the instructional materials from a vendor or provider; amending s. 1006.07, F.S.; requiring that district school board codes of student conduct include a prohibition against students using wireless communications devices during instructional time and authorization for teachers to withhold a student's device, with an exception for use at the direction of the teacher; creating s. 1006.1494, F.S.; requiring each school district to prohibit and prevent students from accessing social media platforms through the use of Internet access provided by the school district; providing an exception; authorizing the State Board of Education to adopt rules; providing an effective date.

By the Committee on Health Policy; and Senator Brodeur—

CS for SB 344—A bill to be entitled An act relating to physician certifications for the medical use of marijuana; amending s. 381.986, F.S.; authorizing qualified physicians to perform patient examinations and evaluations through telehealth for renewals of physician certifica-

tions for the medical use of marijuana, subject to certain conditions; authorizing the Department of Health to suspend the registration of a qualified physician in the medical marijuana use registry for a specified timeframe for noncompliance with the act; providing an effective date.

By the Committee on Health Policy; and Senator Avila—

CS for SB 454—A bill to be entitled An act relating to physician assistant licensure; amending ss. 458.347 and 459.022, F.S.; revising requirements for an applicant for licensure as a physician assistant; providing an effective date.

By the Committee on Criminal Justice; and Senator Burgess—

CS for SB 496—A bill to be entitled An act relating to electronic monitoring of persons charged with or convicted of offenses involving schools or students; amending s. 907.041, F.S.; defining the term “school”; requiring a court to consider electronic monitoring and location restrictions as conditions of pretrial release for persons charged with certain offenses against schools or students; creating s. 948.301, F.S.; defining the term “school”; requiring a court to consider electronic monitoring and location restrictions as conditions of probation or community control for persons charged with certain offenses against schools or students; amending s. 790.065, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Criminal Justice; and Senators Davis and Book—

CS for SB 528—A bill to be entitled An act relating to custody and supervision of specified offenders; amending s. 794.011, F.S.; excluding certain offenders from eligibility to receive basic gain-time; amending s. 944.275, F.S.; excluding certain offenders from eligibility to receive incentive gain-time; amending s. 948.05, F.S.; excluding certain offenders from eligibility for specified reductions to a term of supervision; amending s. 948.30, F.S.; requiring a court to impose additional conditions of supervision on specified offenders; providing an effective date.

By the Committee on Health Policy; and Senators Yarborough, Gruters, Davis, Book, and Osgood—

CS for SB 612—A bill to be entitled An act relating to the blood clot and pulmonary embolism policy workgroup; providing a short title; creating s. 408.0621, F.S.; requiring the Secretary of Health Care Administration, in conjunction with the State Surgeon General, to establish a blood clot and pulmonary embolism policy workgroup; providing for the duties, membership, and meetings of the workgroup; requiring the secretary to submit annual reports to the Governor and the Legislature; requiring the secretary to submit a final report to the Governor and the Legislature by a specified date; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Jones—

CS for SB 1292—A bill to be entitled An act relating to parenting plans; amending s. 61.13, F.S.; creating a presumption that equal time-sharing is in the best interests of the child, with exceptions; creating a presumption for purposes of modifying a parenting plan and time-sharing schedule regarding relocation of a parent; establishing the manner in which to rebut such presumption; providing an effective date.

By the Committee on Health Policy; and Senator Rodriguez—

CS for SB 1506—A bill to be entitled An act relating to the Department of Health; creating s. 381.875, F.S.; defining terms; prohibiting certain research in this state relating to enhanced potential pandemic pathogens; requiring researchers applying for state or local funding to disclose certain information; requiring the Department of Health to enjoin violations of specified provisions; providing construction; amending s. 381.986, F.S.; defining the term “attractive to children”; prohibiting medical marijuana treatment centers from producing marijuana products that are attractive to children or manufactured in

specified manners; prohibiting marijuana packaging and labeling from including specified wording; prohibiting medical marijuana treatment centers from using certain content in their advertising which is attractive to children or promotes the recreational use of marijuana; requiring the department to adopt certain rules; revising background screening requirements for certain individuals; amending s. 381.988, F.S.; requiring medical marijuana testing laboratories to subject their employees to background screenings; revising background screening requirements for certain individuals; amending s. 382.005, F.S.; requiring local registrars to electronically file all live birth, death, and fetal death records in their respective jurisdictions in the department’s electronic registration system; requiring the local registrars to file a paper record with the department if the electronic system is unavailable; requiring local registrars to make blank paper forms available in such instances; providing requirements for such paper records; amending s. 382.008, F.S.; conforming provisions to changes made by the act; amending s. 382.009, F.S.; revising the types of health care practitioners who may make certain determinations of death; amending ss. 382.013 and 382.015, F.S.; conforming provisions to changes made by the act; amending ss. 382.021 and 382.023, F.S.; revising the frequency with which circuit courts must transmit marriage licenses and certain dissolution-of-marriage records to the department; requiring that such records be transmitted electronically; amending s. 382.025, F.S.; extending the timeframe for the confidentiality of certain birth records; authorizing persons appointed by the department to issue certified copies of live birth, death, and fetal death certificates; amending s. 401.27, F.S.; revising requirements for applicants for certification or recertification as emergency medical technicians or paramedics; deleting a requirement that a certain certification examination be offered monthly; deleting related duties of the department; deleting a temporary certificate and related provisions; amending s. 401.2701, F.S.; exempting certain emergency medical services training program applicants from the requirement to have a certain affiliation agreement; amending s. 401.272, F.S.; revising the purpose of certain provisions; specifying requirements for the provision of specified services by paramedics and emergency medical technicians under certain circumstances; revising the department’s rulemaking authority; amending s. 401.34, F.S.; deleting certain provisions and fees related to the department’s grading of a certain certification examination; amending s. 401.435, F.S.; revising provisions related to minimum standards for emergency medical responder training; amending s. 464.203, F.S.; exempting certain applicants for certification as a certified nursing assistant from the skills-demonstration portion of a certain competency examination; amending s. 468.1115, F.S.; providing construction and applicability; conforming a cross-reference; reordering and amending s. 468.1125, F.S.; providing and revising definitions; amending ss. 468.1225 and 468.1245, F.S.; revising the scope of practice for audiologists as it relates to hearing aids to apply to prescription hearing aids only; requiring that hearing aids provided to persons younger than 18 years of age be prescription hearing aids and not over-the-counter hearing aids; amending s. 468.1246, F.S.; conforming provisions to changes made by the act; deleting obsolete language; amending ss. 468.1255, 468.1265, and 468.1275, F.S.; conforming provisions to changes made by the act; amending s. 484.0401, F.S.; revising legislative findings and intent to conform to changes made by the act; reordering and amending s. 484.041, F.S.; providing and revising definitions; amending s. 484.042, F.S.; revising membership requirements for members of the Board of Hearing Aid Specialists; amending s. 484.044, F.S.; revising the board’s rulemaking authority; deleting obsolete language; amending ss. 484.0445, 484.045, 484.0501, and 484.051, F.S.; revising the scope of practice for hearing aid specialists and making conforming changes to licensure and practice requirements; amending s. 484.0512, F.S.; conforming provisions to changes made by the act; deleting obsolete language; amending ss. 484.0513, 484.053, and 484.054, F.S.; conforming provisions to changes made by the act; amending s. 484.059, F.S.; conforming provisions to changes made by the act; providing applicability; amending s. 1002.394, F.S.; conforming a cross-reference; providing a directive to the Division of Law Revision; providing effective dates.

By the Committee on Criminal Justice; and Senator Pizzo—

CS for SB 1510—A bill to be entitled An act relating to visiting county and municipal detention facilities; creating s. 951.225, F.S.;

authorizing specified persons to visit at their pleasure county and municipal detention facilities; providing an effective date.

By the Committee on Health Policy; and Senators Brodeur, Rodriguez, Wright, and Perry—

CS for SB 1550—A bill to be entitled An act relating to prescription drugs; providing a short title; amending s. 499.005, F.S.; specifying additional prohibited acts related to the Florida Drug and Cosmetic Act; amending s. 499.012, F.S.; providing that prescription drug manufacturer and nonresident prescription drug manufacturer permitholders are subject to specified requirements; creating s. 499.026, F.S.; defining terms; requiring certain drug manufacturers to notify the Department of Business and Professional Regulation of reportable drug price increases on a specified form on the effective date of such increase; providing requirements for the form; providing construction; requiring such manufacturers to submit certain reports to the department by a specified date each year; providing requirements for the reports; authorizing the department to request certain additional information from the manufacturer before approving the report; requiring the department to submit the forms and reports to the Agency for Health Care Administration to be posted on the agency's website; prohibiting the agency from posting on its website certain submitted information that is marked as a trade secret; requiring the agency to compile all information from the submitted forms and reports and make it available to the Governor and the Legislature upon request; prohibiting manufacturers from claiming a public records exemption for trade secrets for certain information provided in such forms or reports; providing that department employees remain protected from liability for releasing the forms and reports as public records; authorizing the department, in consultation with the agency, to adopt rules; providing for emergency rulemaking; amending s. 624.307, F.S.; requiring the Division of Consumer Services of the Department of Financial Services to designate an employee as the primary contact for consumer complaints involving pharmacy benefit managers; requiring the division to refer certain complaints to the Office of Insurance Regulation; amending s. 624.490, F.S.; revising the definition of the term "pharmacy benefit manager"; amending s. 624.491, F.S.; revising provisions related to pharmacy audits; amending s. 626.88, F.S.; revising the definition of the term "administrator"; defining the term "pharmacy benefit manager"; amending s. 626.8805, F.S.; providing a grandfathering provision for certain pharmacy benefit managers operating as administrators; providing a penalty for certain persons who do not hold a certificate of authority to act as an administrator on or after a specified date; providing additional requirements for pharmacy benefit managers applying for a certificate of authority to act as an administrator; exempting pharmacy benefit managers from certain fees; amending s. 626.8814, F.S.; requiring pharmacy benefit managers to identify certain ownership affiliations to the office; requiring pharmacy benefit managers to report any change in such information to the office within a specified timeframe; creating s. 626.8825, F.S.; defining terms; providing requirements for certain contracts between a pharmacy benefit manager and a pharmacy benefits plan or program or a participating pharmacy; specifying requirements for certain administrative appeal procedures that such contracts with participating pharmacies must include; requiring pharmacy benefit managers to submit reports on submitted appeals to the office every 90 days; creating s. 626.8827, F.S.; specifying prohibited practices for pharmacy benefit managers; creating s. 626.8828, F.S.; authorizing the office to investigate administrators that are pharmacy benefit managers and certain applicants; requiring the office to review certain referrals and investigate them under certain circumstances; providing for biennial reviews of pharmacy benefit managers; authorizing the office to conduct additional examinations; requiring the office to conduct an examination under certain circumstances; providing procedures and requirements for such examinations; defining the terms "contracts" and "knowing and willful"; providing that independent professional examiners under contract with the office may conduct examinations of pharmacy benefit managers; requiring the Financial Services Commission to adopt specified rules; specifying provisions that apply to such investigations and examinations; providing recordkeeping requirements for pharmacy benefit managers; authorizing the office to order the production of such records and other specified information; authorizing the office to take statements under oath; requiring pharmacy benefit managers and applicants subjected to an investigation or examination to pay the associated expenses; specifying covered expenses; providing for collection of such expenses; pro-

viding for the deposit of certain moneys into the Insurance Regulatory Trust Fund; authorizing the office to pay examiners, investigators, and other persons from such fund; providing administrative penalties; providing grounds for administrative action against a certificate of authority; amending s. 626.89, F.S.; requiring pharmacy benefit managers to notify the office of specified complaints, settlements, or discipline within a specified timeframe; requiring pharmacy benefit managers to annually submit a certain attestation statement to the office; amending s. 627.42393, F.S.; providing that certain step-therapy protocol requirements apply to a pharmacy benefit manager acting on behalf of a health insurer; amending ss. 627.64741 and 627.6572, F.S.; conforming provisions to changes made by the act; amending s. 641.31, F.S.; providing that certain step-therapy protocol requirements apply to a pharmacy benefit manager acting on behalf of a health maintenance organization; amending s. 641.314, F.S.; conforming a provision to changes made by the act; providing legislative intent, construction, and severability; providing appropriations and authorizing positions; providing an effective date.

By the Committee on Health Policy; and Senator Brodeur—

CS for SB 1552—A bill to be entitled An act relating to public records; amending s. 624.319, F.S.; providing an exemption from public records requirements for examination and investigation reports and work papers relating to pharmacy benefit managers; providing for future legislative review and repeal of the exemption; reenacting and amending s. 626.884, F.S.; expanding a public records exemption for the books and records of administrators held by the Office of Insurance Regulation for purposes of examination, audit, and inspection to incorporate the inclusion of pharmacy benefit managers as administrators under the Florida Insurance Code; providing for future legislative review and repeal of the exemption; providing statements of public necessity; providing a contingent effective date.

By the Committee on Health Policy; and Senator Garcia—

CS for SB 1596—A bill to be entitled An act relating to provider accountability; amending s. 400.022, F.S.; revising the rights of residents of nursing home facilities; amending s. 408.809, F.S.; providing additional disqualifying offenses for purposes of background screening of employees of certain health care providers; amending s. 408.812, F.S.; creating a cause of action for ex parte injunctive relief against continued unlicensed activity relating to health care provider facilities; authorizing the Agency for Health Care Administration to petition the court for such injunctive relief; providing requirements for the petition; prohibiting courts from requiring bond in such proceedings; limiting the types of evidence that may be presented in such proceedings; providing that a denial of such injunctive relief must be by written order of the court noting the legal grounds for the denial; providing construction; providing for ex parte temporary injunctive relief under certain circumstances; requiring that temporary injunctions be effective for a fixed period not exceeding 30 days; requiring the agency to conduct an inspection of the identified premises of unlicensed activity within a specified timeframe after such temporary injunction is issued; requiring the agency to dismiss its petition if the respondent complies with the injunction; providing for a permanent injunction within a specified timeframe if the unlicensed activity continues; requiring that a full hearing be set as soon as practicable thereafter; authorizing the agency to move for an extension of the injunction until disposition of the proceedings; providing for service of an ex parte injunction; providing construction; authorizing the agency to provide any inspection records to local law enforcement agencies and state attorney offices upon request and without redaction; amending s. 435.04, F.S.; providing additional disqualifying offenses for employment background screening requirements; amending ss. 458.328 and 459.0138, F.S.; requiring that a physician's office seeking registration to perform office surgeries must be inspected by the Department of Health before it may be registered; providing for immediate suspension of a registration under specified circumstances; providing construction; requiring physicians performing gluteal fat grafting procedures in an office surgery setting to adhere to specified standards of practice; authorizing the Board of Medicine and the Board of Osteopathic Medicine, respectively, to adopt certain rules; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Brodeur—

CS for SB 1634—A bill to be entitled An act relating to child welfare; amending s. 39.202, F.S.; clarifying a provision regarding access to certain records in the event of the death of a child as a result of abuse, abandonment, or neglect; making technical changes; amending s. 39.4092, F.S.; revising provisions to refer to a multidisciplinary legal representation program rather than a model; revising requirements for an office of criminal conflict and civil regional counsel's multidisciplinary legal representation program; requiring each office of criminal conflict and civil regional counsel to annually submit certain data to the Office of Program Policy Analysis and Government Accountability (OPPAGA) by a specified date; deleting a requirement that each office of criminal conflict and civil regional counsel submit a certain report; requiring the OPPAGA to compile certain data and conduct a certain analysis; revising the date the OPPAGA must annually report its analysis; creating s. 39.5035, F.S.; authorizing certain persons to initiate a proceeding by filing a petition for adjudication and permanent commitment if both parents of a child are deceased or the last known living parent dies; requiring that such petition be filed at a specified time under certain circumstances; authorizing certain persons to file a petition for permanent commitment if both parents die or the last known living parent dies after a child has been adjudicated dependent; specifying a timeframe for filing such petition; specifying requirements for such petitions; requiring the clerk of the court to set the case for hearing within a specified timeframe after a petition for adjudication and permanent commitment or a petition for permanent commitment is filed; requiring that a certain notice of the hearing and a copy of the petition be served on certain persons; specifying procedures for the adjudicatory hearing on the petitions; requiring the court to make a specified determination after an adjudicatory hearing; requiring that a disposition hearing be set within a certain timeframe; requiring the Department of Children and Families to provide a certain amended case plan; requiring the department to make certain reasonable efforts regarding the case plan; requiring the court to hold a hearing within a certain timeframe after a petition is filed; specifying that a certified copy of the death certificate is sufficient evidence of a parent's death; requiring the court to make a certain determination within a specified timeframe after an adjudicatory hearing on certain petitions; providing construction; amending s. 39.522, F.S.; authorizing certain persons to remove a child from a court-ordered placement under certain circumstances; requiring the department to file a motion within a certain timeframe to modify placement following such removals; requiring the court to set a hearing on the motion within a specified timeframe under certain circumstances; requiring the court to make a specified determination at the hearing; authorizing the court to base its determination on certain evidence and to hear all relevant and material evidence; requiring the court to enter certain orders under certain circumstances; requiring a placement meet certain home study criteria; requiring the court to conduct a hearing under certain circumstances; amending s. 39.6013, F.S.; authorizing a case plan to be amended at any hearing based upon certain evidence; requiring the department to provide reasonable efforts if the court changes the permanency goal of the case; conforming provisions to changes made by the act; amending s. 39.6221, F.S.; revising conditions for a child's placement in a permanent guardianship; amending s. 39.6251, F.S.; specifying that certain young adults in a Department of Juvenile Justice detention center or commitment program are deemed to have met a certain licensed placement eligibility requirement; specifying that the department's supervision for such young adults is limited to providing certain services; amending s. 39.701, F.S.; revising the required determinations at judicial review hearings for children younger than 18 years of age; amending s. 39.801, F.S.; authorizing certain notice to be waived under certain circumstances; amending s. 39.812, F.S.; revising the court's authorization to review certain information after custody of a child for subsequent adoption has been given to the department; providing procedures if the department denies an application to adopt; revising the circumstances that must apply for the department to remove a child from a foster home or custodian after a denial of an application to adopt; conforming provisions to changes made by the act; amending s. 63.062, F.S.; conforming a provision to changes made by the act; amending s. 409.1454, F.S.; revising eligibility criteria for a child to participate in a specified program covering certain costs for a driver license and motor vehicle insurance; amending s. 409.167, F.S.; revising the purpose and requirements of the statewide adoption exchange; specifying requirements of the photo listing component of the adoption exchange; re-

quiring the department or lead agency to refer certain children to the adoption exchange; deleting the requirement that the referral be accompanied by a photograph and description of the child; deleting the requirement that the department provide certain information to the adoption exchange for children accepted for permanent placement by the department; deleting a requirement that the adoption exchange provide a certain service to certain groups, organizations, and associations; requiring that certain children be registered with existing regional and national adoption exchanges under a specified condition; amending s. 409.1678, F.S.; revising the required services that safe houses and safe foster homes must provide, arrange for, or coordinate; conforming a provision to changes made by the act; requiring the department, in collaboration with the Florida Digital Service, to provide a confidential web-based portal for safe house operators and foster parents for safe foster homes; specifying the requirements for such portal; requiring service providers to bill Medicaid, contract with local school districts, or obtain federal and local funding for services rendered to victims of commercial sexual exploitation whenever possible; amending s. 409.175, F.S.; revising the timeframe for which a family foster home license is valid; increasing the timeframe for which the department may extend a license expiration date; making a technical change; revising requirements for inservice training for foster parents and agency staff related to human trafficking; amending s. 409.1754, F.S.; requiring the Department of Children and Families, in collaboration with other entities, to implement certain recommendations and develop a certain tool and algorithm by a specified date; requiring that the screening and assessment instruments be validated by a specified date, if possible; requiring the department and the Department of Juvenile Justice to use the previously validated screening and assessment instruments and indicator tool under certain circumstances; requiring the department and each community-based care lead agency to prepare a certain service capacity assessment and development plan by a specified date and triennially thereafter; specifying the requirements of such plan; authorizing the department to provide training to certain local law enforcement officials; defining the term "survivor peer mentor"; providing legislative findings; requiring certain service providers and certain operators to collaborate with local providers to ensure survivor peer mentors are regularly accessible to certain children; requiring survivor peer mentors to undergo certain training; amending s. 409.988, F.S.; requiring that all individuals providing care for dependent children be provided contact information for a certain foster-family support program; amending s. 409.996, F.S.; requiring the department's contracts with lead agencies to require the lead agency to provide a certain foster-family support group; requiring certain governmental entities to create a workgroup for a specified purpose relating to commercial sexual exploitation; requiring the Agency for Health Care Administration to modify state Medicaid plans and implement federal waivers necessary to implement the act; requiring the workgroup to draft a certain plan and submit a certain report to the Legislature by a specified date; requiring the Florida Institute for Child Welfare to validate the current screening and assessment instruments by a certain date and for the institute to complete the validation within its base appropriation; providing effective dates.

By the Committee on Children, Families, and Elder Affairs; and Senator Ingolia—

CS for SB 1690—A bill to be entitled An act relating to sexual exploitation and human trafficking; amending s. 394.875, F.S.; requiring residential treatment centers for children and adolescents to place specified signage; requiring the Department of Children and Families, in consultation with the Agency for Health Care Administration, to adopt rules; amending s. 787.29, F.S.; making technical changes; creating s. 402.88, F.S.; defining terms; requiring the department to develop a process to certify adult safe houses that provide housing and care to adult survivors of human trafficking; providing certification requirements; authorizing rulemaking; requiring the department to inspect adult safe houses before certification and annually thereafter; requiring the department to ensure the staff of each adult safe house completes specified intensive training; providing for department actions for noncompliance; amending s. 409.1678, F.S.; providing requirements for safe houses and safe foster homes; requiring the department to develop or approve educational programming on commercial sexual exploitation; amending s. 409.175, F.S.; requiring specified signage to be placed on the premises of facilities maintained by licensed child-caring

agencies; requiring the department to adopt rules; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Criminal Justice; and Senator Burgess—

CS for SB 496—A bill to be entitled An act relating to electronic monitoring of persons charged with or convicted of offenses involving schools or students; amending s. 907.041, F.S.; defining the term “school”; requiring a court to consider electronic monitoring and location restrictions as conditions of pretrial release for persons charged with certain offenses against schools or students; creating s. 948.301, F.S.; defining the term “school”; requiring a court to consider electronic monitoring and location restrictions as conditions of probation or community control for persons charged with certain offenses against schools or students; amending s. 790.065, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Appropriations Committee on Criminal and Civil Justice; and the Committee on Rules.

By the Committee on Criminal Justice; and Senators Calatayud, Perry, Gruters, Rodriguez, and Avila—

CS for SB 994—A bill to be entitled An act relating to public nuisances; amending s. 403.413, F.S.; prohibiting a person from intentionally dumping onto private property litter that evidences religious or ethnic animus toward an owner or invitee of such property; defining the term “animus”; providing criminal penalties; requiring that certain violations be reported pursuant to specified provisions; creating s. 784.0493, F.S.; defining the term “harass”; prohibiting a person from willfully and maliciously harassing, threatening, or intimidating another person based on the person’s wearing or displaying of any indicia relating to any religious or ethnic heritage; providing criminal penalties; requiring that certain violations be reported pursuant to specified provisions; amending s. 806.13, F.S.; prohibiting willful and malicious defacement, injury, or damage to certain property; providing criminal penalties; removing a minimum damage requirement for a violation; requiring that certain violations be reported pursuant to specified provisions; defining the term “school”; prohibiting the knowing and intentional display or projection of certain images onto a building, structure, or property without permission; defining the term “image”; providing criminal penalties; providing construction; defining the term “animus”; requiring that certain violations be reported pursuant to specified provisions; creating s. 810.098, F.S.; prohibiting a person who willfully enters the campus of a state university or Florida College System institution for the purpose of threatening or intimidating another person from remaining on such campus after being warned to depart; providing criminal penalties; providing construction; requiring that certain violations be reported pursuant to specified provisions; defining terms; amending s. 871.01, F.S.; prohibiting the willful and malicious interruption or disruption of certain assemblies; providing criminal penalties; providing construction; defining the term “animus”; requiring that certain violations be reported pursuant to specified provisions; providing an effective date.

—was referred to the Appropriations Committee on Criminal and Civil Justice; and the Committee on Rules.

By the Committee on Children, Families, and Elder Affairs; and Senator Jones—

CS for SB 1292—A bill to be entitled An act relating to parenting plans; amending s. 61.13, F.S.; creating a presumption that equal time-sharing is in the best interests of the child, with exceptions; creating a presumption for purposes of modifying a parenting plan and time-sharing schedule regarding relocation of a parent; establishing the manner in which to rebut such presumption; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Criminal Justice; and Senator Pizzo—

CS for SB 1510—A bill to be entitled An act relating to visiting county and municipal detention facilities; creating s. 951.225, F.S.; authorizing specified persons to visit at their pleasure county and municipal detention facilities; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Environment and Natural Resources; and Senator Wright—

CS for SB 1686—A bill to be entitled An act relating to the designation of Brevard Barrier Island Area as an area of critical state concern; creating s. 380.0553, F.S.; providing a short title; providing legislative findings and intent; designating the Brevard Barrier Island Area as an area of critical state concern; providing guiding principles for development within the area; providing for removal of the designation; providing an effective date.

—was referred to the Committee on Rules.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **CS for SB 102** which he approved on March 29, 2023.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 23 and March 28 were corrected and approved.

CO-INTRODUCERS

Senators Albritton—SB 1670; Collins—SB 7020, SB 7022

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 7:18 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:30 p.m., Thursday, March 30 or upon call of the President.



Journal of the Senate

Number 10—Regular Session

Thursday, March 30, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 1:30 p.m. A quorum present—40:

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

PRAYER

The following prayer was offered by Pastor Earl Glisson, Anchor Faith Church, St. Augustine:

Dear Heavenly Father, we come before you this afternoon, the creator of heaven and earth, and humbly submit ourselves to your authority. We place ourselves in remembrance that there is no authority except from God, and those which exist are established by God. Since you have established authority, you also anoint and equip those placed in authority.

For your word tells us that your ways are higher than our ways and your thoughts are higher than our thoughts, so we ask for the impartation of your divine wisdom in governing the affairs of this state of which your people reside. As your son was quoted as saying, "For I did not speak on my own initiative, but the Father himself who sent me has given me what to say and what to speak." He understood that you, Lord, give wisdom and from your mouth come knowledge and understanding. I pray that these men and women will have the same desire when making decisions that effect and influence the lives of their fellow residents.

With this in mind, I pray that these members of the Florida Senate will trust in you, Lord, with all their hearts and would not lean on their own understanding, nor be wise in their own eyes. For there is a way which seems right to a man, but its end is the way of death. Give them the knowledge to discern the difference between the spirit of truth and the spirit of error. As they seek you first, we pray your kingdom would come, your will would be done on earth just as it is in heaven. I ask for continued protection and safety for them, their families, and their staff as well as all the provision necessary for them to accomplish their assignments. Lord, strengthen them in their call to public service by empowering them by your spirit. We ask all these things in the name of Jesus. Amen.

PLEDGE

Senate Pages, Audrey Lord of Live Oak; Bryce Sealey of Tallahassee, nephew of Senate employee Audrey Mathews; and Justin Smith of Orange Park, 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. Antonio Mesa of Miami, sponsored by Senator Avila, as the doctor of the day. Dr. Mesa specializes in interventional pain management and neurology.

SPECIAL RECOGNITION

Senator Powell recognized his wife, Whitney, and daughter, Chandler, who were present in the gallery on behalf of Jack and Jill of America, Inc.

BILLS ON THIRD READING

CS for HB 543—A bill to be entitled An act relating to public safety; amending s. 27.53, F.S.; conforming provisions to changes made by the act; amending s. 30.15, F.S.; requiring sheriffs to assist private schools in complying with a certain statute; revising the name of a guardian program; authorizing a private school to request the sheriff to establish a guardian program under certain conditions; providing requirements for the guardian program; authorizing certified individuals to serve as school guardians if appointed by the applicable private school head of school; revising the training program hours required for school employees to be certified as school guardians; amending s. 768.28, F.S.; revising a definition; amending s. 790.001, F.S.; defining the term "handgun"; amending s. 790.01, F.S.; authorizing a person to carry a concealed weapon or concealed firearm if he or she is licensed to do so or meets specified requirements; specifying the burden of proof for certain violations; creating s. 790.013, F.S.; requiring a person who is carrying a concealed weapon or concealed firearm without a license to carry valid identification and display such identification upon demand by a law enforcement officer; providing a noncriminal penalty; prohibiting a person who is carrying a concealed weapon or concealed firearm without a license from carrying such weapon or firearm in specified locations; amending s. 790.015, F.S.; authorizing a nonresident to carry a concealed weapon or concealed firearm in this state if he or she meets the same requirements as a resident; removing a requirement that limits recognition of concealed firearm licenses to those states that honor Florida concealed weapon or concealed firearm licenses; amending s. 790.052, F.S.; conforming provisions to changes made by the act; amending s. 790.053, F.S.; specifying that it is not a violation of speci-

fied provisions for persons authorized to carry a concealed weapon or concealed firearm without a license to briefly and openly display a firearm under specified circumstances; amending s. 790.06, F.S.; defining the term “concealed weapon or concealed firearm”; removing a requirement that a person who is licensed to carry a concealed weapon or concealed firearm must carry such license while he or she is in actual possession of a concealed weapon or concealed firearm; revising legislative findings; making technical changes; amending s. 790.0655, F.S.; making technical changes; amending s. 790.115, F.S.; providing that a person who is authorized to carry a concealed weapon or concealed firearm without a license is subject to specified penalties for possessing such weapon or firearm at a school-sponsored event or on school property; conforming provisions to changes made by the act; revising applicability; repealing s. 790.145, F.S., relating to the possession of firearms or destructive devices within the premises of pharmacies; amending s. 790.25, F.S.; providing that a person who is authorized to carry a concealed weapon or concealed firearm may carry such weapon or firearm on his or her person in a private conveyance under certain circumstances; conforming provisions to changes made by the act; making technical changes; amending s. 790.251, F.S.; revising the definition of the term “employee” to include any person who is authorized to carry a concealed weapon or concealed firearm; prohibiting an employer from conditioning employment upon the fact that an employee or a prospective employee is authorized to carry a concealed weapon or concealed firearm; amending s. 790.31, F.S.; removing the definition of the term “handgun”; amending s. 943.03, F.S.; conforming a provision to a change made by the act; creating s. 943.6873, F.S.; requiring each law enforcement agency in this state to create and maintain an active assailant response policy by a specified date; providing requirements for the policy; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to develop a behavioral threat management operational process by a specified date; providing requirements for the process; revising provisions requiring the office to develop a Florida-specific behavioral threat assessment instrument by a specified date; revising requirements for the instrument; requiring the office to develop, host, maintain, and administer a threat management portal by a specified date; providing requirements for the threat management portal; providing a noncriminal penalty for an individual using the threat management portal for an unauthorized purpose; deleting provisions providing for the Statewide Threat Assessment Database Workgroup; authorizing the State Board of Education to adopt emergency rules; amending s. 1002.42, F.S.; authorizing a private school to partner with a law enforcement agency or security agency for specified purposes; conforming a provision to a change made by the act; requiring a private school that establishes a safe-school officer to comply with specified provisions of law; providing that the private school is responsible for certain implementation costs; amending s. 1003.25, F.S.; revising information included in verified reports of serious or recurrent behavior patterns; amending s. 1006.07, F.S.; redesignating threat assessment teams as threat management teams; requiring a charter school governing board to establish a threat management team; providing requirements for a threat management team; requiring the threat management team to prepare a specified report; authorizing the state board to adopt emergency rules; providing legislative findings; amending s. 1006.12, F.S.; conforming a provision to a change made by the act; creating s. 1006.121, F.S.; requiring the Department of Education to establish the Florida Safe Schools Canine Program; requiring the Office of Safe Schools to consult with specified entities; defining the term “firearm detection canine”; providing requirements for the program; requiring the State Board of Education to adopt rules; amending s. 1006.13, F.S.; conforming provisions to changes made by the act; providing reporting requirements for certain school safety incidents; amending ss. 790.1612, 810.095, 921.0022, 921.0024, 943.051, 943.0585, 943.059, 985.11, and 1002.33 F.S.; conforming provisions to changes made by the act; providing appropriations; providing effective dates.

—was read the third time by title.

SENATOR BAXLEY PRESIDING

THE PRESIDENT PRESIDING

On motion by Senator Collins, **CS for HB 543** was passed and certified to the House. The vote on passage was:

Yeas—27

Madam President	Burton	Ingolia
Albritton	Calatayud	Martin
Avila	Collins	Mayfield
Baxley	DiCeglie	Perry
Boyd	Grall	Rodriguez
Bradley	Gruters	Simon
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough

Nays—13

Berman	Osgood	Stewart
Book	Pizzo	Thompson
Davis	Polsky	Torres
Garcia	Powell	
Jones	Rouson	

HB 7025—A bill to be entitled An act relating to public records; amending s. 1002.42, F.S.; providing a public records exemption for information pertaining to a safe-school officer at a private school; 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 Collins, **HB 7025** 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—29

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Simon
Bradley	Gruters	Stewart
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough
Burton	Ingolia	

Nays—11

Berman	Osgood	Rouson
Book	Pizzo	Thompson
Davis	Polsky	Torres
Jones	Powell	

CS for CS for SB 450—A bill to be entitled An act relating to the death penalty; amending ss. 921.141 and 921.142, F.S.; requiring a determination of a specified number of jurors, rather than jury unanimity, for a sentencing recommendation of death to the court; requiring a determination of a specified number of jurors, rather than jury unanimity, for a sentencing recommendation of life imprisonment without the possibility of parole to the court; requiring the court to impose the recommended sentence of life imprisonment without the possibility of parole if fewer than eight jurors recommend a sentence of death; authorizing the court to impose a sentence of life imprisonment without the possibility of parole or a sentence of death if at least eight jurors recommend a sentence of death; specifying that the court may impose a sentence of death only if the jury unanimously finds at least one aggravating factor beyond a reasonable doubt; requiring the court to in-

clude in its written order the reasons for not accepting the jury’s recommended sentence, if applicable; providing an effective date.

—was read the third time by title.

On motion by Senator Ingoglia, **CS for CS for SB 450** was passed and certified to the House. The vote on passage was:

Yeas—29

Madam President	Burton	Mayfield
Albritton	Calatayud	Perry
Avila	Collins	Pizzo
Baxley	DiCeglie	Rodriguez
Book	Gruters	Simon
Boyd	Harrell	Stewart
Bradley	Hooper	Trumbull
Brodeur	Hutson	Wright
Broxson	Ingoglia	Yarborough
Burgess	Martin	

Nays—10

Berman	Jones	Thompson
Davis	Osgood	Torres
Garcia	Polsky	
Grall	Rouson	

Vote after roll call:

Nay—Powell

SPECIAL ORDER CALENDAR

CS for SB 210—A bill to be entitled An act relating to substance abuse services; amending s. 397.403, F.S.; revising application requirements for licensure as a substance abuse service provider; defining the term “marijuana”; amending s. 397.410, F.S.; revising licensure requirements for substance abuse providers; defining the term “marijuana”; amending s. 397.411, F.S.; requiring the Department of Children and Families to establish, by a specified date, a mechanism to impose and collect fines for certain violations of law; amending s. 397.487, F.S.; revising credentialing requirements for recovery residences; defining the term “marijuana”; prohibiting persons discharged from a recovery residence from willfully refusing to depart after being warned by specified persons; providing criminal penalties; amending s. 397.4873, F.S.; prohibiting service providers from referring patients to, or accepting referrals from, specified recovery residences; revising requirements regarding patient referrals for substance abuse service providers and recovery residences; defining the term “marijuana”; requiring the department to establish, by a specified date, a mechanism to impose and collect fines for certain violations of law; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **CS for SB 210** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough

Nays—None

Vote after roll call:

Yea—DiCeglie

Consideration of **SB 1210** was deferred.

On motion by Senator Grall—

SB 300—A bill to be entitled An act relating to pregnancy and parenting support; creating s. 286.31, F.S.; defining the terms “educational institution” and “governmental entity”; prohibiting any person, governmental entity, or educational institution from expending state funds for a specified purpose; providing exceptions; amending s. 381.96, F.S.; revising the definitions of the terms “eligible client” and “pregnancy and parenting support services”; requiring the Department of Health to contract for the management and delivery of parenting support services, in addition to pregnancy support services; revising the contract requirements to conform to changes made by the act; requiring the department to report specified information to the Governor and the Legislature by a specified date each year; amending s. 390.0111, F.S.; prohibiting physicians from knowingly performing or inducing a termination of pregnancy after the gestational age of the fetus is determined to be more than 6 weeks, rather than 15 weeks, with exceptions; providing an exception if the woman obtaining the abortion is doing so because she is a victim of rape or incest, subject to certain conditions; requiring physicians to report incidents of rape or incest of minors to the central abuse hotline; prohibiting any person other than a physician from inducing a termination of pregnancy; prohibiting physicians from using telehealth to perform abortions; requiring that medications intended for use in a medical abortion be dispensed in person by a physician; prohibiting the dispensing of such medication through the United States Postal Service or any other courier or shipping service; conforming provisions to changes made by the act; repealing s. 390.0112, F.S., relating to termination of pregnancies during viability; amending s. 390.012, F.S.; revising rules the Agency for Health Care Administration may develop and enforce to regulate abortion clinics; amending s. 456.47, F.S.; prohibiting telehealth providers from using telehealth to provide abortions; providing appropriations; providing effective dates.

—was read the second time by title.

Senator Polsky moved the following amendment which failed:

Amendment 1 (424832) (with title amendment)—Before line 46 insert:

Section 1. Subsection (1) of section 61.13, Florida Statutes, is amended to read:

61.13 Support of children; parenting and time-sharing; powers of court.—

(1)(a) In a proceeding under this chapter, the court may at any time order either or both parents who owe a duty of support to a child to pay support to the other parent or, in the case of both parents, to a third party who has custody in accordance with the child support guidelines schedule in s. 61.30. *Child support payments may be ordered under this section for an unborn child beginning at conception. If the paternity of the obligor is disputed, the court must await the outcome of the paternity proceeding before ordering child support payments and must award child support retroactive to the date of conception.*

1. All child support orders and income deduction orders entered on or after October 1, 2010, must provide:

a. For child support to terminate on a child’s 18th birthday unless the court finds or previously found that s. 743.07(2) applies, or is otherwise agreed to by the parties;

b. A schedule, based on the record existing at the time of the order, stating the amount of the monthly child support obligation for all the minor children at the time of the order and the amount of child support that will be owed for any remaining children after one or more of the children are no longer entitled to receive child support; and

c. The month, day, and year that the reduction or termination of child support becomes effective.

2. The court initially entering an order requiring one or both parents to make child support payments has continuing jurisdiction after the entry of the initial order to modify the amount and terms and conditions of the child support payments if the modification is found by the court to be in the best interests of the child; when the child reaches majority; if there is a substantial change in the circumstances of the parties; if s. 743.07(2) applies; or when a child is emancipated, marries, joins the armed services, or dies. *For child support orders involving unborn children, the court shall review and shall, if appropriate, modify the amount and terms and conditions of child support payments when the child is born.* The court initially entering a child support order has continuing jurisdiction to require the obligee to report to the court on terms prescribed by the court regarding the disposition of the child support payments.

(b) Each order for support ~~must provide~~ ~~shall contain a provision~~ for health insurance for the minor child when health insurance is reasonable in cost and accessible to the child. *For child support orders involving unborn children, the order must provide for health insurance coverage for the pregnant woman for at least the duration of the pregnancy and for any related postpartum care needed immediately after the child is born.* Health insurance is presumed to be reasonable in cost if the incremental cost of adding health insurance for the child or children does not exceed 5 percent of the gross income, as defined in s. 61.30, of the parent responsible for providing health insurance. Health insurance is accessible to the child if the health insurance is available to be used in the county of the child's primary residence or in another county if the parent who has the most time under the time-sharing plan agrees. If the time-sharing plan provides for equal time-sharing, health insurance is accessible to the child if the health insurance is available to be used in either county where the child resides or in another county if both parents agree. The court may require the obligor to provide health insurance or to reimburse the obligee for the cost of health insurance for the minor child when insurance is provided by the obligee. The presumption of reasonable cost may be rebutted by evidence of any of the factors in s. 61.30(11)(a). The court may deviate from what is presumed reasonable in cost only upon a written finding explaining its determination why ordering or not ordering the provision of health insurance or the reimbursement of the obligee's cost for providing health insurance for the minor child would be unjust or inappropriate. In any event, the court shall apportion the cost of health insurance, and any noncovered medical, dental, and prescription medication expenses of the child, to both parties by adding the cost to the basic obligation determined pursuant to s. 61.30(6). The court may order that payment of noncovered medical, dental, and prescription medication expenses of the minor child be made directly to the obligee on a percentage basis. In a proceeding for medical support only, each parent's share of the child's noncovered medical expenses shall equal the parent's percentage share of the combined net income of the parents. The percentage share shall be calculated by dividing each parent's net monthly income by the combined monthly net income of both parents. Net income is calculated as specified by s. 61.30(3) and (4).

1. In a non-Title IV-D case, a copy of the court order for health insurance shall be served on the obligor's union or employer by the obligee when the following conditions are met:

a. The obligor fails to provide written proof to the obligee within 30 days after receiving effective notice of the court order that the health insurance has been obtained or that application for health insurance has been made;

b. The obligee serves written notice of intent to enforce an order for health insurance on the obligor by mail at the obligor's last known address; and

c. The obligor fails within 15 days after the mailing of the notice to provide written proof to the obligee that the health insurance existed as of the date of mailing.

2.a. A support order enforced under Title IV-D of the Social Security Act which requires that the obligor provide health insurance is enforceable by the department through the use of the national medical support notice, and an amendment to the support order is not required. The department shall transfer the national medical support notice to

the obligor's union or employer. The department shall notify the obligor in writing that the notice has been sent to the obligor's union or employer, and the written notification must include the obligor's rights and duties under the national medical support notice. The obligor may contest the withholding required by the national medical support notice based on a mistake of fact. To contest the withholding, the obligor must file a written notice of contest with the department within 15 business days after the date the obligor receives written notification of the national medical support notice from the department. Filing with the department is complete when the notice is received by the person designated by the department in the written notification. The notice of contest must be in the form prescribed by the department. Upon the timely filing of a notice of contest, the department shall, within 5 business days, schedule an informal conference with the obligor to discuss the obligor's factual dispute. If the informal conference resolves the dispute to the obligor's satisfaction or if the obligor fails to attend the informal conference, the notice of contest is deemed withdrawn. If the informal conference does not resolve the dispute, the obligor may request an administrative hearing under chapter 120 within 5 business days after the termination of the informal conference, in a form and manner prescribed by the department. However, the filing of a notice of contest by the obligor does not delay the withholding of premium payments by the union, employer, or health plan administrator. The union, employer, or health plan administrator must implement the withholding as directed by the national medical support notice unless notified by the department that the national medical support notice is terminated.

b. In a Title IV-D case, the department shall notify an obligor's union or employer if the obligation to provide health insurance through that union or employer is terminated.

3. In a non-Title IV-D case, upon receipt of the order pursuant to subparagraph 1., or upon application of the obligor pursuant to the order, the union or employer shall enroll the minor child as a beneficiary in the group health plan regardless of any restrictions on the enrollment period and withhold any required premium from the obligor's income. If more than one plan is offered by the union or employer, the child shall be enrolled in the group health plan in which the obligor is enrolled.

4.a. Upon receipt of the national medical support notice under subparagraph 2. in a Title IV-D case, the union or employer shall transfer the notice to the appropriate group health plan administrator within 20 business days after the date on the notice. The plan administrator must enroll the child as a beneficiary in the group health plan regardless of any restrictions on the enrollment period, and the union or employer must withhold any required premium from the obligor's income upon notification by the plan administrator that the child is enrolled. The child shall be enrolled in the group health plan in which the obligor is enrolled. If the group health plan in which the obligor is enrolled is not available where the child resides or if the obligor is not enrolled in group coverage, the child shall be enrolled in the lowest cost group health plan that is accessible to the child.

b. If health insurance or the obligor's employment is terminated in a Title IV-D case, the union or employer that is withholding premiums for health insurance under a national medical support notice must notify the department within 20 days after the termination and provide the obligor's last known address and the name and address of the obligor's new employer, if known.

5.a. The amount withheld by a union or employer in compliance with a support order may not exceed the amount allowed under s. 303(b) of the Consumer Credit Protection Act, 15 U.S.C. s. 1673(b), as amended. The union or employer shall withhold the maximum allowed by the Consumer Credit Protection Act in the following order:

- (I) Current support, as ordered.
- (II) Premium payments for health insurance, as ordered.
- (III) Past due support, as ordered.
- (IV) Other medical support or insurance, as ordered.

b. If the combined amount to be withheld for current support plus the premium payment for health insurance exceed the amount allowed under the Consumer Credit Protection Act, and the health insurance

cannot be obtained unless the full amount of the premium is paid, the union or employer may not withhold the premium payment. However, the union or employer shall withhold the maximum allowed in the following order:

- (I) Current support, as ordered.
- (II) Past due support, as ordered.
- (III) Other medical support or insurance, as ordered.

6. An employer, union, or plan administrator who does not comply with the requirements in sub-subparagraph 4.a. is subject to a civil penalty not to exceed \$250 for the first violation and \$500 for subsequent violations, plus attorney’s fees and costs. The department may file a petition in circuit court to enforce the requirements of this subparagraph.

7. The department may adopt rules to administer the child support enforcement provisions of this section that affect Title IV-D cases.

(c) To the extent necessary to protect an award of child support, the court may order the obligor to purchase or maintain a life insurance policy or a bond, or to otherwise secure the child support award with any other assets which may be suitable for that purpose.

(d)1. All child support orders ~~shall~~ provide the full name and date of birth of each minor child who is the subject of the child support order. *For child support orders involving unborn children, the order must specify that the order is for the benefit of an unborn child and include the name of the pregnant woman carrying the unborn child.*

2. If both parties request and the court finds that it is in the best interest of the child, support payments need not be subject to immediate income deduction. Support orders that are not subject to immediate income deduction may be directed through the depository under s. 61.181 or made payable directly to the obligee. Payments made by immediate income deduction shall be made to the State Disbursement Unit. The court shall provide a copy of the order to the depository.

3. For support orders payable directly to the obligee, any party may subsequently file an affidavit with the depository alleging a default in payment of child support and stating that the party wishes to require that payments be made through the depository. The party shall provide copies of the affidavit to the court and to each other party. Fifteen days after receipt of the affidavit, the depository shall notify all parties that future payments shall be paid through the depository, except that payments in Title IV-D cases and income deduction payments shall be made to the State Disbursement Unit. In Title IV-D cases, an affidavit of default or a default in payments is not required to receive depository services. Upon notice by the department that it is providing Title IV-D services in a case with an existing support order, the depository shall transmit case data through, and set up appropriate payment accounts in, regardless of whether there is a delinquency, the Clerk of the Court Child Support Enforcement Collection System as required under s. 61.181(2)(b).

And the title is amended as follows:

Between lines 2 and 3 insert: amending s. 61.13, F.S.; providing that a court may order child support payments for unborn children beginning at conception; requiring the court to await the outcome of paternity proceedings in disputed paternity cases before ordering child support payments; providing for retroactive child support payments under certain circumstances; requiring the court to review and, if appropriate, modify child support orders involving unborn children when the child is born; requiring that child support orders involving unborn children include health insurance coverage for the pregnant woman for a specified time; requiring that child support orders involving unborn children include specified information;

Senator Grall moved the following amendment:

Amendment 2 (317486) (with title amendment)—Before line 46 insert:

Section 1. *This act may be cited as the “Heartbeat Protection Act.”*

And the title is amended as follows:

Between lines 2 and 3 insert: providing a short title;

Senator Book moved the following amendment to **Amendment 2 (317486)** which failed:

Amendment 2A (210824)—Delete lines 5-6 and insert:

Section 1. *This act may be cited to as the “Electrical Activity that can be Manipulated to Sound like a Heartbeat through Ultrasound Protection at the Expense of Pregnant People’s Health and Wellbeing Act.”*

The question recurred on **Amendment 2 (317486)** which was adopted.

The vote was:

Yeas—28

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Simon
Bradley	Gruters	Trumbull
Brodeur	Harrell	Wright
Broxson	Hooper	Yarborough
Burgess	Hutson	
Burton	Ingolia	

Nays—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

Senator Berman moved the following amendments which failed:

Amendment 3 (344972) (with title amendment)—Delete lines 74-200 and insert:
substantial and irreversible physical or mental impairment of a major bodily or psychological function of the pregnant woman.

Section 2. Effective upon this act becoming a law, section 381.96, Florida Statutes, is amended to read:

381.96 Pregnancy support and wellness services.—

- (1) DEFINITIONS.—As used in this section, the term:
 - (a) “Department” means the Department of Health.
 - (b) “Eligible client” means *any of the following*:

1. A pregnant woman or a woman who suspects she is pregnant, and the family of such woman, who voluntarily seeks pregnancy support services and any woman who voluntarily seeks wellness services.

2. *A woman who has given birth in the previous 12 months and her family.*

3. *A parent or parents or a legal guardian or legal guardians, and the families of such parents and legal guardians, for up to 12 months after the birth of a child or the adoption of a child younger than 3 years of age.*

(c) “Florida Pregnancy Care Network, Inc.,” or “network” means the not-for-profit statewide alliance of pregnancy support organizations that provide pregnancy support and wellness services through a comprehensive system of care to women and their families.

(d) “Pregnancy and parenting support services” means services that promote and encourage childbirth, including, but not limited to:

1. Direct client services, such as pregnancy testing, counseling, referral, training, and education for pregnant women and their families. ~~A woman and her family shall continue to be eligible to receive direct client services for up to 12 months after the birth of the child.~~

2. *Nonmedical material assistance that improves the pregnancy or parenting situation of families, including, but not limited to, clothing, car seats, cribs, formula, and diapers.*

3. *Counseling or mentoring, education materials, and classes regarding pregnancy, parenting, adoption, life skills, and employment readiness.*

4. *Network Program awareness activities, including a promotional campaign to educate the public about the pregnancy and parenting support services offered by the network and a website that provides information on the location of providers in the user's area and other available community resources.*

5. *Communication activities, including the operation and maintenance of a hotline or call center with a single statewide toll-free number that is available 24 hours a day for an eligible client to obtain the location and contact information for a pregnancy center located in the client's area.*

(e) "Wellness services" means services or activities intended to maintain and improve health or prevent illness and injury, including, but not limited to, high blood pressure screening, anemia testing, thyroid screening, cholesterol screening, diabetes screening, and assistance with smoking cessation.

(2) DEPARTMENT DUTIES.—The department shall contract with the network for the management and delivery of pregnancy and parenting support services and wellness services to eligible clients.

(3) CONTRACT REQUIREMENTS.—The department contract shall specify the contract deliverables, including financial reports and other reports due to the department, timeframes for achieving contractual obligations, and any other requirements the department determines are necessary, such as staffing and location requirements. The contract shall require the network to:

(a) Establish, implement, and monitor a comprehensive system of care through subcontractors to meet the pregnancy and parenting support and wellness needs of eligible clients.

(b) Establish and manage subcontracts with a sufficient number of providers to ensure the availability of pregnancy and parenting support services and wellness services for eligible clients, and maintain and manage the delivery of such services throughout the contract period.

(c) Spend at least ~~85~~ 90 percent of the contract funds on pregnancy and parenting support services, excluding services specified in subparagraph (1)(d)4., and wellness services.

(d) Offer wellness services through vouchers or other appropriate arrangements that allow the purchase of services from qualified health care providers.

(e) Require a background screening under s. 943.0542 for all paid staff and volunteers of a subcontractor if such staff or volunteers provide direct client services to an eligible client who is a minor or an elderly person or who has a disability.

(f) Annually monitor its subcontractors and specify the sanctions that shall be imposed for noncompliance with the terms of a subcontract.

(g) Subcontract only with providers that exclusively promote and support childbirth.

(h) Ensure that informational materials provided to an eligible client by a provider are current and accurate and cite the reference source of any medical statement included in such materials.

(i) *Ensure that the department is provided with all information necessary for the report required under subsection (5).*

(4) SERVICES.—Services provided pursuant to this section must be provided in a noncoercive manner and may not include any religious content.

(5) REPORT.—*By July 1, 2024, and each year thereafter, the department shall report to the Governor, the President of the Senate, and*

the Speaker of the House of Representatives on the amount and types of services provided by the network; the expenditures for such services; and the number of, and demographic information for, women, parents, and families served by the network.

Section 3. Subsections (1), (2), (10), and (13) of section 390.0111, Florida Statutes, are amended to read:

390.0111 Termination of pregnancies.—

(1) TERMINATION AFTER GESTATIONAL AGE OF 6 ~~15~~ WEEKS; WHEN ALLOWED.—A physician may not knowingly perform or induce a termination of pregnancy if the physician determines the gestational age of the fetus is more than 6 ~~15~~ weeks unless one of the following conditions is met:

(a) Two physicians certify in writing that, in reasonable medical judgment, the termination of the pregnancy is necessary to save the pregnant woman's life or avert a serious risk of substantial and irreversible physical or mental impairment of a major bodily or psychological function of the pregnant woman ~~other than a psychological condition.~~

(b) The physician certifies in writing that, in reasonable medical judgment, there is a medical necessity for legitimate emergency medical procedures for termination of the pregnancy to save the pregnant woman's life or avert a serious risk of imminent substantial and irreversible physical or mental impairment of a major bodily or psychological function of the pregnant woman ~~other than a psychological condition,~~ and another physician is not available

And the title is amended as follows:

Delete line 21 and insert: rather than 15 weeks; revising exceptions; providing an

Amendment 4 (917694) (with title amendment)—Between lines 169 and 170 insert:

(j) *Require all organizations within the network to employ or use only licensed ultrasound technicians to provide any ultrasound services to clients.*

(k) *Perform an annual financial audit of each organization within the network.*

(l) *Require all organizations within the network to comply with the patient confidentiality requirements of the Health Insurance Portability and Accountability Act of 1996 and its implementing regulations.*

And the title is amended as follows:

Delete lines 13-14 and insert: services; revising the contract requirements; requiring the

Senator Stewart moved the following amendment which failed:

Amendment 5 (900524) (with title amendment)—Between lines 179 and 180 insert:

Section 3. Subsection (7) of section 390.011, Florida Statutes, is amended to read:

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

(7) "Gestation" means the development of a human embryo or fetus as calculated from the first day of the pregnant woman's last menstrual period or as measured by an ultrasound, whichever provides the younger gestational age of the embryo or fetus.

And the title is amended as follows:

Delete line 17 and insert: year; amending s. 390.011, F.S.; revising the definition of the term "gestation"; amending s. 390.0111, F.S.; prohibiting

Senator Davis moved the following amendment which failed:

Amendment 6 (970730) (with title amendment)—Between lines 205 and 206 insert:

(d) The pregnancy has not progressed to the third trimester, and a physician certifies in writing that, in reasonable medical judgment, the fetus has a fatal fetal abnormality, and another physician is not available for consultation.

And the title is amended as follows:

Delete lines 21-24 and insert: rather than 15 weeks, with exceptions; providing additional exceptions; requiring physicians to report

The vote was:

Yeas—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

Nays—28

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Simon
Bradley	Gruters	Trumbull
Brodeur	Harrell	Wright
Broxson	Hooper	Yarborough
Burgess	Hutson	
Burton	Ingoglia	

Senators Calatayud and Grall offered the following amendment which was moved by Senator Calatayud and adopted:

Amendment 7 (718612) (with title amendment)—Delete lines 206-214 and insert:

(d) The pregnancy is the result of rape, incest, or human trafficking and the gestational age of the fetus is not more than 15 weeks as determined by the physician. At the time the woman schedules or arrives for her appointment to obtain the abortion, she must provide a copy of a restraining order, police report, medical record, or other court order or documentation providing evidence that she is obtaining the termination of pregnancy because she is a victim of rape, incest, or human trafficking. If the woman is 18 years of age or older, the physician must report any known or suspected human trafficking to a local law enforcement agency. If the woman is a minor, the physician must report the incident of rape, incest, or human trafficking to the

And the title is amended as follows:

Delete lines 23-25 and insert: so because she is a victim of rape, incest, or human trafficking, subject to certain conditions; requiring physicians to report known or suspected human trafficking of adults to local law enforcement; requiring physicians to report incidents of rape, incest, or human trafficking of minors to the central

Senator Polsky moved the following amendment which failed:

Amendment 8 (833920) (with title amendment)—Between lines 215 and 216 insert:

(e) The pregnancy has not progressed to the third trimester and the tenets of the religion that the pregnant woman practices authorize termination of the pregnancy.

And the title is amended as follows:

Delete line 26 and insert: abuse hotline; providing an exception if the tenets of the religion that the pregnant woman practices authorize

termination of the pregnancy, subject to certain conditions; prohibiting any person other than a

The vote was:

Yeas—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

Nays—28

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Simon
Bradley	Gruters	Trumbull
Brodeur	Harrell	Wright
Broxson	Hooper	Yarborough
Burgess	Hutson	
Burton	Ingoglia	

Senator Book moved the following amendment which failed:

Amendment 9 (219412) (with title amendment)—Between lines 215 and 216 insert:

(e) The pregnancy has not progressed to the third trimester and the pregnant woman or her spouse is an active duty military servicemember.

And the title is amended as follows:

Delete line 26 and insert: abuse hotline; providing an exception for active duty military personnel and their spouses, subject to a certain condition; prohibiting any person other than a

Senator Thompson moved the following amendment which failed:

Amendment 10 (365590) (with title amendment)—Between lines 215 and 216 insert:

(e) The woman is in imminent danger of domestic violence and the gestational age of the fetus is not more than 15 weeks as determined by the physician. At the time the woman schedules or arrives for her appointment to obtain the abortion, she must provide a copy of a restraining order, police report, medical record, or other court order or documentation providing evidence that she is obtaining the termination of pregnancy because she is in imminent danger of domestic violence.

And the title is amended as follows:

Delete line 26 and insert: abuse hotline; providing an exception if the woman seeking an abortion is doing so because she is in imminent danger of domestic violence, subject to certain conditions; prohibiting any person other than a

Senator Book moved the following amendment which failed:

Amendment 11 (735932) (with title amendment)—Delete lines 216-242 and insert:

(e) The pregnant woman is a minor, and the gestational age of the fetus is not more than 15 weeks as determined by a physician.

(2) IN-PERSON PERFORMANCE BY PHYSICIAN REQUIRED.—~~Only a physician may perform or induce a No termination of pregnancy shall be performed at any time except by a physician as defined in s. 390.011. A physician may not use telehealth as defined in s. 456.47 to perform an abortion, including, but not limited to, medical abortions. Any medications intended for use in a medical abortion must be dispensed in person by a physician and may not be dispensed through the United States Postal Service or by any other courier or shipping service.~~

(10) PENALTIES FOR VIOLATION.—Except as provided in subsections (3), (7), and (12):

(a) Any person who willfully performs, or actively participates in, a termination of pregnancy in violation of the requirements of this section ~~or s. 390.01112~~ commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) Any person who performs, or actively participates in, a termination of pregnancy in violation of this section ~~or s. 390.01112~~ which results in the death of the woman commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(13) FAILURE TO COMPLY.—Failure to comply with the requirements of this section ~~or s. 390.01112~~ constitutes grounds for disciplinary action under each respective practice act and under s. 456.072.

Section 4. *Section 390.01112, Florida Statutes, is repealed.*

Section 5. Paragraph (b) of subsection (4) and paragraph (b) of subsection (5) of section 390.01114, Florida Statutes, are amended to read:

390.01114 Parental Notice of and Consent for Abortion Act.—

(4) NOTIFICATION REQUIRED.—

(b) Notice is not required if:

1. In the physician's good faith clinical judgment, a medical emergency exists and there is insufficient time for the attending physician to comply with the notification requirements. If a medical emergency exists, the physician shall make reasonable attempts, whenever possible, without endangering the minor, to contact the parent or legal guardian, and may proceed, but must document reasons for the medical necessity in the patient's medical records. The physician shall provide notice directly, in person or by telephone, to the parent or legal guardian, including details of the medical emergency and any additional risks to the minor. If the parent or legal guardian has not been notified within 24 hours after the termination of the pregnancy, the physician shall provide notice in writing, including details of the medical emergency and any additional risks to the minor, signed by the physician, to the last known address of the parent or legal guardian of the minor, by first-class mail and by certified mail, return receipt requested, with delivery restricted to the parent or legal guardian;

2. Notice is waived in writing by the person who is entitled to notice and such waiver is notarized, dated not more than 30 days before the termination of pregnancy, and contains a specific waiver of the right of the parent or legal guardian to notice of the minor's termination of pregnancy;

3. Notice is waived by the minor who is or has been married or has had the disability of nonage removed under s. 743.015 or a similar statute of another state;

4. Notice is waived by the patient because the patient has a minor child dependent on her; ~~or~~

5. *The gestational age of the fetus is 6 weeks or less; or*

6. Notice is waived under subsection (6).

(5) PARENTAL CONSENT REQUIRED.—

(b) The consent of a parent or guardian is not required if:

1. Notification is not required as provided in subparagraph (4)(b)1., subparagraph (4)(b)3., subparagraph (4)(b)4., ~~or~~ subparagraph (4)(b)5., or subparagraph (4)(b)6.;

2. Notification is not required due to the existence of a waiver as provided in subparagraph (4)(b)2., if that waiver is signed by the minor's parent or legal guardian, is notarized, is dated within 30 days before the termination of the pregnancy, contains a specific waiver of the right of the parent or legal guardian to consent to the minor's termination of pregnancy, and a copy of the parent's or legal guardian's government-issued proof of identification is attached to the waiver;

3. Consent is waived under subsection (6); ~~or~~

4. *The gestational age of the fetus is 6 weeks or less; or*

5. In the physician's good faith clinical judgment, a medical emergency exists and there is insufficient time for the attending physician to comply with the consent requirement. If a medical emergency exists, the physician must make reasonable attempts, whenever possible, and without endangering the minor, to contact the parent or legal guardian of the minor, and may proceed, but must document reasons for the medical necessity in the minor patient's medical records. The physician shall inform the parent or legal guardian, in person or by telephone, within 24 hours after the termination of the pregnancy of the minor, including details of the medical emergency that necessitated the termination of the pregnancy without the parent's or legal guardian's consent. The physician shall also provide this information in writing to the parent or legal guardian at his or her last known address, by first-class mail or by certified mail, return receipt requested, with delivery restricted to the parent or legal guardian.

And the title is amended as follows:

Delete lines 26-36 and insert: abuse hotline; providing an exception for minors under certain circumstances; prohibiting any person other than a physician from inducing a termination of pregnancy; prohibiting physicians from using telehealth to perform abortions; requiring that medications intended for use in a medical abortion be dispensed in person by a physician; prohibiting the dispensing of such medication through the United States Postal Service or any other courier or shipping service; conforming provisions to changes made by the act; repealing s. 390.01112, F.S., relating to termination of pregnancies during viability; amending s. 390.01114, F.S.; exempting minors from parental notification and consent requirements if the gestational age of the fetus is 6 weeks or less; amending s. 390.012,

Senator Jones moved the following amendment which failed:

Amendment 12 (171258) (with directory and title amendments)—Delete lines 216-224 and insert:

(2) PERFORMANCE BY PHYSICIAN REQUIRED.—*Only a physician may perform or induce a* ~~No~~ termination of pregnancy ~~shall be performed at any time except by a physician as defined in s. 390.011.~~

(3) CONSENTS REQUIRED.—A termination of pregnancy may not be performed or induced except with the voluntary and informed written consent of the pregnant woman or, in the case of a mental incompetent, the voluntary and informed written consent of her court-appointed guardian.

(a) Except in the case of a medical emergency, consent to a termination of pregnancy is voluntary and informed only if:

1. The physician who is to perform the procedure, or the referring physician, has, at a minimum, orally, while physically present in the same room, and at least 24 hours before the procedure, informed the woman of:

a. The nature and risks of undergoing or not undergoing the proposed procedure that a reasonable patient would consider material to making a knowing and willful decision of whether to terminate a pregnancy.

b. The probable gestational age of the fetus, verified by an ultrasound, at the time the termination of pregnancy is to be performed.

(I) The ultrasound must be performed by the physician who is to perform the abortion or by a person having documented evidence that he or she has completed a course in the operation of ultrasound equipment as prescribed by rule and who is working in conjunction with the physician.

(II) The person performing the ultrasound must offer the woman the opportunity to view the live ultrasound images and hear an explanation of them. If the woman accepts the opportunity to view the images and hear the explanation, a physician or a registered nurse, licensed practical nurse, advanced practice registered nurse, or physician assistant working in conjunction with the physician must contemporaneously

review and explain the images to the woman before the woman gives informed consent to having an abortion procedure performed.

(III) The woman has a right to decline to view and hear the explanation of the live ultrasound images after she is informed of her right and offered an opportunity to view the images and hear the explanation. If the woman declines, the woman shall complete a form acknowledging that she was offered an opportunity to view and hear the explanation of the images but that she declined that opportunity. The form must also indicate that the woman’s decision was not based on any undue influence from any person to discourage her from viewing the images or hearing the explanation and that she declined of her own free will.

(IV) Unless requested by the woman, the person performing the ultrasound may not offer the opportunity to view the images and hear the explanation and the explanation may not be given if, at the time the woman schedules or arrives for her appointment to obtain an abortion, a copy of a restraining order, police report, medical record, or other court order or documentation is presented which provides evidence that the woman is obtaining the abortion because the woman is a victim of rape, incest, domestic violence, or human trafficking or that the woman has been diagnosed as having a condition that, on the basis of a physician’s good faith clinical judgment, would create a serious risk of substantial and irreversible impairment of a major bodily function if the woman delayed terminating her pregnancy.

c. The medical risks to the woman and fetus of carrying the pregnancy to term.

The physician may provide the information required in this subparagraph through telehealth as defined in s. 456.47 if the pregnant woman resides more than 100 miles from the nearest abortion provider. The physician may provide the information required in this subparagraph within 24 hours before the procedure if requested by the woman at the time she schedules or arrives for her appointment to obtain an abortion and if she presents to the physician a copy of a restraining order, police report, medical record, or other court order or documentation evidencing that she is obtaining the abortion because she is a victim of rape, incest, domestic violence, or human trafficking.

2. Printed materials prepared and provided by the department have been provided to the pregnant woman, if she chooses to view these materials, including:

- a. A description of the fetus, including a description of the various stages of development.
- b. A list of entities that offer alternatives to terminating the pregnancy.
- c. Detailed information on the availability of medical assistance benefits for prenatal care, childbirth, and neonatal care.

3. The woman acknowledges in writing, before the termination of pregnancy, that the information required to be provided under this subsection has been provided.

Nothing in this paragraph is intended to prohibit a physician from providing any additional information which the physician deems material to the woman’s informed decision to terminate her pregnancy.

And the directory clause is amended as follows:

Delete line 180 and insert:

Section 3. Subsections (1) and (2), paragraph (a) of subsection (3), and subsections (10) and (13) of section

And the title is amended as follows:

Delete lines 28-33 and insert: authorizing a physician to use telehealth to provide specified information for purposes of obtaining informed consent for an abortion procedure under certain circumstances; conforming

MOTIONS

On motion by Senator Mayfield, the time of adjournment was extended until completion of the Special Order Calendar, Bills on Third Reading, announcements, and motions.

Senator Berman moved the following amendment which failed:

Amendment 13 (395128) (with directory and title amendments)—Between lines 224 and 225 insert:

(3) ~~CONSENT~~ **CONSENTS REQUIRED.**—*Except in the case of a medical emergency as provided in paragraph (b), a termination of pregnancy may not be performed or induced except with the voluntary and informed written consent of the pregnant woman or, in the case of a mental incompetent, the voluntary and informed written consent of her court-appointed guardian.*

(a) ~~Except in the case of a medical emergency,~~ Consent to a termination of pregnancy is voluntary and informed only if:

1. The physician who is to perform the procedure, or the referring physician, has, at a minimum, orally, while physically present in the same room, ~~and at least 24 hours before the procedure,~~ informed the woman of:

a. The nature and risks of undergoing or not undergoing the proposed procedure that a reasonable patient would consider material to making a knowing and willful decision of whether to terminate a pregnancy.

b. The probable gestational age of the fetus, verified by an ultrasound, at the time the termination of pregnancy is to be performed.

(I) The ultrasound must be performed by the physician who is to perform the abortion or by a person having documented evidence that he or she has completed a course in the operation of ultrasound equipment as prescribed by rule and who is working in conjunction with the physician.

(II) The person performing the ultrasound must offer the woman the opportunity to view the live ultrasound images and hear an explanation of them. If the woman accepts the opportunity to view the images and hear the explanation, a physician or a registered nurse, licensed practical nurse, advanced practice registered nurse, or physician assistant working in conjunction with the physician must contemporaneously review and explain the images to the woman before the woman gives informed consent to having an abortion procedure performed.

(III) The woman has a right to decline to view and hear the explanation of the live ultrasound images after she is informed of her right and offered an opportunity to view the images and hear the explanation. If the woman declines, the woman shall complete a form acknowledging that she was offered an opportunity to view and hear the explanation of the images but that she declined that opportunity. The form must also indicate that the woman’s decision was not based on any undue influence from any person to discourage her from viewing the images or hearing the explanation and that she declined of her own free will.

(IV) Unless requested by the woman, the person performing the ultrasound may not offer the opportunity to view the images and hear the explanation and the explanation may not be given if, at the time the woman schedules or arrives for her appointment to obtain an abortion, a copy of a restraining order, police report, medical record, or other court order or documentation is presented which provides evidence that the woman is obtaining the abortion because the woman is a victim of rape, incest, domestic violence, or human trafficking or that the woman has been diagnosed as having a condition that, on the basis of a physician’s good faith clinical judgment, would create a serious risk of substantial and irreversible impairment of a major bodily function if the woman delayed terminating her pregnancy.

c. The medical risks to the woman and fetus of carrying the pregnancy to term.

~~The physician may provide the information required in this subparagraph within 24 hours before the procedure if requested by the woman at the time she schedules or arrives for her appointment to~~

~~obtain an abortion and if she presents to the physician a copy of a restraining order, police report, medical record, or other court order or documentation evidencing that she is obtaining the abortion because she is a victim of rape, incest, domestic violence, or human trafficking.~~

2. Printed materials prepared and provided by the department have been provided to the pregnant woman, if she chooses to view these materials, including:

- a. A description of the fetus, including a description of the various stages of development.
- b. A list of entities that offer alternatives to terminating the pregnancy.
- c. Detailed information on the availability of medical assistance benefits for prenatal care, childbirth, and neonatal care.

3. The woman acknowledges in writing, before the termination of pregnancy, that the information required to be provided under this subsection has been provided.

Nothing in this paragraph is intended to prohibit a physician from providing any additional information which the physician deems material to the woman's informed decision to terminate her pregnancy.

(b) If a medical emergency exists and a physician cannot comply with the requirements for informed consent, a physician may terminate a pregnancy if he or she has obtained at least one corroborative medical opinion attesting to the medical necessity for emergency medical procedures and to the fact that to a reasonable degree of medical certainty the continuation of the pregnancy would threaten the life of the pregnant woman. If a second physician is not available for a corroborating opinion, the physician may proceed but shall document reasons for the medical necessity in the patient's medical records.

(c) Violation of this subsection by a physician constitutes grounds for disciplinary action under s. 458.331 or s. 459.015. Substantial compliance or reasonable belief that complying with the requirements of informed consent would threaten the life or health of the patient is a defense to any action brought under this paragraph.

And the directory clause is amended as follows:

Delete line 180 and insert:

Section 3. Subsections (1), (2), (3), (10), and (13) of section

And the title is amended as follows:

Delete line 33 and insert: any other courier or shipping service; deleting a requirement that a physician provide certain information to a pregnant woman at least 24 hours before an abortion procedure; conforming

Senator Book moved the following amendment which failed:

Amendment 14 (789458) (with title amendment)—Between lines 269 and 270 insert:

Section 6. Section 390.035, Florida Statutes, is created to read:

390.035 *Civil cause of action.*—

(1) *A woman who is prevented by law from obtaining an abortion has a civil cause of action against the father of the child for compensatory damages incurred as a result of carrying an unwanted pregnancy beyond the point at which the woman otherwise would have sought an abortion.*

(2) *Compensatory damages include emotional distress and pain and suffering sustained by the woman as a result of carrying the unwanted pregnancy due to her lack of access to abortion care.*

(3) *Upon a showing by clear and convincing evidence that the defendant is the father of the child, the father is liable for the full monetary value of damages incurred by the woman as a result of carrying the unwanted pregnancy.*

(4) *Upon a showing by clear and convincing evidence that the pregnancy resulted from rape, incest, fraud, or undue duress, the father is liable for treble damages.*

(5) *This section does not alter a father's obligation to provide child support under chapter 61.*

And the title is amended as follows:

Delete line 39 and insert: abortion clinics; creating s. 390.035, F.S.; creating a cause of action for women who are unable to obtain a legal abortion and must carry an unwanted pregnancy; providing for compensatory and treble damages against the father of the child if certain evidentiary burdens are met; providing construction; amending s. 456.47, F.S.;

Senator Davis moved the following amendment which failed:

Amendment 15 (273570)—Delete lines 279-283 and insert: *Appropriations Act, the sum of \$25 million in recurring funds from the General Revenue Fund is appropriated to the Department of Health, with \$12,309,905 allocated for the purpose of implementing s. 381.0051(3), (4), and (6), Florida Statutes, and \$12,690,095 allocated for the expansion and implementation of s. 383.2163(3) and (4), Florida Statutes.*

(b) *The sum of \$5 million in recurring funds from the*

Senator Polsky moved the following amendment which failed:

Amendment 16 (576072)—Delete line 283 and insert:

(b) *The sum of \$12.5 million in recurring funds from the General Revenue Fund is appropriated to the Department of Management Services for the purpose of providing coverage of fertility services, including, but not limited to, in vitro fertilization services, to full-time state employees enrolled in the state group insurance program pursuant to chapter 110, Florida Statutes.*

(c) *The sum of \$12.5 million in recurring funds from the*

Pursuant to Rule 4.19, **SB 300**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SM 848—A memorial to the Congress of the United States, urging Congress to stand in support of the fight for freedom of the people of Iran.

—was read the second time by title. On motion by Senator Powell, **SM 848** was adopted and certified to the House.

SPECIAL GUESTS

Senator Powell recognized Representative Anna Eskamani who was present in the chamber in support of SM 848, related to people of Iran.

CS for CS for SB 226—A bill to be entitled An act relating to support for dependent adult children; creating s. 61.1255, F.S.; providing legislative intent; defining the term "dependent adult child"; requiring that certain rights of the parents of a dependent adult child be established in a guardianship proceeding; providing construction; specifying individuals who may file a suit to establish support for a dependent adult child; specifying a timeframe during which such suits may be filed; providing an exception; specifying procedures for establishing support; specifying who may receive such support before and after the dependent adult child reaches the age of 18; providing construction; authorizing the court to assign support to certain trusts established for a dependent adult child; prohibiting the Department of Revenue from filing petitions to establish, modify, or enforce certain support orders; amending s. 61.13, F.S.; conforming a provision to changes made by the act; specifying that a child support order does not terminate on the child's 18th birthday in certain circumstances; specifying that a court may modify a child support order for adult children in certain circumstances; authorizing either parent to consent to mental health treatment for a child in certain circumstances unless stated otherwise in the parenting plan; amending s. 61.29, F.S.; providing that child support guidelines do not

apply to certain cases; amending s. 61.30, F.S.; conforming a provision to changes made by the act; creating s. 61.31, F.S.; providing factors a court must consider when determining the amount of child support for a dependent adult child; authorizing a court to assign support to certain trusts established for a dependent adult child for a specified purpose; requiring the court to consider certain state and federal programs and benefits when making its decisions; prohibiting the court from ordering support that will cause ineligibility for certain programs; amending s. 393.12, F.S.; providing an additional circumstance under which a guardian advocate must be represented by an attorney in guardianship proceedings; specifying that petitions to appoint a guardian advocate for a person with disabilities may include certain requests for support from the person's parents; providing construction; amending ss. 742.031 and 742.06, F.S.; conforming provisions to changes made by the act; creating s. 744.1013, F.S.; assigning jurisdiction over petitions for support of dependent adult children to the guardianship court; specifying who may receive such support for dependent adult children over the age of 18; authorizing a court to assign support to certain trusts established for a dependent adult child for a specified purpose; specifying that such support orders supersede any orders entered under certain other provisions; amending s. 744.3021, F.S.; conforming provisions to changes made by the act; creating s. 744.422, F.S.; authorizing a guardian of a dependent adult child to petition the court for certain support payments from the dependent adult child's parents in certain circumstances; specifying that the amount of such support is determined pursuant to certain provisions; providing construction; providing an effective date.

—was read the second time by title.

Senator Berman moved the following amendment which was adopted:

Amendment 1 (581458) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 61.1255, Florida Statutes, is created to read:

61.1255 *Support for dependent adult children; legislative intent; powers of court.*—

(1) **LEGISLATIVE INTENT.**—*It is the intent of the Legislature to:*

(a) *Codify and clarify existing common law and Florida case law recognizing that the parents of a dependent adult child have an obligation to support that child.*

(b) *Provide procedures for establishing support for a dependent adult child.*

(c) *Provide safeguards, when establishing court-ordered support for a dependent adult child, to protect and preserve any means-based government benefits the dependent adult child is receiving or may be entitled to receive.*

(2) **POWERS OF COURT.**—

(a) *For purposes of this section, the term “dependent adult child” means an unmarried adult who is incapable of self-support as a result of a physical or mental incapacity that began before the person reached the age of 18.*

(b) *A civil suit to establish support for a dependent adult child may only be filed in circuit court in the county in which the dependent adult child resides by one of the following:*

1. *The dependent adult child or his or her agent under a durable power of attorney.*

2. *A parent or other person on behalf of the dependent adult child.*

3. *The dependent adult child’s guardian advocate appointed under chapter 393 or guardian appointed under chapter 744, if the dependent adult child’s right to sue or defend lawsuits has been removed by the court.*

(c) *A civil suit to establish support for a dependent adult child may be filed at any time after he or she reaches the age of 17 years and 6 months, unless such an order is already in place having been established during the child’s minority.*

(d) *If a court has jurisdiction over the parties because of an issue of child support, the parents may agree in writing to provide for dependent adult child support in the existing case if the agreement is submitted to the court for approval before the dependent adult child reaches the age of 18. Otherwise, the amount of support to be paid by one or both parents must be established in a separate support proceeding in circuit court pursuant to paragraph (b).*

(e) *Support ordered after the dependent adult child reaches the age of 18 may be paid only to the dependent adult child or his or her court-appointed guardian advocate, guardian, or agent under a durable power of attorney. However, the court may irrevocably assign the support to a special needs trust under 42 U.S.C. s. 1396p(d)(4)(A) or to a pooled trust under 42 U.S.C. s. 1396p(d)(4)(C) established for the benefit of the dependent adult child by the dependent adult child, his or her agent under a durable power of attorney, the court, a parent or grandparent, a guardian, or a guardian advocate who has been delegated those rights in order to maintain the dependent adult child’s means-based government benefits.*

(f) *The Department of Revenue may not file a petition to establish, modify, or enforce a support order under this section.*

Section 2. Paragraph (a) of subsection (1) and paragraph (b) of subsection (2) of section 61.13, Florida Statutes, are amended to read:

61.13 *Support of children; parenting and time-sharing; powers of court.*—

(1)(a) *In a proceeding under this chapter, the court may at any time order either or both parents who owe a duty of support to a child to pay support to the other parent or, in the case of both parents, to a third party who has custody in accordance with the child support guidelines schedule in s. 61.30.*

1. *All child support orders and income deduction orders entered on or after October 1, 2010, must provide:*

a. *For child support to terminate on a child’s 18th birthday unless the court finds or previously found that the minor child, or the child who is dependent in fact and between the ages of 18 and 19, is still in high school and is performing in good faith with a reasonable expectation of graduation before he or she reaches the age of 19 ~~s. 743.07(2) applies~~, or the continued support is otherwise agreed to by the parties;*

b. *A schedule, based on the record existing at the time of the order, stating the amount of the monthly child support obligation for all the minor children at the time of the order and the amount of child support that will be owed for any remaining children after one or more of the children are no longer entitled to receive child support; and*

c. *The month, day, and year that the reduction or termination of child support becomes effective.*

2. *The court initially entering an order requiring one or both parents to make child support payments has continuing jurisdiction after the entry of the initial order to modify the amount and terms and conditions of the child support payments if the modification is found by the court to be in the best interests of the child; when the child reaches majority; if there is a substantial change in the circumstances of the parties; the minor child, or the child who is dependent in fact and between the ages of 18 and 19, is still in high school and is performing in good faith with a reasonable expectation of graduation before he or she reaches the age of 19 ~~if s. 743.07(2) applies~~; or the when a child is emancipated, marries, joins the armed services, or dies. The court initially entering a child support order has continuing jurisdiction to require the obligee to report to the court on terms prescribed by the court regarding the disposition of the child support payments.*

(2)

(b) *A parenting plan approved by the court must, at a minimum:*

1. *Describe in adequate detail how the parents will share and be responsible for the daily tasks associated with the upbringing of the child;*

2. *Include the time-sharing schedule arrangements that specify the time that the minor child will spend with each parent;*

3. Designate who will be responsible for:

a. Any and all forms of health care. If the court orders shared parental responsibility over health care decisions, ~~the parenting plan must provide that~~ either parent may consent to mental health treatment for the child *unless stated otherwise in the parenting plan.*

b. School-related matters, including the address to be used for school-boundary determination and registration.

c. Other activities; and

4. Describe in adequate detail the methods and technologies that the parents will use to communicate with the child.

Section 3. Section 61.29, Florida Statutes, is amended to read:

61.29 Child support guidelines; principles; *applicability.*—

(1) The following principles establish the public policy of the State of Florida in the creation of the child support guidelines:

(a)(1) Each parent has a fundamental obligation to support his or her minor or legally dependent child.

(b)(2) The guidelines schedule is based on the parent's combined net income estimated to have been allocated to the child as if the parents and children were living in an intact household.

(c)(3) The guidelines encourage fair and efficient settlement of support issues between parents and minimizes the need for litigation.

(2) *The guidelines in this section do not apply to support for a dependent adult child as defined in s. 61.1255(2)(a). The amount of support for a dependent adult child is determined by s. 61.31.*

Section 4. Paragraph (a) of subsection (1) of section 61.30, Florida Statutes, is amended to read:

61.30 Child support guidelines; retroactive child support.—

(1)(a) The child support guideline amount as determined by this section presumptively establishes the amount the trier of fact ~~shall~~ order as child support for a minor child, or a child who is dependent in fact and between the ages of 18 and 19 and who is still in high school and is performing in good faith with a reasonable expectation of graduation before he or she reaches the age of 19, in an initial proceeding for such support or in a proceeding for modification of an existing order for such support, whether the proceeding arises under this or another chapter. The trier of fact may order payment of child support which varies, plus or minus 5 percent, from the guideline amount, after considering all relevant factors, including the needs of the child or children, age, station in life, standard of living, and the financial status and ability of each parent. The trier of fact may order payment of child support in an amount which varies more than 5 percent from such guideline amount only upon a written finding explaining why ordering payment of such guideline amount would be unjust or inappropriate. Notwithstanding the variance limitations of this section, the trier of fact ~~shall~~ order payment of child support which varies from the guideline amount as provided in paragraph (1)(b) whenever any of the children are required by court order or mediation agreement to spend a substantial amount of time with either parent. This requirement applies to any living arrangement, whether temporary or permanent.

Section 5. Section 61.31, Florida Statutes, is created to read:

61.31 *Amount of support for a dependent adult child.*—

(1) *In determining the amount of support to be paid after a dependent adult child as defined in s. 61.1255(2)(a) reaches the age of 18, the specific terms and conditions of such support, and the rights and duties of both parents with respect to the support, the court shall determine and consider all of the following:*

(a) *The dependent adult child's income and assets.*

(b) *Any existing and future needs of the dependent adult child which are directly related to his or her mental or physical incapacity and the*

substantial care and personal supervision directly required by or related to that incapacity.

(c) *Whether a parent or other person pays for or will pay for the care or supervision of the dependent adult child or provides or will provide substantial care or personal supervision to the dependent adult child himself or herself.*

(d) *The financial resources available to each parent for the support, care, and supervision of the dependent adult child.*

(e) *Any other financial resources or other resources or programs available for the support, care, and supervision of the dependent adult child.*

(2) *The court may irrevocably assign the support to a special needs trust under 42 U.S.C. s. 1396p(d)(4)(A) or to a pooled trust under 42 U.S.C. s. 1396p(d)(4)(C) established for the benefit of the dependent adult child by the dependent adult child, his or her agent under a durable power of attorney, the court, a parent or grandparent, a guardian, or a guardian advocate who has been delegated those rights in order to maintain the dependent adult child's means-based government benefits.*

(3) *In making its decisions, the court shall consider:*

(a) *Any state or federal programs and benefits that the dependent adult child is receiving or may receive due to reaching the age of majority; and*

(b) *The effect that the court-ordered support would have on the dependent adult child's eligibility for such programs and benefits.*

(4) *The court may not order support that will cause ineligibility for programs in which the dependent adult child currently participates, or programs and services for which the dependent adult child is reasonably expected to become eligible upon reaching the age of majority.*

Section 6. Paragraph (b) of subsection (2) and subsection (3) of section 393.12, Florida Statutes, are amended to read:

393.12 Capacity; appointment of guardian advocate.—

(2) APPOINTMENT OF A GUARDIAN ADVOCATE.—

(b) A person who is being considered for appointment or is appointed as a guardian advocate ~~is not required to~~ ~~need not~~ be represented by an attorney unless required by the court or if the guardian advocate is delegated any rights regarding property other than the right to be the representative payee for government benefits *or to receive periodic payments for the support, care, maintenance, education, or other needs of the person with a developmental disability pursuant to s. 61.1255.* This paragraph applies only to proceedings relating to the appointment of a guardian advocate and the court's supervision of a guardian advocate and is not an exercise of the Legislature's authority ~~under~~ ~~pursuant to~~ s. 2(a), Art. V of the State Constitution.

(3) PETITION.—

(a) A petition to appoint a guardian advocate for a person with a developmental disability may be executed by an adult person who is a resident of this state. The petition must be verified and must:

1.(a) State the name, age, and present address of the petitioner and his or her relationship to the person with a developmental disability;

2.(b) State the name, age, county of residence, and present address of the person with a developmental disability;

3.(c) Allege that the petitioner believes that the person needs a guardian advocate and specify the factual information on which such belief is based;

4.(d) Specify the exact areas in which the person lacks the decisionmaking ability to make informed decisions about his or her care and treatment services or to meet the essential requirements for his or her physical health or safety;

5.(e) Specify the legal disabilities to which the person is subject; and

6.4) State the name of the proposed guardian advocate, the relationship of that person to the person with a developmental disability; the relationship that the proposed guardian advocate had or has with a provider of health care services, residential services, or other services to the person with a developmental disability; and the reason why this person should be appointed. *The petition must also state if a willing and qualified guardian advocate cannot be located, the petition shall so state.*

(b) *A petition to appoint a guardian advocate may include a request for the authority to bring a civil action in circuit court to establish periodic payments from either or both parents of the person with a developmental disability for the support, care, maintenance, education, or other needs of that person pursuant to s. 61.1255. This section may not be construed to confer any obligation or duty for a guardian advocate to pursue support for the person with a developmental disability.*

Section 7. Subsection (1) of section 742.031, Florida Statutes, is amended to read:

742.031 Hearings; court orders for support, hospital expenses, and attorney fees ~~attorney's fee.~~—

(1) Hearings for the purpose of establishing or refuting the allegations of the complaint and answer ~~shall~~ be held in the chambers and may be restricted to persons, in addition to the parties involved and their counsel, as the judge in his or her discretion may direct. The court shall determine the issues of paternity of the child and the ability of the parents to support the child. Each party's social security number ~~shall~~ be recorded in the file containing the adjudication of paternity. If the court finds that the alleged father is the father of the child, it ~~shall~~ so order. If appropriate, the court ~~may shall~~ order the father to pay the complainant, her guardian, or any other person assuming responsibility for the child moneys sufficient to pay reasonable ~~attorney at~~ ~~orney's~~ fees, hospital or medical expenses, cost of confinement, and any other expenses incident to the birth of the child and to pay all costs of the proceeding. Bills for pregnancy, childbirth, and scientific testing are admissible as evidence without requiring third-party foundation testimony; and ~~shall~~ constitute prima facie evidence of amounts incurred for such services or for testing on behalf of the child. The court shall order either or both parents owing a duty of support to the child to pay support ~~under chapter 61 pursuant to s. 61.30.~~ The court ~~must shall~~ issue, upon motion by a party, a temporary order requiring child support for a minor child ~~under pursuant to s. 61.30 pending an administrative or judicial determination of parentage; if there is clear and convincing evidence of paternity on the basis of genetic tests or other evidence. The court may also make a determination of an appropriate parenting plan, including a time-sharing schedule, in accordance with chapter 61.~~

Section 8. Section 742.06, Florida Statutes, is amended to read:

742.06 Jurisdiction retained for future orders.—The court shall retain jurisdiction of the cause for the purpose of entering such other and further orders as changing circumstances of the parties may in justice and equity require. *Modifications and enforcement of child support, time-sharing, and support for a dependent adult child are determined under chapter 61.*

Section 9. Section 744.422, Florida Statutes, is created to read:

744.422 *Petition for support for a dependent adult child.—Pursuant to s. 61.1255, a guardian may petition the court for the authority to bring a civil suit in circuit court to establish periodic payments from either or both parents of the dependent adult child for the support, care, maintenance, education, and any other needs of a dependent adult child if not otherwise provided for in the guardianship plan. The amount of support is determined pursuant to s. 61.31. This section may not be construed to confer any obligation or duty for a guardian to pursue support on behalf of a dependent adult child.*

Section 10. This act shall take effect July 1, 2023.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to support for dependent adult children; creating s. 61.1255, F.S.; providing legislative intent; defining the term “dependent adult child”; providing that civil suits to establish support

for dependent adult children may be filed only in a certain court by specified individuals; specifying a timeframe during which such suits may be filed; providing an exception; specifying procedures for establishing such support; requiring such support to be paid to the dependent adult child or other specified persons; authorizing the court to irrevocably assign such support to certain trusts established for the benefit of the dependent adult child for a specified purpose; prohibiting the Department of Revenue from filing petitions to establish, modify, or enforce certain support orders; amending s. 61.13, F.S.; conforming a provision to changes made by the act; specifying that a child support order does not terminate on the child's 18th birthday in certain circumstances; specifying that a court may modify a child support order for a minor child or child who is dependent in fact under certain circumstances; authorizing either parent to consent to mental health treatment for a child unless stated otherwise in the parenting plan; amending s. 61.29, F.S.; providing applicability; amending s. 61.30, F.S.; conforming a provision to changes made by the act; creating s. 61.31, F.S.; requiring the court to consider certain factors when determining the amount of support for a dependent adult child; authorizing the court to assign support to certain trusts established for the benefit of the dependent adult child for a specified purpose; requiring the court to consider certain state and federal programs and benefits in making its decisions; prohibiting the court from ordering support that will cause ineligibility for certain programs; amending s. 393.12, F.S.; providing an additional circumstance under which a guardian advocate must be represented by an attorney in guardianship proceedings; specifying that petitions to appoint a guardian advocate for a person with a developmental disability may request authority to bring a civil suit to establish periodic payments from the person's parent or parents; providing construction; amending s. 742.031, F.S.; authorizing, rather than requiring, the court to order a father to pay attorney fees and certain costs and expenses to specified persons; making a technical change; amending s. 742.06, F.S.; conforming a provision to changes made by the act; creating s. 744.422, F.S.; authorizing a guardian of a dependent adult child to petition the court for authority to bring a civil suit to establish certain support payments from the dependent adult child's parent or parents in certain circumstances; specifying that the amount of such support is determined pursuant to certain provisions of law; providing construction; providing an effective date.

On motion by Senator Berman, by two-thirds vote, **CS for CS for SB 226**, 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

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Baxley	Garcia	Polisky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingolia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

Consideration of **CS for SB 254** was deferred.

CS for SB 382—A bill to be entitled An act relating to compensation for wrongfully incarcerated persons; amending s. 961.02, F.S.; deleting an obsolete definition; amending s. 961.03, F.S.; revising requirements for when a petition seeking compensation must be filed; providing that a deceased person's heirs, successors, or assigns do not have standing to file such a petition; amending s. 961.04, F.S.; revising compensation eligibility requirements; amending s. 961.06, F.S.; revising requirements for awarding compensation; amending s. 961.07, F.S.; revising requirements for continuing appropriations; providing an effective date.

—was read the second time by title. On motion by Senator Bradley, by two-thirds vote, **CS for SB 382** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

MOTIONS

On motion by Senator Mayfield, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

BILLS ON SPECIAL ORDERS

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, 2023: CS for SB 210, SB 1210, SB 300, SM 848, CS for CS for SB 226, CS for SB 254, CS for SB 382.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

REPORTS OF SPECIAL MASTER ON CLAIM BILLS

The Special Master on Claim Bills recommends the following pass: SB 2; SB 8; SB 12

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

REPORTS OF COMMITTEES

The Committee on Regulated Industries recommends the following pass: SB 1488

The bill was referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Judiciary recommends the following pass: SB 1130

The bill was referred to the Appropriations Committee on Criminal and Civil Justice under the original reference.

The Committee on Judiciary recommends the following pass: SB 1440

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

The Committee on Judiciary recommends the following pass: SB 1246

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Judiciary recommends the following pass: SB 6; SB 1014

The bills were referred to the Committee on Community Affairs under the original reference.

The Committee on Rules recommends the following pass: SB 1674

The bill was referred to the Committee on Fiscal Policy under the original reference.

The Committee on Judiciary recommends the following pass: SB 562

The bill was referred to the Committee on Regulated Industries under the original reference.

The Committee on Judiciary recommends the following pass: CS for SB 574; CS for SB 636; CS for SB 666; SB 938; SB 1004; SB 1154

The Committee on Regulated Industries recommends the following pass: SB 1312

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

The Committee on Rules recommends the following pass: CS for SB 50; CS for CS for SB 192; CS for SB 664; SB 678; CS for SB 732; CS for SB 764; CS for CS for SB 1098; SM 1382; SB 1438

The bills were placed on the Calendar.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1708

The bill with committee substitute attached was referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 550

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

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends committee substitutes for the following: SB 366; SB 824

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1094

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1480

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Committee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 1574

The bill with committee substitute attached was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 522

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

The Committee on Community Affairs recommends committee substitutes for the following: SB 566; SB 698

The bills with committee substitute attached were referred to the Committee on Finance and Tax under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 398

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

The Committee on Community Affairs recommends committee substitutes for the following: SB 978; CS for SB 1162; SB 1310; SB 1368

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: CS for SB 346; SB 946; SB 7020

The Committee on Judiciary recommends committee substitutes for the following: SB 624; SB 846; SB 1436

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: CS for SB 908

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 7014; SB 7024; SB 7026

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

Adjutant General of Florida National Guard

Appointee: Haas, John D.

For Term Ending

Pleasure of Governor

The Committee on Regulated Industries recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

Secretary of Business and Professional Regulation

Appointee: Griffin, Melanie

For Term Ending

Pleasure of Governor

Secretary of the Department of the Lottery

Appointee: Davis, John F.

Pleasure of Governor

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Bills 2-1728—Previously introduced.

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, 2023, and ending June 30, 2024, and supplemental appropriations for the period ending June 30, 2023, 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 2023-2024 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 the General Appropriations Act; amending s. 1013.62, F.S.; extending for 1 fiscal year specified charter school capital outlay funding provisions; providing for the future expiration and reversion of specified statutory text; amending s. 1011.62, F.S.; extending for 1 fiscal year authorization for the Legislature to provide a funding compression and hold harmless allocation; modifying the manner of prorating appropriations made under the funding compression and hold harmless allocation; revising district school board authorizations relating to categorical funds; providing for the future expiration and reversion of specified statutory text; reenacting s. 1001.26(1), F.S., relating to the public broadcasting program system; providing for the future expiration and reversion of specified statutory text; amending s. 1002.45, F.S.; revising the limitation on enrollment of full-time equivalent virtual students residing outside of school districts; providing for the future expiration and reversion of specified statutory text; amending s. 1011.62, F.S.; revising the cost factor for secondary career education programs; providing for the future expiration and reversion of specified statutory text; amending s. 1002.995, F.S.; requiring the Department of Education to provide incentives to school readiness personnel in a specified fiscal year who meet certain requirements; amending s. 1001.42, F.S.; authorizing school districts to adopt specified salary incentives and other strategies under certain circumstances; specifying that certain salary incentives and strategies are not subject to collective bargaining requirements; providing for the future expiration and reversion of specified statutory text; amending s. 1009.895, F.S.; deleting definitions; requiring the Open Door Grant Program to be administered by specified entities; providing eligibility requirements; providing what the grant award may cover; providing requirements for the distribution of funds; requiring institutions to make specified reports to the Department of Education; deleting the requirement to distribute a specified grant in certain ratios; providing for the future expiration and reversion of specified statutory text; amending s.

1011.62, F.S.; authorizing certain funding in a specified fiscal year to be used to provide salary increases to specified personnel; creating s. 1011.687, F.S.; requiring the Education Estimating Conference to include specified forecasts relating to the K-12 scholarship programs; requiring the Department of Education to report certain students in support of the conference; specifying that a school district is not required to report students who are receiving a scholarship under the scholarship programs; providing for the calculation of scholarship awards; establishing the K-12 Education Scholarship Program Allocation; providing requirements relating to funds for the allocation; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for specified purposes; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the Department of Health; authorizing the Agency for Health Care Administration to submit a budget amendment to realign Medicaid funding for specified purposes, subject to certain limitations; authorizing the Agency for Health Care Administration and the Department of Health to each submit a budget amendment to realign funding within the Florida Kidcare program appropriation categories or increase budget authority for certain purposes; specifying the time period within which each budget amendment must be submitted; amending s. 381.986, F.S.; extending for 1 fiscal year the exemption of certain rules pertaining to the medical use of marijuana from certain rulemaking requirements; amending s. 14, chapter 2017-232, Laws of Florida; exempting certain rules pertaining to medical marijuana adopted to replace emergency rules from specified rulemaking requirements; providing for the future expiration and reversion of specified law; authorizing the Agency for Health Care Administration to submit budget amendments seeking additional spending authority to implement specified programs; requiring institutions participating in a specified workforce expansion and education program to provide quarterly reports to the agency; authorizing the agency to submit a budget amendment seeking additional spending authority to implement the Low Income Pool component of the Florida Managed Medical Assistance Demonstration; requiring a signed attestation and acknowledgment for entities relating to the Low Income Pool; authorizing the Department of Children and Families to submit a budget amendment to realign funding within the specified areas of the department based on implementation for the Guardianship Assistance Program; authorizing the Department of Children and Families to submit a budget amendment to realign funding within the Family Safety Program for specified purposes; authorizing the Department of Children and Families, Department of Health, and Agency for Health Care Administration to submit budget amendments to increase budget authority to support certain refugee programs; requiring the Department of Children and Families to submit quarterly reports to the Executive Office of the Governor and the Legislature; requiring certain sheriffs' offices to transfer child protective investigation services to the Department of Children and Families; authorizing the Department of Children and Families to submit budget amendments to realign funding within the Family Safety program for specified purposes; authorizing the Department of Children and Families to submit budget amendments to increase budget authority to support specified federal grant programs; authorizing the Department of Health to submit a budget amendment to increase budget authority for the Supplemental Nutrition Program for Women, Infants, and Children (WIC) and the Child Care Food Program if a certain condition is met; authorizing the Department of Health to submit a budget amendment to increase budget authority for the HIV/AIDS Prevention and Treatment Program if a certain condition is met; authorizing the Department of Health to submit a budget amendment to increase budget authority for the department if additional federal revenues specific to COVID-19 relief funds become available; requiring the Agency for Health Care Administration to replace the Florida Medicaid Management Information System (FMMIS) and fiscal agent operations with a specified new system; specifying items that may not be included in the new system; providing directives to the agency related to the new system, the Florida Health Care Connection (FX) system; requiring the agency to meet certain requirements in replacing FMMIS and the current Medicaid fiscal agent; requiring the agency to implement a project governance structure that includes an executive steering committee; providing procedures for use by the executive steering committee; providing responsibilities of the executive steering committee; requiring the agency, in consultation with the Department of Health, the Agency for Persons with Disabilities, the Department of Children and Families, and the Department of Corrections, to competitively procure a contract with a

vendor to negotiate prices for certain prescribed drugs and biological products; providing requirements for such contract; authorizing the Agency for Persons with Disabilities to submit budget amendments to transfer funding from the Salaries and Benefits appropriation categories for a specified purpose; requiring the Department of Health to exclude a specific amount of money from the General Revenue Fund when calculating the allocation of funds to certain cancer centers under a specified law; requiring the department to distribute the excluded funds to certain cancer centers using a specified methodology; 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; requiring review and approval by the Legislative Budget Commission; 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; requiring the Department of Juvenile Justice to review county juvenile detention payments to determine whether a 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 to comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements mandate a reduction in deductions for amounts owed by a county; reenacting s. 27.40(1), (2)(a), (3)(a), (5), (6), and (7), F.S., relating to court-appointed counsel; extending for 1 fiscal year provisions governing the appointment of court-appointed counsel; providing for the future expiration and reversion of specified statutory text; reenacting and amending s. 27.5304, F.S.; revising compensation limits for representation pursuant to a court appointment for specified proceedings; extending for 1 fiscal year limitations on compensation for representation in criminal proceedings; providing for the future expiration and reversion of specified statutory text; requiring the Department of Management Services to use tenant broker services to renegotiate or reprocure certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Governor and the Legislature by a specified date; 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 between departments for purposes of aligning amounts paid for risk management insurance and for human resources services purchased per statewide contract; authorizing the Department of Management Services to use a specified percentage of facility disposition funds to offset relocation expenses; authorizing the Department of Management Services to use certain facility disposition funds from the Architects Incidental Trust Fund to pay for certain relocation expenses; authorizing the Department of Management Services to submit budget amendments for certain purposes related to the relocation; 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; reenacting s. 282.709(3), F.S., relating to the state agency law enforcement radio system and interoperability network; providing for future expiration and reversion of specified statutory text; authorizing state agencies and other eligible users of the Statewide Law Enforcement Radio System to use the Department of Management Services contract to purchase equipment and services; requiring a specified transaction fee percentage for use of the online procurement system; amending s. 24.105, F.S.; specifying how Department of the Lottery rules are to be adopted, except certain rules for 1 fiscal year regarding the commission for lottery ticket sales; limiting additional retailer compensation in a specified manner; providing for the future expiration and reversion of specified statutory text; amending s. 717.123, F.S.; requiring the Department of Financial Services to retain certain funds relating to unclaimed property and make specified payments; authorizing the Department of Revenue to use the unexpended balance of specified funds as provided in the General Appropriations Act; specifying that taxpayers filing a claim for a specified refund are not entitled to interest on the amount refunded; amending s. 627.351, F.S.; authorizing the Citizens Property Insurance Corporation

to adopt certain policy forms; authorizing the corporation to contract with the Division of Administrative Hearings to conduct certain proceedings and resolve specified disputes; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified temporary 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 a deadline 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 make transfers to land acquisition trust funds monthly; specifying the method of determining transfer amounts; authorizing the Department of Environmental Protection to advance funds from its land acquisition trust fund to the Fish and Wildlife Conservation Commission's land acquisition trust fund for specified purposes; amending s. 259.105, F.S.; providing for the distribution of proceeds from the Florida Forever Trust Fund for the 2023-2024 fiscal year; reenacting s. 570.93(1)(a), F.S., relating to the agricultural water conservation program of the Department of Agriculture and Consumer Services; extending for 1 fiscal year provisions governing administration of a cost-share program; providing for the future expiration and reversion of specified statutory text; reenacting s. 376.3071(15)(g), F.S., relating to the Inland Protection Trust Fund; exempting specified costs incurred by certain petroleum storage system owners or operators during a specified period from the prohibition against making payments in excess of amounts approved by the Department of Environmental Protection; providing for the future expiration and reversion of specified statutory text; exempting the Department of Environmental Protection from the competitive procurement requirements for certain commodities or contractual services in order to expedite the closure of the Piney Point facility located in Manatee County; authorizing the Department of Agriculture and Consumer Services to reorganize departmental units without specified approval; requiring the Department of Citrus to enter into agreements to expedite the increased production of disease free citrus trees and commercialize certain technologies; specifying a timeframe for entering into such agreements; requiring a specified certification; amending s. 321.04, F.S.; extending for 1 fiscal year the requirement that the Department of Highway Safety and Motor Vehicles assign one or more patrol officers to the office of Lieutenant Governor for security purposes, upon request of the Governor; extending for 1 fiscal year the requirement that the Department of Highway Safety and Motor Vehicles assign a patrol officer to a Cabinet member under certain circumstances; amending s. 288.80125, F.S.; extending for 1 fiscal year a requirement that funds in the Triumph Gulf Coast Trust Fund be related to Hurricane Michael recovery; amending s. 288.8013, F.S.; authorizing earnings and interest generated by the Triumph Gulf Coast Trust Fund to be retained and used to make specified awards; providing for the future expiration and reversion of specified statutory text; amending s. 339.08, F.S.; appropriating funds to the State Transportation Trust Fund from the General Revenue Fund or the Discretionary Sales Surtax Clearing Trust Fund as appropriated in the General Appropriations Act; requiring the Department of Transportation to track and account for such funds in a specified manner; amending s. 339.135, F.S.; extending by 1 fiscal year the authority for the chair and vice chair of the Legislative Budget Commission to approve certain work program amendments under specified circumstances; amending s. 338.165, F.S.; extending for 1 fiscal year a prohibition on adjusting toll rates for inflation; creating s. 250.245, F.S.; establishing the Florida National Guard Joint Enlistment Enhancement Program within the Department of Military Affairs; providing the purpose of the program; defining the term "recruiting assistant"; providing eligibility requirements for participation in the program; requiring the Adjutant General to provide specified compensation to recruiting assistants; requiring the Department of Military Affairs, in cooperation with the Florida National Guard, to adopt rules; authorizing the Division of Emergency Management to submit budget amendments to increase budget authority for certain project expenditures; amending s. 112.061, F.S.; extending for 1 fiscal year the authorization for the Lieutenant Governor to designate an alternative official headquarters under certain conditions; specifying restrictions, limitations, eligibility for the subsistence allowance, re-

imbursement of transportation expenses, and payment thereof; requiring the Department of Management Services to release certain competitive procurements by a specified date; providing requirements for such procurements; providing legislative intent; authorizing the department to enter into contracts that may require the payment of administrative fees under a specified amount; requiring the department to maintain and offer the same health insurance options for participants of the State Group Health Insurance Program for the 2023-2024 fiscal year as applied in the preceding fiscal year; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; providing an exception; providing that the annual salaries of the members of the Legislature be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the authorization for transferring unappropriated cash balances from selected trust funds to the Budget Stabilization Fund and General Revenue Fund; providing for future expiration and reversion of specific statutory text; specifying the type of travel which may be used with state employee travel funds; providing exceptions; providing a monetary cap on lodging costs 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 that exceed the monetary caps; authorizing state agencies to purchase vehicles from nonstate term contract vendors without prior approval from the Department of Management Services under certain circumstances; reenacting and amending s. 112.3144, F.S.; requiring the Commission on Ethics to accept federal income tax returns, financial statements, and other forms or attachments showing sources of income for a specified purpose; requiring a filer to include certain attachments and schedules with a filing under certain circumstances; deleting the prohibition on including a federal income tax return or a copy thereof for certain filings; requiring the commission to allow a filer to include attachments and other supporting documentation with his or her disclosure; revising the notice the commission sends to specified persons; requiring that disclosure statements be filed using the commission's electronic filing system; deleting provisions relating to financial statements filed by mail; revising a provision requiring the commission to adopt a specified rule; providing for the future expiration and reversion of specified statutory text; reenacting and amending s. 112.3145, F.S.; deleting the prohibition on including a federal income tax return or a copy thereof for certain filings; requiring the commission to allow a filer to include attachments and other supporting documentation with his or her disclosure; revising the notice the commission sends to specified persons; providing for the future expiration and reversion of specified statutory text; 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 for contingent retroactivity; 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 the Capitol Complex; amending s. 265.111, F.S.; requiring the Department of Management Services to dedicate a specified area of the Capitol Complex as "Memorial Park"; requiring that authorized monuments be placed within Memorial Park; requiring that the Capitol Complex, instead of the memorial garden, include a specified monument; authorizing the Capitol Police to provide and maintain security of Memorial Park; amending ss. 272.09 and 281.01, F.S.; revising the definition of the term "Capitol Complex"; defining the term "Memorial Park"; 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 state cybersecurity operations; providing for a type two transfer of the Cybersecurity Operations Center and related services, including the position of the state chief information security officer, from the Florida Digital Service within the Department of Management Services to the Department of Law Enforcement; amending s. 282.318, F.S.; requiring the Department of Management Services, acting through the Florida Digital Service, to perform specified actions relating to state agency cybersecurity risks; requiring the Department of Management Services to perform specified actions in consultation with and with approval from the state chief information security officer; requiring that the cybersecurity governance framework minimum guidelines be consistent with the state cybersecurity strategic plan; specifying that the Department of Law Enforcement is the lead entity responsible for enterprise cybersecurity operations; requiring the Department of Law Enforcement to designate a state chief information security officer; providing the qualifications for and the responsibilities of the state chief information security officer; requiring that the state chief information security officer be notified of all confirmed or suspected incidents involving, or threats to, state agency information; requiring the state chief information security officer to report such incidents to the Governor and the state chief information officer; requiring the Department of Law Enforcement to develop, and annually update by a specified date, a certain state cybersecurity strategic plan; requiring the Department of Law Enforcement to operate and maintain the Cybersecurity Operations Center as part of the Florida Fusion Center; requiring that the center be staffed with specified personnel; requiring the center to coordinate with the Florida Digital Service to support state agencies and their responses to cybersecurity incidents; requiring the Department of Law Enforcement to review and approve, before publication, the cybersecurity governance framework established by the Florida Digital Service; requiring the Department of Law Enforcement to review and approve all cybersecurity training provided by or facilitated through the Florida Digital Service; requiring the Department of Law Enforcement to develop and publish specified guidelines and processes for establishing a cybersecurity incident reporting process for use by state agencies; requiring the Florida Digital Service to provide certain reports on a periodic basis to the Legislature, the state chief information security officer, and the Cybersecurity Advisory Council; prohibiting the report transmitted to the advisory council from containing certain information; requiring state agency heads, in consultation with the Cybersecurity Operations Center, the Cybercrime Office, and the Florida Digital Service, to establish an agency cybersecurity response team to respond to cybersecurity incidents; requiring state agencies to submit a corrective action plan to the Florida Digital Service within a specified timeframe for all findings confirmed by the state chief information security officer; requiring that certain implementation plans be submitted to the state chief information officer on a periodic basis; requiring that a specified comprehensive risk assessment be conducted annually; providing that certain public records exemptions do not apply to information made available to the Cybersecurity Operations Center; providing that certain mandatory cybersecurity awareness training offered to state employees may be provided in collaboration with the Cyber Security Operations Center or the Florida Digital Service; conforming a provision to changes made by the act; requiring state agency heads to submit after-action reports to the Department of Law Enforcement and other specified entities; requiring that certain confidential and exempt records be made available to the state chief information officer; requiring the Department of Law Enforcement to adopt specified rules; amending s. 282.3185, F.S.; requiring that certain cybersecurity training programs developed by the Florida Digital Service be approved by the state chief information security officer; authorizing the Florida Digital Service to collaborate with the Cybersecurity Operations Center to provide certain cybersecurity training; requiring local governments to provide notification of a cybersecurity or ransomware incident to the Florida Digital Service and other entities within a specified timeframe after the incident; requiring local governments to provide a certain report of cybersecurity incidents or ransomware incidents of a specified severity level to the Florida Digital Service and other entities; authorizing local governments to provide a certain report of cybersecurity incidents or ransomware incidents of a specified severity level to the Florida Digital Service; requiring the Florida Digital Service to provide certain consolidated incident reports to the state chief information security officer and other entities; requiring the Florida Digital Service to collaborate with the state chief information security officer to establish guidelines

and processes for submitting after-action reports, by a specified date; conforming a cross-reference; 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 health; amending s. 296.37, F.S.; increasing the income threshold for certain contributions required by residents of veterans' nursing homes; amending s. 409.814, F.S.; revising eligibility conditions for participation in the Florida Kidcare program; amending s. 409.908, F.S.; revising the payment methodology for a certain component of the state Title XIX Long-Term Care Reimbursement Plan for nursing home care; amending s. 409.909, F.S.; establishing the Slots for Doctors Program for a specified purpose; requiring the Agency for Health Care Administration to allocate a specified amount to hospitals and qualifying institutions for certain newly created resident positions for specified physician specialties or subspecialties; providing construction; prohibiting the use of allocated funds under the program for resident positions that have previously received certain other funding; amending s. 409.967, F.S.; revising the criteria for determining achieved savings rebates for purposes of Medicaid prepaid plans; amending s. 430.204, F.S.; authorizing area agencies on aging to carry forward a specified percentage of documented unexpended state funds to a subsequent fiscal year, subject to certain conditions; requiring the remainder of such state funds to be returned to the Department of Elderly Affairs; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

Senate Bills 7000-7042—Previously introduced.

By the Committee on Regulated Industries—

SB 7044—A bill to be entitled An act relating to changes in ownership of or interest in pari-mutuel permits; amending s. 550.054, F.S.; revising entities authorized to hold pari-mutuel wagering permits and associated licenses; amending s. 849.086, F.S.; specifying such entities may hold a license for the operation of a cardroom; amending s. 550.01215, F.S.; providing applicability; providing an effective date.

—was referred to the Committee on Fiscal Policy.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Governmental Oversight and Accountability; and Community Affairs; and Senator DiCeglie—

CS for CS for SB 346—A bill to be entitled An act relating to public construction; amending s. 218.735, F.S.; requiring that certain contracts provide the estimated cost to complete each item on a specified list; requiring that such contracts specify the process for determining the cost to complete each item on the list; revising the extension by contract of a specified timeframe to develop and review a specified list; requiring a local governmental entity to pay a contractor the remaining contract balance within a specified timeframe; authorizing the contractor to submit a payment request for the amount withheld by the local governmental entity under specified conditions; authorizing a contractor to submit a payment request to the local governmental entity for the remaining balance of the contract, under specified conditions; requiring a local governmental entity to pay the contractor within a specified timeframe; requiring the local governmental entity to pay the remaining balance of the contract under specified conditions; revising the conditions that require a local governmental entity to pay or release amounts subject to certain disputes or claims; amending s. 218.76, F.S.; revising the timeframe within which proceedings must commence to resolve disputes between vendors and local governmental entities; revising the timeframe for such proceedings to conclude; amending s. 255.073, F.S.; requiring that undisputed portions of payment requests be paid within a specified timeframe; amending s. 255.074, F.S.; revising the timeframe for a public entity to submit a payment request to the Chief Financial Officer; amending s. 255.077, F.S.; requiring that

certain contracts provide the estimated cost to complete each item on a specified list; requiring that such contracts specify the process for determining the cost to complete the items on the list; revising the extension authorized by contract to develop the specified list; requiring the public entity to pay the contractor the remaining balance of the contract within a specified timeframe; requiring a public entity to pay all remaining retainage if the public entity has not developed a specified list; amending s. 255.078, F.S.; revising the conditions that require a public entity to pay or release amounts subject to certain disputes or claims; amending s. 255.0992, F.S.; revising the definition of the term “public works project”; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senators Burgess, Perry, and Gruters—

CS for SB 366—A bill to be entitled An act relating to dental services for indigent veterans; creating s. 295.157, F.S.; providing legislative findings and intent; defining terms; establishing the Veterans Dental Care Grant Program within the Department of Veterans’ Affairs; specifying the purpose of the program; requiring the department to contract with a direct-support organization to administer the program; requiring the department to use a specified standard for determining indigency; requiring the department to adopt rules; providing that program funding is subject to legislative appropriation; providing an effective date.

By the Committee on Judiciary; and Senator Rodriguez—

CS for SB 398—A bill to be entitled An act relating to limitation of actions involving real estate appraisers and appraisal management companies; creating s. 95.371, F.S.; defining terms; specifying statutes of limitations periods for certain actions involving real estate appraisers and appraisal management companies; providing construction; providing applicability; providing an effective date.

By the Committee on Judiciary; and Senator Grall—

CS for SB 522—A bill to be entitled An act relating to removal of unknown parties in possession; amending s. 48.184, F.S.; revising requirements for service on unknown parties in possession; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Burgess—

CS for SB 550—A bill to be entitled An act relating to education of dependents of deceased or disabled servicemembers, prisoners of war, and persons missing in action; amending s. 295.01, F.S.; defining terms; revising eligibility requirements for educational benefits provided by the state to a spouse or dependent child of a deceased or disabled servicemember; amending s. 295.015, F.S.; revising eligibility requirements for educational benefits provided by the state to a dependent child of a prisoner of war or a person missing in action; amending ss. 295.016, 295.017, 295.0185, and 295.0195, F.S.; revising eligibility requirements for educational benefits provided by the state to a dependent child of a deceased or disabled servicemember who participated in certain military operations; amending s. 295.02, F.S.; conforming cross-references; providing an effective date.

By the Committee on Community Affairs; and Senator Wright—

CS for SB 566—A bill to be entitled An act relating to an ad valorem tax exemption for nonprofit homes for the aged; amending s. 196.1975, F.S.; revising an eligibility requirement for Florida limited partnerships applying for the exemption; providing an effective date.

By the Committee on Judiciary; and Senators Grall and Perry—

CS for SB 624—A bill to be entitled An act relating to liens and bonds; amending s. 255.05, F.S.; revising when a notice of contest of claim against a payment bond must be served; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for

notarizing a notice of nonpayment; revising authorized alternative forms of security; requiring service of documents to be made in a specified manner; conforming provisions to changes made by the act; making technical changes; amending s. 337.18, F.S.; requiring service of documents to be made in a specified manner; conforming provisions to changes made by the act; amending s. 713.01, F.S.; revising and providing definitions; creating s. 713.011, F.S.; providing for the computation of time when certain time periods fall on specified days or during an emergency; tolling specified time periods for recording a document or filing an action under certain circumstances; amending s. 713.10, F.S.; revising the extent of certain liens; amending s. 713.13, F.S.; conforming a cross-reference; revising the process for notarizing a notice of commencement; making technical changes; amending s. 713.132, F.S.; revising requirements for a notice of termination; revising when an owner may record a notice of termination; specifying when a notice of termination terminates a notice of commencement; amending s. 713.135, F.S.; defining the term “copy of the notice of commencement”; providing applicability; revising the dollar threshold of an exception; providing immunity; amending s. 713.18, F.S.; requiring service of documents relating to construction bonds to be made in a specified manner; authorizing employees or agents of specified entities to receive service of certain documents; making technical changes; amending s. 713.21, F.S.; authorizing the full or partial release of a lien under specified conditions; making technical changes; amending s. 713.22, F.S.; requiring the clerk to serve a copy of a notice of contest of lien on certain persons after it has been recorded; making technical changes; amending s. 713.23, F.S.; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment under a payment bond; requiring the clerk to serve a copy of a notice of contest of lien on certain persons after it has been recorded; amending s. 713.24, F.S.; revising the amount required in addition to the deposit or bond that applies toward attorney fees and court costs; requiring the clerk to make a copy of the deposit or bond used to transfer a lien to other security and mail it to the lienor; making technical changes; repealing s. 713.25, F.S., relating to applicability of chapter 65-456, Laws of Florida; amending s. 713.29, F.S.; authorizing attorney fees in actions brought to enforce a lien that has been transferred to security; making technical changes; providing an effective date.

By the Committee on Community Affairs; and Senator Ingoglia—

CS for SB 698—A bill to be entitled An act relating to local tax referenda requirements; amending ss. 125.0104 and 125.0108, F.S.; requiring that a referendum to reenact an expiring tourist development tax or tourist impact tax, respectively, be held at a general election; limiting the occurrence of such a referendum; amending s. 125.901, F.S.; requiring that a referendum to approve a millage rate increase for a children’s services independent special district property tax be held at a general election; limiting the occurrence of such a referendum; amending ss. 200.091 and 200.101, F.S.; limiting the occurrence of a referendum to approve a county or municipal ad valorem tax millage increase, respectively; amending s. 212.055, F.S.; requiring that a referendum to reenact a local government discretionary sales surtax be held at a general election; limiting the occurrence of a referendum to adopt, amend, or reenact such a surtax; amending ss. 336.021 and 336.025, F.S.; requiring that a referendum to adopt, amend, or reenact a ninth-cent fuel tax or local option fuel taxes, respectively, be held at a general election; limiting the occurrence of such a referendum; amending s. 1011.73, F.S.; deleting provisions that authorize school district millage elections to be held at any time; making a technical change; revising a limitation on the occurrence of a referendum; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Collins—

CS for SB 824—A bill to be entitled An act relating to veterans’ services and recognition; amending s. 20.37, F.S.; creating the Division of Long-term Care within the Department of Veterans’ Affairs; amending s. 292.11, F.S.; revising qualifications for employment of county and city veteran service officers; creating part III of ch. 296, F.S.; creating the “Veterans’ Adult Day Health Care of Florida Act”; providing a purpose and definitions; providing for the appointment of an operator; requiring the department to determine applicant eligibility; re-

quiring the department to adopt specified rules; specifying the qualifications, duties, and responsibilities of the operator; establishing a nondiscrimination policy for the program; providing for eligibility and priority of admittance; providing for participants' contribution to support; providing for program audits, inspections, and operational standards; creating s. 683.1475, F.S.; designating the week of November 11 of each year as "Veterans Week" in Florida; authorizing the Governor to issue an annual proclamation; providing an effective date.

By the Committee on Judiciary; and Senator Avila—

CS for SB 846—A bill to be entitled An act relating to agreements of educational entities with foreign entities; amending s. 288.860, F.S.; defining terms; prohibiting state universities and state colleges from accepting grants from or participating in partnerships or agreements with a college or university based in a foreign country of concern or with a foreign principal unless specified conditions are met; providing an exception; authorizing state universities to enter into partnerships or agreements with a college or university based in a foreign country of concern or with a foreign principal if such partnerships or agreements are approved by the Board of Governors and specified requirements are met; authorizing the board to sanction and withhold performance funding from a state university for entering into an unauthorized partnership or agreement; authorizing state colleges to enter into partnerships or agreements with a college or university based in a foreign country of concern or with a foreign principal if such partnerships or agreements are authorized by the State Board of Education and specified requirements are met; authorizing the state board to sanction and withhold performance funding from a state college for entering into an unauthorized partnership or agreement with a college or university based in a foreign country of concern or with a foreign principal; requiring each state university and state college to annually submit specified information to the Board of Governors and the Department of Education, respectively, by a specified date; requiring the Board of Governors and the department, respectively, to annually submit a report to the Governor and the Legislature by a specified date; providing requirements for the report; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively; amending s. 286.101, F.S.; revising and defining terms; prohibiting a state university or state college, or any employee or representative thereof, from soliciting or accepting a gift from a college or university based in a foreign country of concern or from a foreign principal; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively; amending s. 1002.421, F.S.; prohibiting a private school that is owned or operated by a person or entity domiciled in, owned by, or in any way controlled by a foreign country of concern or by a foreign principal from participating in an educational scholarship program; providing an effective date.

By the Committees on Military and Veterans Affairs, Space, and Domestic Security; and Transportation; and Senator Rodriguez—

CS for CS for SB 908—A bill to be entitled An act relating to the Unmanned Aircraft Systems Act; amending s. 330.41, F.S.; revising the definition of the term "critical infrastructure facility"; deleting a requirement that a person or governmental entity apply to the Federal Aviation Administration to restrict or limit the operation of drones in specified areas; deleting a provision allowing a drone operating in transit for commercial purposes to operate over a critical infrastructure facility under certain circumstances; providing for the future sunset of the definition of the term "critical infrastructure facility"; providing effective dates.

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

CS for SB 946—A bill to be entitled An act relating to public records; amending s. 15.16, F.S.; providing an exemption from public records requirements for e-mail addresses and secure login credentials held by the Department of State relating to electronically filed records; defining the term "secure login credentials"; providing retroactive applicability; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

By the Committee on Community Affairs; and Senator Bradley—

CS for SB 978—A bill to be entitled An act relating to secured transactions; amending s. 679.1081, F.S.; providing that a description of certain accounts and entitlements by a certain type of collateral is insufficient for the purpose of security agreements; providing an effective date.

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

CS for SB 1094—A bill to be entitled An act relating to death benefits for active duty servicemembers; amending s. 295.061, F.S.; revising the amount and conditions of payment of death benefits; requiring that payment be made to the beneficiary through the process set out by the Department of Military Affairs; removing provisions relating to payment when a beneficiary is not designated; requiring that proof of residency or duty post be provided to the department; requiring the department to request the Chief Financial Officer to draw a warrant for payment of benefits from the General Revenue Fund; requiring the Department of Military Affairs and the Department of Financial Services to adopt certain rules and procedures; providing an effective date.

By the Committees on Community Affairs; and Regulated Industries; and Senator DiCeglie—

CS for CS for SB 1162—A bill to be entitled An act relating to renewable energy cost recovery; amending s. 366.91, F.S.; revising the types of contracts which are eligible for cost recovery by a public utility under certain circumstances; authorizing a public utility to recover prudently incurred renewable natural gas or hydrogen-based fuel infrastructure project costs through an appropriate Florida Public Service Commission cost-recovery mechanism; providing that such costs are not subject to further actions except under certain circumstances; specifying eligible renewable natural gas and hydrogen-based fuel infrastructure projects; requiring that cost recovery for such projects be approved by the commission; providing requirements for the approval determination; prohibiting cost recovery until a facility is placed in service; providing that certain other regulatory accounting rules may apply to such cost recovery; providing an effective date.

By the Committee on Community Affairs; and Senators DiCeglie and Hooper—

CS for SB 1310—A bill to be entitled An act relating to substitution of work experience for postsecondary education requirements; providing a short title; amending s. 112.219, F.S.; removing obsolete language; defining the term "public employer"; conforming provisions to changes made by the act; creating s. 112.2195, F.S.; defining terms; providing requirements for hiring considerations by public employers; providing an exception; providing that a postsecondary degree may be a baseline requirement under a certain circumstance; authorizing an applicant to appeal a hiring consideration to the Department of Management Services; authorizing a person to report to the department any job postings that fail to include specified information; providing remedies if the department substantiates an appeal or a report; providing applicability; authorizing the department to adopt rules; amending s. 287.057, F.S.; authorizing an agency to substitute certain work experience for postsecondary educational requirements for a person seeking to enter into a contract with the agency under certain circumstances; providing an effective date.

By the Committee on Community Affairs; and Senator Wright—

CS for SB 1368—A bill to be entitled An act relating to unlawful dumping; amending s. 403.413, F.S.; revising the definitions of the terms "dump" and "litter"; defining the term "water control district"; specifying that it is unlawful to dump litter in or on any water control district property or canal right-of-way without specified consent; providing that when litter is thrown or discarded from a boat, the operator or owner, or both, are in violation of certain provisions; requiring a water control district board of directors member or district manager to report an unlawful dumping to the appropriate law enforcement agencies; authorizing law enforcement officers to enter water control district

property under certain circumstances; amending s. 810.011, F.S.; revising the definition of the term “posted land” to include land owned by a water control district which has no trespassing signs placed at specified points; reenacting ss. 403.4135(1) and 810.12(6), F.S., relating to litter receptacles and prima facie evidence of trespass, respectively, to incorporate the amendment made to s. 403.413, F.S., in references thereto; providing an effective date.

By the Committee on Judiciary; and Senator Bradley—

CS for SB 1436—A bill to be entitled An act relating to real property fraud; creating s. 28.47, F.S.; requiring the clerk of the circuit court to create, maintain, and operate an opt-in recording notification service; providing definitions; requiring such clerk to ensure that registration for such service is possible through an electronic registration portal; specifying portal and notification requirements; providing immunity from liability for the clerk; providing construction; providing for applicability of the section to property appraisers; creating s. 65.091, F.S.; clarifying that an action may be brought under ch. 65, F.S., to quiet title after a fraudulent attempted conveyance; requiring the court to quiet title and award certain title and rights under certain circumstances; directing the clerk of the circuit court to provide a simplified complaint form; creating s. 475.5025, F.S.; requiring a real estate licensee to send a fraud prevention notice under specified circumstances; providing form language for such notice; providing for applicability; limiting the liability of a real estate licensee for noncompliance but providing that such noncompliance may be introduced as evidence for certain violations; providing that the failure of a property owner to respond to the notice does not preclude or limit the ability to establish certain challenges or defenses or limit his or her remedy in any quiet title or declaratory judgment action; amending s. 626.8411, F.S.; providing for applicability relating to title insurance agents and agencies and title insurers; creating s. 627.799, F.S.; requiring parties providing real estate transaction closing services to send a fraud prevention notice under specified circumstances; providing form language for such notice; providing for applicability; limiting a closing service provider’s liability for non-compliance but permitting such noncompliance to be introduced as evidence to establish certain violations; providing that the failure of a property owner to respond to the notice does not preclude or limit the ability to establish certain challenges or defenses or limit his or her remedy in any quiet title or declaratory judgment action; providing applicability relating to the title insurer’s obligations; creating s. 689.025, F.S.; prescribing the form for a quitclaim deed; amending s. 695.26, F.S.; revising the requirements for recording instruments affecting real property; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Calatayud—

CS for SB 1480—A bill to be entitled An act relating to grants for nonprofit organization safety; creating s. 252.3712, F.S.; requiring the Division of Emergency Management to establish a specified grant program; providing eligibility requirements; requiring the grants to be used for certain purposes; providing limitations on the amount of grant awards; authorizing the division to use a certain amount of funding for administration of the program; requiring the division to adopt rules; providing for future repeal; providing an appropriation; providing an effective date.

By the Committee on Judiciary; and Senator Rouson—

CS for SB 1574—A bill to be entitled An act relating to judgment liens; providing a short title; amending s. 55.202, F.S.; specifying that payment intangibles, accounts, and the proceeds thereof are subject to judgment liens; providing construction; amending s. 55.205, F.S.; deleting a provision specifying the priority of certain judgment creditor liens; specifying the validity and enforceability of judgment liens against motor vehicles and vessels; providing a procedure for noting a lien on the certificate of title; specifying restrictions on the enforcement of judgment liens; specifying an account debtor’s authority to discharge the account debtor’s obligation to pay payment intangibles, accounts, or the proceeds thereof; amending s. 55.208, F.S.; providing construction relating to the effect of liens existing before a specified date on payment intangibles and accounts and the proceeds thereof; deleting an obsolete provision relating to judgment liens on writs of execution previously

delivered to a sheriff; amending s. 55.209, F.S.; conforming a cross-reference; amending s. 56.29, F.S.; requiring a court, under certain circumstances, to order the Department of Highway Safety and Motor Vehicles to note certain liens on the certificate of title of certain motor vehicles or vessels and in the department’s records; amending s. 319.24, F.S.; prohibiting the department from issuing a motor vehicle certificate of title under certain circumstances; specifying procedures for a judgment lienholder to place a lien on motor vehicles or vessels; revising requirements for the department if a certificate of title is not forwarded or returned to the department under certain circumstances; revising the authority of certain persons to demand and receive a lien satisfaction; requiring a lienholder to enter a satisfaction in a certificate of title upon satisfaction or lapse of a judgment lien; amending s. 319.241, F.S.; revising circumstances under which the department may not remove a lien from the department’s records or a certificate of title; specifying a requirement for the department; providing an effective date.

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

CS for SB 1708—A bill to be entitled An act relating to cybersecurity; providing a short title; amending s. 110.205, F.S.; exempting certain personnel from the career service; amending s. 282.0041, F.S.; defining terms; revising the definition of the term “incident”; amending s. 282.0051, F.S.; requiring the Florida Digital Service to ensure that independent project oversight is performed in a certain manner and to take certain actions relating to the procurement of project oversight as a service; requiring the Florida Digital Service to provide certain reports by certain dates; requiring the Florida Digital Service to establish an operations committee for a certain purpose and composed of certain members; requiring the Governor to appoint a state chief information officer subject to confirmation by the Senate; requiring the state chief information officer to designate a state chief technology officer; providing duties of the state chief technology officer; amending s. 282.201, F.S.; requiring that the state data center be overseen by and accountable to the Department of Management Services in consultation with certain officers; providing requirements for certain state data center procurements; requiring the state chief information officer to assume responsibility for a certain contract; requiring that the Florida Digital Service be provided with full access to state data center infrastructure, systems, applications, and other means of hosting, supporting, and managing certain data; requiring the state data center to submit a certain report to the department and the Florida Digital Service; amending s. 282.318, F.S.; requiring a state agency to report ransomware and cybersecurity incidents within a certain time period; requiring the Florida Digital Service to notify the Governor and Legislature of certain incidents; requiring that certain notification be provided in a secure environment; requiring the Florida Digital Service to provide cybersecurity briefings to certain legislative committees; authorizing the Florida Digital Service to respond to certain cybersecurity incidents; requiring a state agency head to designate a chief information security officer for the agency; revising the purpose of an agency’s information security manager and the date by which he or she must be designated; revising the frequency of a comprehensive risk assessment; authorizing the department to facilitate and providing requirements for such assessment; authorizing certain legislative committees to hold closed meetings to receive certain briefings; requiring such committees to maintain the confidential and exempt status of certain records; amending s. 282.3185, F.S.; requiring a local government to report ransomware and cybersecurity incidents within a certain time period; requiring the Florida Digital Service to notify the Governor and Legislature of certain incidents; requiring that certain notification be provided in a secure environment; amending s. 282.319, F.S.; revising the membership of the Florida Cybersecurity Advisory Council; creating s. 768.401, F.S.; providing that a county, municipality, or commercial entity that complies with certain requirements is not liable in connection with a cybersecurity incident; requiring certain entities to adopt certain revised frameworks or standards within a specified time period; providing that a private cause of action is not established; providing that certain failures are not evidence of negligence and do not constitute negligence per se; specifying that the defendant in certain actions has a certain burden of proof; providing an effective date.

By the Committees on Appropriations; and Criminal Justice—

CS for SB 7014—A bill to be entitled An act relating to juvenile justice; amending s. 20.316, F.S.; requiring that the secretary of the Department of Juvenile Justice oversee the establishment of the Florida Scholars Academy; revising a duty of the secretary; creating s. 985.619, F.S.; requiring that the department establish the academy; specifying the academy's mission; requiring the academy to provide students with greater access to secondary and postsecondary educational opportunities; providing requirements for the contractual agreement entered into by the department with an education service provider; requiring that the superintendent of the academy be approved by the secretary; requiring that the academy be governed by a board of trustees; providing for board membership; specifying the powers and duties of the board; specifying funding sources for the academy; providing requirements related to funding; prohibiting the pledging of the state's credit on behalf of the academy; requiring annual financial audits of the academy; providing audit requirements; providing requirements for an audit report; authorizing the department to adopt rules; amending s. 1000.04, F.S.; specifying that the academy is a component of the delivery of public education within Florida's Early Learning-20 education system; amending s. 1013.53, F.S.; requiring the department to provide early notice to school districts regarding the siting of new juvenile justice detention facilities; requiring that school districts be consulted regarding the types of students expected to be assigned to detention facilities, rather than commitment facilities; deleting requirements of the department related to commitment facilities; providing an appropriation; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Education Pre-K -12; and Senator Collins—

CS for SB 7020—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 943.082, F.S.; expanding exemptions from public records requirements for the identity of a reporting party and any information received through the mobile suspicious activity reporting tool to include such information held by the Department of Education; providing for retroactivity of the exemption; providing for future legislative review and repeal; providing statements of public necessity; providing an effective date.

By the Committees on Appropriations; and Governmental Oversight and Accountability—

CS for SB 7024—A bill to be entitled An act relating to retirement; amending s. 112.363, F.S.; providing that eligible retirees of the Florida Retirement System pension plan must receive a certain monthly retiree health insurance subsidy payment, beginning on a specified date; specifying how such payment is to be calculated; providing construction; providing that eligible members of the Florida Retirement System investment plan must receive a certain monthly retiree health insurance subsidy payment; specifying how such payment is to be calculated; specifying that the member's spouse at the time of the member's death is the member's beneficiary; providing an exception; requiring the employer of members of a state-administered retirement plan to contribute a certain percentage of gross compensation each pay period, beginning on a specified date; amending ss. 121.052, 121.055, and 121.071, F.S.; revising the employer contribution rates for the retiree health insurance subsidy; 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.

By the Committee on Appropriations; and the Appropriations Committee on Education—

CS for SB 7026—A bill to be entitled An act relating to higher education finances; amending s. 1001.706, F.S.; requiring the Board of Governors to develop regulations for university boards of trustees relating to contracting for the construction of new facilities or for work on existing facilities; providing requirements for certain contracts executed or amended before a specified date; amending s. 1009.26, F.S.; authorizing a state university to waive the out-of-state fee for a student who is an intercollegiate athlete receiving a scholarship; amending ss. 1011.45 and 1013.841, F.S.; revising the list of authorized expenditures that may be included in a carry forward spending plan for state universities and Florida College System institutions, respectively; amending s.

1012.976, F.S.; revising definitions; defining the term "public funds"; revising a limitation on compensation for state university employees; amending s. 1013.45, F.S.; providing that certain educational facility contracting and construction techniques applicable to school districts also apply to Florida College System institutions; amending s. 1013.64, F.S.; deleting cost and size limitations applicable to minor facilities; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Judiciary; and Senator Rodriguez—

CS for SB 398—A bill to be entitled An act relating to limitation of actions involving real estate appraisers and appraisal management companies; creating s. 95.371, F.S.; defining terms; specifying statutes of limitations periods for certain actions involving real estate appraisers and appraisal management companies; providing construction; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Judiciary; and Senator Rouson—

CS for SB 1574—A bill to be entitled An act relating to judgment liens; providing a short title; amending s. 55.202, F.S.; specifying that payment intangibles, accounts, and the proceeds thereof are subject to judgment liens; providing construction; amending s. 55.205, F.S.; deleting a provision specifying the priority of certain judgment creditor liens; specifying the validity and enforceability of judgment liens against motor vehicles and vessels; providing a procedure for noting a lien on the certificate of title; specifying restrictions on the enforcement of judgment liens; specifying an account debtor's authority to discharge the account debtor's obligation to pay payment intangibles, accounts, or the proceeds thereof; amending s. 55.208, F.S.; providing construction relating to the effect of liens existing before a specified date on payment intangibles and accounts and the proceeds thereof; deleting an obsolete provision relating to judgment liens on writs of execution previously delivered to a sheriff; amending s. 55.209, F.S.; conforming a cross-reference; amending s. 56.29, F.S.; requiring a court, under certain circumstances, to order the Department of Highway Safety and Motor Vehicles to note certain liens on the certificate of title of certain motor vehicles or vessels and in the department's records; amending s. 319.24, F.S.; prohibiting the department from issuing a motor vehicle certificate of title under certain circumstances; specifying procedures for a judgment lienholder to place a lien on motor vehicles or vessels; revising requirements for the department if a certificate of title is not forwarded or returned to the department under certain circumstances; revising the authority of certain persons to demand and receive a lien satisfaction; requiring a lienholder to enter a satisfaction in a certificate of title upon satisfaction or lapse of a judgment lien; amending s. 319.241, F.S.; revising circumstances under which the department may not remove a lien from the department's records or a certificate of title; specifying a requirement for the department; providing an effective date.

—was referred to the Committee on Rules.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 29 was corrected and approved.

CO-INTRODUCERS

Senators Book—SB 272; Calatayud—SR 1728; Garcia—CS for SB 224; Harrell—CS for SB 612; Hooper—SM 1382; Jones—SB 1560; Osgood—SB 272, CS for SB 1190; Perry—SB 272, CS for SB 1190; Rodriguez—CS for SB 224; Torres—SB 294

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 7:38 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Monday, April 3 or upon call of the President.



Journal of the Senate

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Friday, March 31, 2023

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REPORTS OF COMMITTEES

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 128; SB 180; SB 580

The Committee on Regulated Industries recommends committee substitutes for the following: SB 406; SB 782

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1624

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 940

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

The Committee on Judiciary recommends a committee substitute for the following: SB 1586

The bill with committee substitute attached was 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 302

The Committee on Community Affairs recommends a committee substitute for the following: SB 594

The Committee on Regulated Industries recommends a committee substitute for the following: CS for SB 162

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

The Committee on Judiciary recommends a committee substitute for the following: SB 16

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 312

The Committee on Military and Veterans Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1318

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 committee substitutes for the following: SB 540; CS for SB 1146

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1570

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 308; CS for SB 774

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Gruters—

CS for SB 16—A bill to be entitled An act for the relief of Jamiyah Mitchell, Latricia Mitchell, and Jerald Mitchell by the South Broward Hospital District; providing an appropriation to compensate Latricia Mitchell and Jerald Mitchell, individually and as legal guardians of Jamiyah Mitchell, for injuries and damages sustained as a result of the negligence of the South Broward Hospital District; providing a limitation on the payment of compensation and attorney fees; providing an effective date.

By the Committee on Banking and Insurance; and Senator Rodriguez—

CS for SB 128—A bill to be entitled An act relating to contacting consumer debtors; creating s. 559.721, F.S.; prohibiting creditors from contacting debtors regarding specified types of debt under certain circumstances, to conform to federal regulations; amending s. 559.725, F.S.; requiring the Office of Financial Regulation of the Financial Services Commission to inform and furnish relevant information to the appropriate regulatory body of the state, the Federal Government, or The Florida Bar if a person has been named in a certain consumer complaint alleging specified violations of law; providing an effective date.

By the Committees on Regulated Industries; and Environment and Natural Resources; and Senator Collins—

CS for CS for SB 162—A bill to be entitled An act relating to water and wastewater facility operators; amending s. 403.865, F.S.; revising legislative findings and intent; defining the term “drinking water and wastewater facility personnel”; amending s. 403.867, F.S.; conforming a provision to changes made by the act; creating s. 403.8721, F.S.; requiring the Department of Environmental Protection to issue water treatment plant operator licenses, water distribution system operator licenses, and domestic wastewater treatment plant operator licenses by reciprocity to certain applicants; providing licensure requirements; authorizing the department to issue temporary operator licenses during a declared state of emergency; requiring the department to waive the application fee for temporary operator licenses; requiring the department to adopt rules; providing an effective date.

By the Committee on Banking and Insurance; and Senator Gruters—

CS for SB 180—A bill to be entitled An act relating to regulation of securities; reordering and amending s. 517.021, F.S.; requiring the Financial Services Commission to define the term “accredited investor” by rule; revising definitions; amending s. 517.072, F.S.; authorizing the commission to adopt certain rules relating to viatical settlement investments; making technical changes; amending s. 517.081, F.S.; revising requirements for the registration of securities; revising application fees for certain securities registrations; requiring the Office of Financial Regulation to deem an application abandoned under certain circumstances; conforming provisions to changes made by the act; amending s. 517.082, F.S.; making technical changes; requiring the office to deem an application for registration by notification abandoned under certain circumstances; amending s. 517.111, F.S.; revising grounds on which the office may revoke, suspend, or deny the registration of securities; specifying the office’s powers in investigations of issuers; revising the methods by which the office may enter an order suspending an issuer’s right to sell securities; amending s. 517.12, F.S.; revising applicability of registration requirements; revising requirements for applying for registration as a dealer, an associated person of a dealer, or an investment adviser; conforming a cross-reference and provisions to changes made by the act; making technical changes; creating s. 517.1214, F.S.; defining terms; specifying continuing education requirements for associated persons of investment advisers and federal covered advisers; providing that certain education credits satisfy such requirements if certain conditions are met; prohibiting associated persons from carrying forward credits to subsequent reporting periods; specifying a restriction on associated persons who fail to meet such requirements; specifying requirements for certain previously registered associated persons; amending s. 517.1217, F.S.; authorizing the commission to establish rules of conduct and prohibited business practices for intermediaries; amending s. 517.161, F.S.; revising grounds on which the office may deny, revoke, restrict, or suspend registrations of dealers, investment advisers, intermediaries, and associated persons; providing causes for denial of applications or revocation of registrations of certain entities and persons under certain circumstances; repealing s. 517.181, F.S., relating to escrow agreements; amending s. 517.201, F.S.; conforming a provision to changes made by the act; amending s. 921.0022, F.S.; revising applicability of a criminal penalty for certain registration violations; amending s. 517.1215, F.S.; making technical changes; amending ss. 517.061, 517.0611, 517.075, 517.131, 517.211, 517.315, 626.9911, and 744.351, F.S.; conforming cross-references and making technical changes; amending s. 517.1205, F.S.; revising legislative intent; providing an effective date.

By the Committee on Banking and Insurance; and Senator Grall—

CS for SB 302—A bill to be entitled An act relating to government and corporate activism; amending s. 17.57, F.S.; defining the term “pecuniary factor”; requiring that the Chief Financial Officer, or a party authorized to invest on his or her behalf, make investment decisions based solely on pecuniary factors; amending s. 20.058, F.S.; requiring a specified attestation, under penalty of perjury, from certain organizations; defining the term “pecuniary factor”; requiring citizen support organizations and direct-support organizations to make investment decisions based solely on pecuniary factors; amending s. 112.656, F.S.; requiring that investment decisions comply with a specified requirement related to the consideration of pecuniary factors; amending s.

112.661, F.S.; conforming a provision to changes made by the act; creating s. 112.662, F.S.; defining the term “pecuniary factor”; providing that only pecuniary factors may be considered in investment decisions for retirement systems or plans; providing that the interests of participants and beneficiaries of such systems or plans may not be subordinated to other objectives; requiring shareholder rights to be exercised considering only pecuniary factors; requiring specified reports; providing requirements for such reports; requiring the Department of Management Services to report certain noncompliance to the Attorney General; authorizing certain proceedings to be brought by the Attorney General who, if successful in those proceedings, is entitled to reasonable attorney fees and costs; requiring the department to adopt rules; providing applicability; amending ss. 175.071 and 185.06, F.S.; specifying that certain public boards of trustees are subject to the requirement that only pecuniary factors be considered in investment decisions; amending s. 215.47, F.S.; defining the term “pecuniary factor”; requiring the State Board of Administration to make investment decisions based solely on pecuniary factors; providing an exception to current investment and fiduciary standards in the event of a conflict; amending s. 215.475, F.S.; requiring the Florida Retirement System Defined Benefit Plan Investment Policy Statement to comply with the requirement that only pecuniary factors be considered in investment decisions; amending s. 215.4755, F.S.; requiring certain investment advisors or managers to certify in writing that investment decisions are based solely on pecuniary factors; providing applicability; providing that failure to file a required certification is grounds for termination of certain contracts; providing that a submission of a materially false certification is deemed a willful refusal to comply with a certain fiduciary standard; requiring that certain noncompliance be reported to the Attorney General, who is authorized to bring certain civil or administrative actions; providing that if the Attorney General is successful in those proceedings, he or she is entitled to reasonable attorney fees and costs; creating s. 215.681, F.S.; defining terms; prohibiting bond issuers from issuing environmental, social, and governance bonds and taking other related actions; authorizing certain financial institutions to purchase and underwrite specified bonds; providing applicability; creating s. 215.855, F.S.; defining terms; requiring that contracts between governmental entities and investment managers contain certain provisions and a specified disclaimer; providing applicability; amending s. 218.415, F.S.; defining the term “pecuniary factor”; requiring units of local government to make investment decisions based solely on pecuniary factors; amending s. 280.02, F.S.; revising the definition of the term “qualified public depository”; creating s. 280.025, F.S.; requiring a specified attestation, under penalty of perjury, from certain entities, beginning on a specified date; amending s. 280.05, F.S.; requiring the Chief Financial Officer to verify such attestations; requiring the Chief Financial Officer to report materially false attestations to the Attorney General, who is authorized to bring certain civil and administrative actions; providing that if the Attorney General is successful in those proceedings, he or she is entitled to reasonable attorney fees and costs; providing construction; authorizing the Chief Financial Officer to suspend or disqualify a qualified public depository that no longer meets the definition of that term; amending s. 280.051, F.S.; adding grounds for suspension or disqualification of a qualified public depository; amending s. 280.054, F.S.; providing that failure to timely file a required attestation is deemed a knowing and willful violation; amending s. 280.055, F.S.; adding a circumstance under which the Chief Financial Officer may issue certain orders against a qualified public depository; creating s. 287.05701, F.S.; defining the term “awarding body”; prohibiting an awarding body from requesting certain documentation or giving preference to vendors based on their social, political, or ideological interests; requiring that solicitations for the procurement of commodities or contractual services by an awarding body contain a specified notification, beginning on a specified date; creating s. 516.037, F.S.; requiring licensees to make certain determinations based on an analysis of certain risk factors; prohibiting such licensees from engaging in unsafe and unsound practices; providing construction; providing that certain actions on the part of licensees are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from applicants and licensees, beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; creating s. 560.1115, F.S.; requiring licensees to make de-

terminations about the provision or denial of services based on an analysis of certain risk factors; prohibiting the licensees from engaging in unsafe and unsound practices; providing construction; providing that certain actions are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from applicants and licensees, beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; amending s. 560.114, F.S.; revising the actions that constitute grounds for specified disciplinary action of a money services business, an authorized vendor, or an affiliated party; amending s. 655.005, F.S.; revising a definition; creating s. 655.0323, F.S.; requiring financial institutions to make determinations about the provision or denial of services based on an analysis of specified risk factors; prohibiting financial institutions from engaging in unsafe and unsound practices; providing construction; providing that certain actions are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from financial institutions annually, beginning on a specified date; providing that engaging in specified actions or failing to provide such attestation constitutes a violation of specified codes, subject to certain sanctions and penalties; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; prohibiting certain entities from exercising specified authority; amending s. 1010.04, F.S.; prohibiting school districts, Florida College System institutions, and state universities from requesting certain documentation from vendors and giving preference to vendors based on their social, political, or ideological interests; requiring that solicitations for purchases or leases include a specified notice; reenacting s. 17.61(1), F.S., relating to powers and duties of the Chief Financial Officer in the investment of certain funds, to incorporate the amendment made to s. 17.57, F.S., in references thereto; reenacting s. 215.44(3), F.S., relating to the powers and duties of the Board of Administration in the investment of trust funds, to incorporate the amendment made to s. 215.47, F.S., in a reference thereto; providing an effective date.

By the Committees on Rules; and Education Pre-K -12; and Senators Collins, Grall, and Perry—

CS for CS for SB 308—A bill to be entitled An act relating to interscholastic activities; amending s. 1002.20, F.S.; authorizing charter school students and Florida Virtual School full-time students to participate in extracurricular activities at a private school under certain circumstances; amending s. 1002.33, F.S.; authorizing charter school students to participate in interscholastic extracurricular activities at a private school under certain circumstances; amending s. 1006.15, F.S.; authorizing charter school students and Florida Virtual School full-time program students to participate in interscholastic extracurricular activities at private schools under certain circumstances; authorizing traditional public school students to participate in interscholastic and intrascholastic activities at certain schools; revising the requirements for students to participate in such activities; revising requirements related to private school students participating at a Florida High School Athletic Association (FHSAA)-member school; providing for the continued participation in such activities by certain students who transfer from a public school; amending s. 1006.195, F.S.; conforming a cross-reference; amending s. 1006.20, F.S.; requiring the FHSAA to allow any school that joins the organization by sport to participate in the championship contest or series of contests for that sport; providing that the Commissioner of Education may direct the FHSAA to revise its bylaws at any time; requiring that any changes to the FHSAA bylaws be ratified by the State Board of Education; deleting a requirement that the appointing authority of members of the FHSAA Board of Directors make appointments that reflect the demographic and population trends of this state; revising the composition of the board of directors; providing that all appointed board members be appointed by the Governor and confirmed by the Senate; requiring that the hiring of the FHSAA executive director and the budget adopted by the board of directors be

ratified by the State Board of Education; requiring a majority vote of the board of directors for the approval of legislative recommendations from the representative assembly; creating s. 1006.185, F.S.; requiring each approved athletic association whose membership includes public schools to allow each participating school to make opening remarks at certain athletic contests; providing requirements for the remarks; providing an effective date.

By the Committee on Banking and Insurance; and Senator Collins—

CS for SB 312—A bill to be entitled An act relating to insurance; amending s. 626.7851, F.S.; revising a minimum coursework qualification for licensure as a life agent; amending s. 626.9541, F.S.; providing that certain restrictions against unfair discrimination or unlawful rebates do not include value-added products or services offered or provided by insurers or their agents if certain conditions are met; providing requirements for and restrictions on insurers or agents offering or providing such products or services; authorizing insurers or agents to provide such products or services as part of a pilot or testing program under certain circumstances; authorizing the Financial Services Commission to adopt rules; providing an effective date.

By the Committee on Regulated Industries; and Senator Hooper—

CS for SB 406—A bill to be entitled An act relating to yacht and ship brokers; amending s. 326.002, F.S.; defining the term “visiting broker”; revising the definition of the term “yacht”; amending s. 326.004, F.S.; exempting a visiting broker from licensure for specified transactions; requiring, rather than authorizing, the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation to deny licenses for applicants who fail to meet certain requirements; revising requirements for licensure as a broker; removing a provision requiring the division to adopt rules relating to temporary licenses; providing an effective date.

By the Committee on Judiciary; and Senator DiCeglie—

CS for SB 540—A bill to be entitled An act relating to local government comprehensive plans; amending s. 163.3184, F.S.; revising the review process for adoption of comprehensive plan amendments; providing that the prevailing party in a challenge to a plan or plan amendment is entitled to recover attorney fees and costs; providing construction; providing retroactive applicability; amending s. 163.3187, F.S.; providing that the prevailing party in a challenge to the compliance of a small scale development order is entitled to recover attorney fees and costs; amending s. 163.3202, F.S.; providing applicability; amending s. 163.3215, F.S.; making technical changes; providing an effective date.

By the Committee on Banking and Insurance; and Senator Gruters—

CS for SB 580—A bill to be entitled An act relating to consumer finance loans; reordering and amending s. 516.01, F.S.; defining the term “branch”; amending s. 516.02, F.S.; prohibiting a person from operating a branch of a business making consumer finance loans before obtaining a license from the Office of Financial Regulation; amending s. 516.03, F.S.; specifying application fees for branch licenses; revising the applicability of investigation fees; making a technical change; amending s. 516.031, F.S.; revising the maximum interest rate and the calculation of interest rates on consumer finance loans; revising the minimum amount of time before which a delinquency charge for each payment in default may be imposed; amending s. 516.15, F.S.; requiring licensees offering an assistance program to borrowers after a federally declared major disaster to send a specified notice to the office within a certain timeframe; providing construction; creating s. 516.38, F.S.; requiring licensees to file annual reports with the office; providing for rulemaking by the Financial Services Commission; specifying requirements for the reports; providing requirements for a licensee claiming that submitted information contains a trade secret; authorizing the office to publish a report in a certain manner; creating s. 516.39, F.S.; requiring certain licensees to suspend specified actions for a certain timeframe after a federally declared disaster; reenacting s. 516.19, F.S., relating to pen-

alties, to incorporate the amendments made to ss. 516.02 and 516.031, F.S., in references thereto; providing an effective date.

By the Committee on Community Affairs; and Senator Martin—

CS for SB 594—A bill to be entitled An act relating to property insurance; amending s. 627.0629, F.S.; adding wind uplift prevention to a list of fixtures or construction techniques for which a residential property insurance rate filing must include actuarially reasonable rate differentials or appropriate deductible reductions; amending s. 627.351, F.S.; revising rate change limitations for specified policies written by the Citizens Property Insurance Corporation; revising the applicability of flood coverage requirements for personal lines residential policyholders of the corporation; providing effective dates.

By the Committees on Rules; and Ethics and Elections; and Senator Brodeur—

CS for CS for SB 774—A bill to be entitled An act relating to ethics requirements for public officials; amending s. 99.061, F.S.; requiring candidates for specified elective offices to file a full and public disclosure at the time of qualifying; authorizing candidates to file a certain verification or receipt with the qualifying officer unless certain conditions exist; conforming provisions to changes made by the act; amending s. 112.3142, F.S.; revising legislative intent; requiring commissioners of community redevelopment agencies to complete annual ethics training; exempting commissioners who assumed office after a specified date from completing the required annual ethics training for that calendar year; reenacting and amending s. 112.3144, F.S.; requiring specified local officers to file full and public disclosures; requiring the Commission on Ethics to accept federal income tax returns and any attachments or schedules for a specified purpose; deleting the prohibition on including a federal income tax return or a copy thereof for certain filings; requiring the commission to allow a filer to include attachments and other supporting documentation with his or her disclosure; revising the notice the commission sends to specified persons by e-mail; requiring that disclosure statements be filed using the commission's electronic filing system; revising the deadline for disclosures to be received by the commission; deleting provisions relating to financial statements filed by mail; revising a provision requiring the commission to adopt a specified rule; requiring an individual appointed to replace an elected local officer who leaves office before the end of his or her term to file a full and public disclosure of financial interests annually for the remainder of his or her term in office; amending s. 112.31445, F.S.; requiring the commission to publish a specified notice on the electronic filing system for the disclosure of financial interests; requiring that the filing system allow a filer to include attachments and other supporting documentation; amending s. 112.31446, F.S.; requiring that the electronic filing system allow a filer to submit attachments and other supporting documentation when a disclosure is filed; reenacting and amending s. 112.3145, F.S.; deleting a prohibition on including a federal income tax return or copy thereof in a financial disclosure; deleting a provision requiring specified local officers to file reports with the supervisor of elections of the officer's county of principal employment or residence; requiring local officers to file their quarterly reports of the names of clients they represent for a fee or commission with the Commission on Ethics; deleting a provision requiring the commission to provide a specified list to the supervisors of elections; requiring the commission to allow a filer to include attachments or other documentation when filing a disclosure; deleting a provision requiring the commission to provide the supervisors of elections a certain list annually by a specified date; requiring the commission to provide a certain notice by e-mail, beginning on a specified date; providing that, beginning on a specified date, paper forms will no longer be provided; requiring the commission, before a specified date, to determine which persons have not submitted a required statement and to send delinquency notices to such persons; requiring that disclosure statements be filed using the electronic filing system, beginning on a specified date; revising the criteria for a rule that the commission must adopt regarding the electronic filing of disclosure statements; requiring the commission to determine the amount of fines for all delinquent filers, beginning on a specified date; conforming provisions to changes made by the act; amending s. 112.317, F.S.; increasing the maximum civil penalty allowed for certain violations related to statements of financial disclosure; amending s. 112.3215, F.S.; requiring the commission to investigate specified entities or individuals

that intentionally failed to disclose any material fact or that knowingly submitted false information in certain required reports; authorizing the commission to dismiss certain complaints and investigations; requiring the commission to issue a specified public report if it dismisses such a complaint or investigation; making technical changes; amending s. 112.324, F.S.; revising applicability; requiring the commission to revise financial disclosure forms and rules for the 2022 filing year to conform to changes made by the act; exempting such revisions from specified rulemaking requirements; providing an effective date.

By the Committee on Regulated Industries; and Senator Hooper—

CS for SB 782—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 468.8414, F.S.; requiring the department to certify for licensure qualified individuals who practice mold assessment or mold remediation and hold certain licenses issued by other states or territories; amending s. 469.004, F.S.; revising requirements for the issuance of an asbestos consultant's license; requiring the department to certify for licensure by endorsement asbestos consultants and asbestos contractors who meet certain exam and other state licensure requirements; requiring asbestos consultants and asbestos contractors to complete certain courses; amending s. 489.514, F.S.; removing a time limitation for applying for certain contracting licenses under certain provisions; amending s. 509.091, F.S.; requiring licensees and licensed agents to provide the department's Division of Hotels and Restaurants with e-mail addresses at which they can be contacted; authorizing the division to deliver notices and inspection reports by e-mail; amending s. 509.101, F.S.; revising the guest register maintenance requirements that an operator of a transient establishment must meet; amending s. 509.241, F.S.; requiring certain individuals related to public lodging establishments and public food service establishments to maintain a division online account and provide the division with specified information; requiring the division to adopt rules; providing requirements for such rules; amending s. 548.043, F.S.; deleting a requirement limiting the types of boxing exhibitions which require a specified maximum difference in participant weights; providing an effective date.

By the Committee on Banking and Insurance; and Senators Calatayud and Rodriguez—

CS for SB 940—A bill to be entitled An act relating to multiple-employer welfare arrangements; amending s. 624.438, F.S.; revising eligibility requirements for a bona fide group to qualify as a multiple-employer welfare arrangement; amending s. 627.654, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committees on Judiciary; and Children, Families, and Elder Affairs; and Senator Yarborough—

CS for CS for SB 1146—A bill to be entitled An act relating to shared parental responsibility after the establishment of paternity; amending s. 742.011, F.S.; authorizing a parent to request certain determinations and the creation of a parenting plan and time-sharing schedule; amending s. 742.10, F.S.; requiring that the determination of parental responsibility and child support and the creation of a parenting plan and a time-sharing schedule be established through a certain action; amending s. 744.301, F.S.; specifying that the mother of a child born out of wedlock and a father who has established paternity of such child are the natural guardians of the child and are entitled and subject to the rights and responsibilities of being parents if certain conditions are met; providing that if a father of a child born out of wedlock has not established paternity under specified provisions, the mother is the natural guardian of the child; providing an effective date.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Wright—

CS for SB 1318—A bill to be entitled An act relating to spaceflight entity liability; amending s. 331.501, F.S.; defining the term "crew"; revising definitions; exempting a spaceflight entity from liability for injury to or death of a crew resulting from spaceflight activities under certain circumstances; revising exceptions; requiring a spaceflight en-

tity to have a crew sign a specified warning statement; revising the contents of the warning statement; providing an effective date.

By the Committee on Regulated Industries; and Senators Hooper and Osgood—

CS for SB 1570—A bill to be entitled An act relating to the pre-emption of local occupational licensing; amending s. 163.211, F.S.; extending the date on which certain local government occupational licensing requirements expire; providing an effective date.

By the Committee on Judiciary; and Senators Trumbull and Rodriguez—

CS for SB 1586—A bill to be entitled An act relating to residential tenancies; creating s. 83.425, F.S.; preempting the regulation of residential tenancies and the landlord-tenant relationship to the state; specifying that the act supersedes certain local regulations; amending ss. 83.57 and 83.575, F.S.; revising how much notice is required to terminate certain tenancies; providing an effective date.

By the Committee on Banking and Insurance; and Senator Brodeur—

CS for SB 1624—A bill to be entitled An act relating to commercial financing transaction brokers and providers; creating part XIII of ch. 559, F.S., entitled “Florida Commercial Financing Disclosure Law”; creating s. 559.961, F.S.; providing a short title; creating s. 559.9611, F.S.; defining terms; creating s. 559.9612, F.S.; providing applicability; creating s. 559.9613, F.S.; requiring providers that consummate commercial financing transactions to provide specified written disclosures; creating s. 559.9614, F.S.; prohibiting brokers from taking specified actions; creating s. 559.9615, F.S.; providing exclusive authority of the Attorney General to enforce specified provisions; providing civil penalties; providing construction; 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 Wright—

CS for SB 1318—A bill to be entitled An act relating to spaceflight entity liability; amending s. 331.501, F.S.; defining the term “crew”; revising definitions; exempting a spaceflight entity from liability for

injury to or death of a crew resulting from spaceflight activities under certain circumstances; revising exceptions; requiring a spaceflight entity to have a crew sign a specified warning statement; revising the contents of the warning statement; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Judiciary; and Senators Trumbull and Rodriguez—

CS for SB 1586—A bill to be entitled An act relating to residential tenancies; creating s. 83.425, F.S.; preempting the regulation of residential tenancies and the landlord-tenant relationship to the state; specifying that the act supersedes certain local regulations; amending ss. 83.57 and 83.575, F.S.; revising how much notice is required to terminate certain tenancies; providing an effective date.

—was referred to the Committee on Rules.

**MESSAGES FROM THE HOUSE OF
REPRESENTATIVES**

FIRST READING

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has adopted HM 581, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Massullo, Fine—

HM 581—A memorial to the Congress of the United States, urging Congress to prohibit the use of Supplemental Nutrition Assistance Program benefits to purchase soft drinks and noncarbonated beverages with equivalent nutritional value.

—was referred to the Committee on Rules.

CO-INTRODUCERS

Senators Avila—SB 858; Brodeur—SB 858; Powell—SB 858; Simon—SB 858; Stewart—SB 858



Journal of the Senate

Number 12—Regular Session

Monday, April 3, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 10:00 a.m. A quorum present—39:

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Excused: Senator Torres

PRAYER

The following prayer was offered by Pastor Manny Arisso, Share Your Heart, Tallahassee:

Heavenly Father, we come before you this morning. Oh yes, seeking your guidance, Father, that the spirit of the Lord rests upon us—the spirit, wisdom, and understanding; the spirit of counsel and might; the spirit of knowledge and the fear of the Lord which begins the spirit of wisdom. I ask you to bless these men and women on the job they are doing, Lord. Give them guidance. Bless them on their way in and their way out. Bless them in the cities and bless them in the countries, Lord. Bless them all around. Bless their families, Father. I ask you for protection upon their families, Lord. Families are far away right now—wives, husbands, and children. I ask you just to direct them and guide them, Father. We ask for your strength, your shield, and for you to be our strong tower, Father.

Father, we all know the prayer of the Lord: “Our Father who art in heaven, hallowed be thy name. Thy kingdom come and thy will be done on Earth as it is in heaven. Give us this day, our daily bread. Forgive us, Lord. Forgive us who have sinned against you or someone else.” Direct our ways, Father. Yes, direct our ways. Father, pour guidance upon these men and women that are challenged every day. They might ask if God chose me—why these battles? And I say to you this day, the Lord says without battles, there are no wins. He has prepared you for these battles. He gives you wins—victories—but without battles, there are no

victories. May the Lord bless you. May the Lord protect you. May he make his face shine upon you and be gracious to you. May the Lord show you his favor and give you peace. I praise and I worship him, the Lord Jesus Christ. Amen, amen, and amen. God bless you all and may this be the beginning of many more. In the name of Jesus. Amen.

PLEDGE

Senate Pages, Charlotte Krass of Sunny Isles Beach; Samantha Mason of Rockledge; and Ashley Rosas-Rios of Sarasota, 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. Natalia Solenkova of Aventura, sponsored by Senator Pizzo, as the doctor of the day. Dr. Solenkova specializes in critical care medicine.

SENATOR BAXLEY PRESIDING

THE PRESIDENT PRESIDING

By direction of the President, there being no objection, the Senate proceeded to—

SPECIAL ORDER CALENDAR

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2023, and ending June 30, 2024, and supplemental appropriations for the period ending June 30, 2023, 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.

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

Senator Rouson moved the following amendment which was adopted:

Amendment 1 (995205)—

	DELETE	INSERT
CORRECTIONS, DEPARTMENT OF Program: Security And Institutional Operations Correctional Facilities Maintenance And Repair 70032000		
In Section 04 On Page 141 696 Fixed Capital Outlay 083258 Major Repairs, Renovations And Improvements To Major Institutions IOEJ		
1000 General Revenue Fund	11,350,834	5,350,834
CA -6,000,000 FSI1NR -6,000,000		
JUVENILE JUSTICE, DEPARTMENT OF Program: Residential Corrections Program Non-Secure Residential Commitment 80800100		

In Section 04 On Page 201
 1189 Fixed Capital Outlay 080410
 Department Of Juvenile Justice
 Maintenance And Repair - State Owned
 Buildings IOEJ

1000 General Revenue Fund 4,000,000 0
 CA -4,000,000 FSI1NR -4,000,000

LAW ENFORCEMENT, DEPARTMENT OF
 Program: Investigations And Forensic
 Science Program
 Mutual Aid And Prevention Services 71600300

In Section 04 On Page 209
 1288A Special Categories 103885
 Community Violence Intervention and
 Prevention Grant IOEB

1000 General Revenue Fund 10,000,000
 CA 10,000,000 FSI1NR 10,000,000

AND INSERT:

From the funds in Specific Appropriation 1288A, \$10 million in nonrecurring funds from the General Revenue Fund is provided to establish a Community Violence Intervention and Prevention Grant program. The department shall award grants to nonprofit organizations and community-based partnerships that serve communities disproportionately impacted by violence to implement or expand violence reduction programs. These programs may include, but are not limited to, hospital-based violence intervention programs, street outreach or interrupter programs, group violence intervention programs, and school-based intervention programs that have demonstrated effectiveness in reducing homicide and group violence. The department may also award grants to programs that provide targeted prevention and intervention services to assist those disproportionately at-risk of violence, particularly programs designed to interrupt cycles of violence, re-injury, and retaliation.

On motion by Senator Broxson, 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

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingolia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

SB 2502—A bill to be entitled An act implementing the 2023-2024 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 the General Appropriations Act; amending s. 1013.62, F.S.; extending for 1 fiscal year specified charter school capital outlay funding provisions; providing for the future expiration and reversion of specified statutory text; amending s. 1011.62, F.S.; extending for 1 fiscal year authorization for the Legislature to provide a funding compression and hold harmless allocation; modifying the manner of prorating appropriations made under the funding compression and hold harmless allocation; revising district school board authorizations relating to categorical funds; providing for the future

expiration and reversion of specified statutory text; reenacting s. 1001.26(1), F.S., relating to the public broadcasting program system; providing for the future expiration and reversion of specified statutory text; amending s. 1002.45, F.S.; revising the limitation on enrollment of full-time equivalent virtual students residing outside of school districts; providing for the future expiration and reversion of specified statutory text; amending s. 1011.62, F.S.; revising the cost factor for secondary career education programs; providing for the future expiration and reversion of specified statutory text; amending s. 1002.995, F.S.; requiring the Department of Education to provide incentives to school readiness personnel in a specified fiscal year who meet certain requirements; amending s. 1001.42, F.S.; authorizing school districts to adopt specified salary incentives and other strategies under certain circumstances; specifying that certain salary incentives and strategies are not subject to collective bargaining requirements; providing for the future expiration and reversion of specified statutory text; amending s. 1009.895, F.S.; deleting definitions; requiring the Open Door Grant Program to be administered by specified entities; providing eligibility requirements; providing what the grant award may cover; providing requirements for the distribution of funds; requiring institutions to make specified reports to the Department of Education; deleting the requirement to distribute a specified grant in certain ratios; providing for the future expiration and reversion of specified statutory text; amending s. 1011.62, F.S.; authorizing certain funding in a specified fiscal year to be used to provide salary increases to specified personnel; creating s. 1011.687, F.S.; requiring the Education Estimating Conference to include specified forecasts relating to the K-12 scholarship programs; requiring the Department of Education to report certain students in support of the conference; specifying that a school district is not required to report students who are receiving a scholarship under the scholarship programs; providing for the calculation of scholarship awards; establishing the K-12 Education Scholarship Program Allocation; providing requirements relating to funds for the allocation; authorizing the Agency for Health Care Administration, in consultation with the Department of Health, to submit a budget amendment to realign funding for specified purposes; specifying requirements for such realignment; authorizing the agency to request nonoperating budget authority for transferring certain federal funds to the Department of Health; authorizing the Agency for Health Care Administration to submit a budget amendment to realign Medicaid funding for specified purposes, subject to certain limitations; authorizing the Agency for Health Care Administration and the Department of Health to each submit a budget amendment to realign funding within the Florida Kidcare program appropriation categories or increase budget authority for certain purposes; specifying the time period within which each budget amendment must be submitted; amending s. 381.986, F.S.; extending for 1 fiscal year the exemption of certain rules pertaining to the medical use of marijuana from certain rulemaking requirements; amending s. 14, chapter 2017-232, Laws of Florida; exempting certain rules pertaining to medical marijuana adopted to replace emergency rules from specified rulemaking requirements; providing for the future expiration and reversion of specified law; authorizing the Agency for Health Care Administration to submit budget amendments seeking additional spending authority to implement specified programs; requiring institutions participating in a specified workforce expansion and education program to provide quarterly reports to the agency; authorizing the agency to submit a budget amendment seeking additional spending authority to implement the Low Income Pool component of the Florida Managed Medical Assistance Demonstration; requiring a signed attestation and acknowledgment for entities relating to the Low Income Pool; authorizing the Department of Children and Families to submit a budget amendment to realign funding within the specified areas of the department based on implementation for the Guardianship Assistance Program; authorizing the Department of Children and Families to submit a budget amendment to realign funding within the Family Safety Program for specified purposes; authorizing the Department of Children and Families, Department of Health, and Agency for Health Care Administration to submit budget amendments to increase budget authority to support certain refugee programs; requiring the Department of Children and Families to submit quarterly reports to the Executive Office of the Governor and the Legislature; requiring certain sheriffs' offices to transfer child protective investigation services to the Department of Children and Families; authorizing the Department of Children and Families to submit budget amendments to realign funding within the Family Safety program for specified purposes; authorizing the Department of Children and Families to submit budget amendments to increase budget authority to support specified federal grant

programs; authorizing the Department of Health to submit a budget amendment to increase budget authority for the Supplemental Nutrition Program for Women, Infants, and Children (WIC) and the Child Care Food Program if a certain condition is met; authorizing the Department of Health to submit a budget amendment to increase budget authority for the HIV/AIDS Prevention and Treatment Program if a certain condition is met; authorizing the Department of Health to submit a budget amendment to increase budget authority for the department if additional federal revenues specific to COVID-19 relief funds become available; requiring the Agency for Health Care Administration to replace the Florida Medicaid Management Information System (FMMIS) and fiscal agent operations with a specified new system; specifying items that may not be included in the new system; providing directives to the agency related to the new system, the Florida Health Care Connection (FX) system; requiring the agency to meet certain requirements in replacing FMMIS and the current Medicaid fiscal agent; requiring the agency to implement a project governance structure that includes an executive steering committee; providing procedures for use by the executive steering committee; providing responsibilities of the executive steering committee; requiring the agency, in consultation with the Department of Health, the Agency for Persons with Disabilities, the Department of Children and Families, and the Department of Corrections, to competitively procure a contract with a vendor to negotiate prices for certain prescribed drugs and biological products; providing requirements for such contract; authorizing the Agency for Persons with Disabilities to submit budget amendments to transfer funding from the Salaries and Benefits appropriation categories for a specified purpose; requiring the Department of Health to exclude a specific amount of money from the General Revenue Fund when calculating the allocation of funds to certain cancer centers under a specified law; requiring the department to distribute the excluded funds to certain cancer centers using a specified methodology; 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; requiring review and approval by the Legislative Budget Commission; 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; requiring the Department of Juvenile Justice to review county juvenile detention payments to determine whether a 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 to comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements mandate a reduction in deductions for amounts owed by a county; reenacting s. 27.40(1), (2)(a), (3)(a), (5), (6), and (7), F.S., relating to court-appointed counsel; extending for 1 fiscal year provisions governing the appointment of court-appointed counsel; providing for the future expiration and reversion of specified statutory text; reenacting and amending s. 27.5304, F.S.; revising compensation limits for representation pursuant to a court appointment for specified proceedings; extending for 1 fiscal year limitations on compensation for representation in criminal proceedings; providing for the future expiration and reversion of specified statutory text; requiring the Department of Management Services to use tenant broker services to renegotiate or reprocure certain private lease agreements for office or storage space; requiring the Department of Management Services to provide a report to the Governor and the Legislature by a specified date; 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 between departments for purposes of aligning amounts paid for risk management insurance and for human resources services purchased per statewide contract; authorizing the Department of Management Services to use a specified percentage of facility disposition funds to offset relocation expenses; authorizing the Department of Management Services to use certain facility disposition funds from the Architects Incidental Trust Fund to pay for certain relocation expenses; authorizing the Department of Management Services to submit budget amendments for certain purposes related to the relocation; 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; reenacting s. 282.709(3), F.S., relating to the state agency law enforcement radio system and interoperability network; providing for future expiration and reversion of specified statutory text; authorizing state agencies and other eligible users of the Statewide Law Enforcement Radio System to use the Department of Management Services contract to purchase equipment and services; requiring a specified transaction fee percentage for use of the online procurement system; amending s. 24.105, F.S.; specifying how Department of the Lottery rules are to be adopted, except certain rules for 1 fiscal year regarding the commission for lottery ticket sales; limiting additional retailer compensation in a specified manner; providing for the future expiration and reversion of specified statutory text; amending s. 717.123, F.S.; requiring the Department of Financial Services to retain certain funds relating to unclaimed property and make specified payments; authorizing the Department of Revenue to use the unexpended balance of specified funds as provided in the General Appropriations Act; specifying that taxpayers filing a claim for a specified refund are not entitled to interest on the amount refunded; amending s. 627.351, F.S.; authorizing the Citizens Property Insurance Corporation to adopt certain policy forms; authorizing the corporation to contract with the Division of Administrative Hearings to conduct certain proceedings and resolve specified disputes; amending s. 215.18, F.S.; extending for 1 fiscal year the authority of the Governor, if there is a specified temporary 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 a deadline 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 make transfers to land acquisition trust funds monthly; specifying the method of determining transfer amounts; authorizing the Department of Environmental Protection to advance funds from its land acquisition trust fund to the Fish and Wildlife Conservation Commission's land acquisition trust fund for specified purposes; amending s. 259.105, F.S.; providing for the distribution of proceeds from the Florida Forever Trust Fund for the 2023-2024 fiscal year; reenacting s. 570.93(1)(a), F.S., relating to the agricultural water conservation program of the Department of Agriculture and Consumer Services; extending for 1 fiscal year provisions governing administration of a cost-share program; providing for the future expiration and reversion of specified statutory text; reenacting s. 376.3071(15)(g), F.S., relating to the Inland Protection Trust Fund; exempting specified costs incurred by certain petroleum storage system owners or operators during a specified period from the prohibition against making payments in excess of amounts approved by the Department of Environmental Protection; providing for the future expiration and reversion of specified statutory text; exempting the Department of Environmental Protection from the competitive procurement requirements for certain commodities or contractual services in order to expedite the closure of the Piney Point facility located in Manatee County; authorizing the Department of Agriculture and Consumer Services to reorganize departmental units without specified approval; requiring the Department of Citrus to enter into agreements to expedite the increased production of disease free citrus trees and commercialize certain technologies; specifying a timeframe for entering into such agreements; requiring a specified certification; amending s. 321.04, F.S.; extending for 1 fiscal year the requirement that the Department of Highway Safety and Motor Vehicles assign one or more patrol officers to the office of Lieutenant Governor for security purposes, upon request of the Governor; extending for 1 fiscal year the requirement that the Department of Highway Safety and Motor Vehicles assign a patrol officer to a Cabinet member under certain circumstances; amending s. 288.80125, F.S.; extending for 1 fiscal year a requirement that funds in the Triumph Gulf Coast Trust Fund be related to Hurricane Michael recovery; amending s. 288.8013, F.S.; authorizing earnings and interest generated by the Triumph Gulf Coast Trust Fund to be retained and used to make specified awards; providing

for the future expiration and reversion of specified statutory text; amending s. 339.08, F.S.; appropriating funds to the State Transportation Trust Fund from the General Revenue Fund or the Discretionary Sales Surtax Clearing Trust Fund as appropriated in the General Appropriations Act; requiring the Department of Transportation to track and account for such funds in a specified manner; amending s. 339.135, F.S.; extending by 1 fiscal year the authority for the chair and vice chair of the Legislative Budget Commission to approve certain work program amendments under specified circumstances; amending s. 338.165, F.S.; extending for 1 fiscal year a prohibition on adjusting toll rates for inflation; creating s. 250.245, F.S.; establishing the Florida National Guard Joint Enlistment Enhancement Program within the Department of Military Affairs; providing the purpose of the program; defining the term “recruiting assistant”; providing eligibility requirements for participation in the program; requiring the Adjutant General to provide specified compensation to recruiting assistants; requiring the Department of Military Affairs, in cooperation with the Florida National Guard, to adopt rules; authorizing the Division of Emergency Management to submit budget amendments to increase budget authority for certain project expenditures; amending s. 112.061, F.S.; extending for 1 fiscal year the authorization for the Lieutenant Governor to designate an alternative official headquarters under certain conditions; specifying restrictions, limitations, eligibility for the subsistence allowance, reimbursement of transportation expenses, and payment thereof; requiring the Department of Management Services to release certain competitive procurements by a specified date; providing requirements for such procurements; providing legislative intent; authorizing the department to enter into contracts that may require the payment of administrative fees under a specified amount; requiring the department to maintain and offer the same health insurance options for participants of the State Group Health Insurance Program for the 2023-2024 fiscal year as applied in the preceding fiscal year; prohibiting a state agency from initiating a competitive solicitation for a product or service under certain circumstances; providing an exception; providing that the annual salaries of the members of the Legislature be maintained at a specified level; reenacting s. 215.32(2)(b), F.S., relating to the authorization for transferring unappropriated cash balances from selected trust funds to the Budget Stabilization Fund and General Revenue Fund; providing for future expiration and reversion of specific statutory text; specifying the type of travel which may be used with state employee travel funds; providing exceptions; providing a monetary cap on lodging costs 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 that exceed the monetary caps; authorizing state agencies to purchase vehicles from nonstate term contract vendors without prior approval from the Department of Management Services under certain circumstances; reenacting and amending s. 112.3144, F.S.; requiring the Commission on Ethics to accept federal income tax returns, financial statements, and other forms or attachments showing sources of income for a specified purpose; requiring a filer to include certain attachments and schedules with a filing under certain circumstances; deleting the prohibition on including a federal income tax return or a copy thereof for certain filings; requiring the commission to allow a filer to include attachments and other supporting documentation with his or her disclosure; revising the notice the commission sends to specified persons; requiring that disclosure statements be filed using the commission’s electronic filing system; deleting provisions relating to financial statements filed by mail; revising a provision requiring the commission to adopt a specified rule; providing for the future expiration and reversion of specified statutory text; reenacting and amending s. 112.3145, F.S.; deleting the prohibition on including a federal income tax return or a copy thereof for certain filings; requiring the commission to allow a filer to include attachments and other supporting documentation with his or her disclosure; revising the notice the commission sends to specified persons; providing for the future expiration and reversion of specified statutory text; 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 for contingent retroactivity; providing effective dates.

—was read the second time by title. On motion by Senator Broxson, by two-thirds vote, **SB 2502** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

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 Broxson, 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

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

CS for SB 7024—A bill to be entitled An act relating to retirement; amending s. 112.363, F.S.; providing that eligible retirees of the Florida Retirement System pension plan must receive a certain monthly retiree health insurance subsidy payment, beginning on a specified date; specifying how such payment is to be calculated; providing construction; providing that eligible members of the Florida Retirement System investment plan must receive a certain monthly retiree health insurance subsidy payment; specifying how such payment is to be calculated; specifying that the member’s spouse at the time of the member’s death is the member’s beneficiary; providing an exception; requiring the employer of members of a state-administered retirement plan to contribute a certain percentage of gross compensation each pay period, beginning on a specified date; amending ss. 121.052, 121.055, and 121.071, F.S.; revising the employer contribution rates for the retiree health insurance subsidy; 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 Avila, by two-thirds vote, **CS for SB 7024** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Avila	Berman
Albritton	Baxley	Book

Boyd	Grall	Pizzo
Bradley	Gruters	Polsky
Brodeur	Harrell	Powell
Broxson	Hooper	Rodriguez
Burgess	Hutson	Rouson
Burton	Ingoglia	Simon
Calatayud	Jones	Stewart
Collins	Martin	Thompson
Davis	Mayfield	Trumbull
DiCeglie	Osgood	Wright
Garcia	Perry	Yarborough

Hooper	Polsky	Thompson
Hutson	Powell	Trumbull
Ingoglia	Rodriguez	Wright
Martin	Rouson	Yarborough
Mayfield	Simon	
Perry	Stewart	
Nays—5		
Berman	Jones	Pizzo
Book	Osgood	

Nays—None

SB 2506—A bill to be entitled An act relating to the Capitol Complex; amending s. 265.111, F.S.; requiring the Department of Management Services to dedicate a specified area of the Capitol Complex as “Memorial Park”; requiring that authorized monuments be placed within Memorial Park; requiring that the Capitol Complex, instead of the memorial garden, include a specified monument; authorizing the Capitol Police to provide and maintain security of Memorial Park; amending ss. 272.09 and 281.01, F.S.; revising the definition of the term “Capitol Complex”; defining the term “Memorial Park”; providing an effective date.

—was read the second time by title.

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

Senator Berman moved the following amendment which failed:

Amendment 1 (920330) (with title amendment)—Before line 17 insert:

Section 1. Paragraph (b) of subsection (2) of section 265.005, Florida Statutes, is amended, and paragraph (c) is added to that subsection, to read:

265.005 Florida Holocaust Memorial.—

(2) There is established the Florida Holocaust Memorial.

(b) ~~Notwithstanding any law to the contrary, the Department of Management Services shall place set aside an appropriate public area for the memorial on the premises of the Capitol Complex, as defined in s. 281.01, Florida Statutes 2022, but not including the State Capital Circle Office Complex. The department shall construct and place the Florida Holocaust Memorial after it has submitted plans to and considered the design recommendations of the Florida Historical Commission as required pursuant to ss. 265.111 and 267.0612(9) and coordinated with the Division of Historical Resources of the Department of State regarding the memorial’s design and placement.~~

(c) *The Florida Holocaust Memorial must be completed and unveiled by January 31, 2024.*

And the title is amended as follows:

Between lines 2 and 3 insert: 265.005, F.S.; modifying provisions governing the construction and placement of the Florida Holocaust Memorial on the Capitol Complex; requiring that the memorial be completed and unveiled by a specified date; amending s.

On motion by Senator Brodeur, 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—34

Madam President	Brodeur	Davis
Albritton	Broxson	DiCeglie
Avila	Burgess	Garcia
Baxley	Burton	Grall
Boyd	Calatayud	Gruters
Bradley	Collins	Harrell

SB 7018—A bill to be entitled An act relating to the inmate welfare trust fund; amending s. 945.215, F.S.; adding additional funding sources from which all proceeds must be deposited into the State-Operated Institutions Inmate Welfare Trust Fund or the General Revenue Fund; increasing the maximum amount of funds which the State-Operated Institutions Inmate Welfare Trust Fund may not exceed in any fiscal year; adding to the purposes for which the trust fund must be used at correctional facilities to include fixed capital outlays for educational facilities; amending s. 945.6037, F.S.; requiring that the proceeds from nonemergency health care visit copayments be deposited into the State-Operated Institutions Inmate Welfare Trust Fund or into the General Revenue Fund; reenacting ss. 944.516(5), 944.73(2), and 946.002(4)(b), F.S., relating to the disposition of unexpended trust funds, the State-Operated Institutions Inmate Welfare Trust Fund, and forfeiture of a prisoner’s earned funds, respectively, to incorporate the amendment made to s. 945.215, F.S., in references thereto; providing an effective date.

—was read the second time by title. On motion by Senator Martin, by two-thirds vote, **SB 7018** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

SB 2508—A bill to be entitled An act relating to state cybersecurity operations; providing for a type two transfer of the Cybersecurity Operations Center and related services, including the position of the state chief information security officer, from the Florida Digital Service within the Department of Management Services to the Department of Law Enforcement; amending s. 282.318, F.S.; requiring the Department of Management Services, acting through the Florida Digital Service, to perform specified actions relating to state agency cybersecurity risks; requiring the Department of Management Services to perform specified actions in consultation with and with approval from the state chief information security officer; requiring that the cybersecurity governance framework minimum guidelines be consistent with the state cybersecurity strategic plan; specifying that the Department of Law Enforcement is the lead entity responsible for enterprise cybersecurity operations; requiring the Department of Law Enforcement to designate a state chief information security officer; providing the qualifications for and the responsibilities of the state chief information security officer; requiring that the state chief information security officer be notified of all confirmed or suspected incidents involving, or threats to, state agency information; requiring the state chief information security officer to report such incidents to the Governor and the state chief information officer; requiring the Department of Law Enforcement to

develop, and annually update by a specified date, a certain state cybersecurity strategic plan; requiring the Department of Law Enforcement to operate and maintain the Cybersecurity Operations Center as part of the Florida Fusion Center; requiring that the center be staffed with specified personnel; requiring the center to coordinate with the Florida Digital Service to support state agencies and their responses to cybersecurity incidents; requiring the Department of Law Enforcement to review and approve, before publication, the cybersecurity governance framework established by the Florida Digital Service; requiring the Department of Law Enforcement to review and approve all cybersecurity training provided by or facilitated through the Florida Digital Service; requiring the Department of Law Enforcement to develop and publish specified guidelines and processes for establishing a cybersecurity incident reporting process for use by state agencies; requiring the Florida Digital Service to provide certain reports on a periodic basis to the Legislature, the state chief information security officer, and the Cybersecurity Advisory Council; prohibiting the report transmitted to the advisory council from containing certain information; requiring state agency heads, in consultation with the Cybersecurity Operations Center, the Cybercrime Office, and the Florida Digital Service, to establish an agency cybersecurity response team to respond to cybersecurity incidents; requiring state agencies to submit a corrective action plan to the Florida Digital Service within a specified timeframe for all findings confirmed by the state chief information security officer; requiring that certain implementation plans be submitted to the state chief information officer on a periodic basis; requiring that a specified comprehensive risk assessment be conducted annually; providing that certain public records exemptions do not apply to information made available to the Cybersecurity Operations Center; providing that certain mandatory cybersecurity awareness training offered to state employees may be provided in collaboration with the Cyber Security Operations Center or the Florida Digital Service; conforming a provision to changes made by the act; requiring state agency heads to submit after-action reports to the Department of Law Enforcement and other specified entities; requiring that certain confidential and exempt records be made available to the state chief information officer; requiring the Department of Law Enforcement to adopt specified rules; amending s. 282.3185, F.S.; requiring that certain cybersecurity training programs developed by the Florida Digital Service be approved by the state chief information security officer; authorizing the Florida Digital Service to collaborate with the Cybersecurity Operations Center to provide certain cybersecurity training; requiring local governments to provide notification of a cybersecurity or ransomware incident to the Florida Digital Service and other entities within a specified timeframe after the incident; requiring local governments to provide a certain report of cybersecurity incidents or ransomware incidents of a specified severity level to the Florida Digital Service and other entities; authorizing local governments to provide a certain report of cybersecurity incidents or ransomware incidents of a specified severity level to the Florida Digital Service; requiring the Florida Digital Service to provide certain consolidated incident reports to the state chief information security officer and other entities; requiring the Florida Digital Service to collaborate with the state chief information security officer to establish guidelines and processes for submitting after-action reports, by a specified date; conforming a cross-reference; providing an effective date.

—was read the second time by title. On motion by Senator Bradley, 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

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

SB 7034—A bill to be entitled An act relating to trust funds; creating s. 944.74, F.S.; creating the Opioid Settlement Trust Fund within the Department of Corrections; providing the purpose of the trust fund; providing sources of funds; providing for the reversion of funds in the Opioid Settlement Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Bradley, by two-thirds vote, **SB 7034** 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—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

SB 7036—A bill to be entitled An act relating to trust funds; creating s. 985.693, F.S.; creating the Opioid Settlement Trust Fund within the Department of Juvenile Justice; providing the purpose of the trust fund; providing sources of funds; providing for the reversion of funds in the Opioid Settlement Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Bradley, by two-thirds vote, **SB 7036** 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—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

SB 7038—A bill to be entitled An act relating to trust funds; creating s. 943.368, F.S.; creating the Opioid Settlement Trust Fund within the Department of Law Enforcement; providing the purpose of the trust fund; providing sources of funds; providing for the reversion of funds in the Opioid Settlement Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Bradley, by two-thirds vote, **SB 7038** 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—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

SB 2510—A bill to be entitled An act relating to health; amending s. 296.37, F.S.; increasing the income threshold for certain contributions required by residents of veterans' nursing homes; amending s. 409.814, F.S.; revising eligibility conditions for participation in the Florida Kidcare program; amending s. 409.908, F.S.; revising the payment methodology for a certain component of the state Title XIX Long-Term Care Reimbursement Plan for nursing home care; amending s. 409.909, F.S.; establishing the Slots for Doctors Program for a specified purpose; requiring the Agency for Health Care Administration to allocate a specified amount to hospitals and qualifying institutions for certain newly created resident positions for specified physician specialties or subspecialties; providing construction; prohibiting the use of allocated funds under the program for resident positions that have previously received certain other funding; amending s. 409.967, F.S.; revising the criteria for determining achieved savings rebates for purposes of Medicaid prepaid plans; amending s. 430.204, F.S.; authorizing area agencies on aging to carry forward a specified percentage of documented unexpended state funds to a subsequent fiscal year, subject to certain conditions; requiring the remainder of such state funds to be returned to the Department of Elderly Affairs; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **SB 2510** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

SB 7028—A bill to be entitled An act relating to trust funds; amending s. 20.425, F.S.; creating the State Opioid Settlement Trust Fund within the Agency for Health Care Administration; providing the purpose of the trust fund; specifying the funding source for the trust fund; providing for the reversion of certain funds to the Department of Financial Services Opioid Settlement Clearing Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **SB 7028** 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—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

SB 7030—A bill to be entitled An act relating to trust funds; amending s. 20.195, F.S.; creating the State Opioid Settlement Trust Fund within the Department of Children and Families; providing the purpose of the trust fund; specifying the funding source for the trust fund; providing for the reversion of certain funds to the Department of Financial Services Opioid Settlement Clearing Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **SB 7030** 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—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

SB 7032—A bill to be entitled An act relating to trust funds; amending s. 20.435, F.S.; creating the State Opioid Settlement Trust Fund within the Department of Health; providing the purpose of the trust fund; specifying the funding source for the trust fund; providing for the reversion of certain funds to the Department of Financial Services Opioid Settlement Clearing Trust Fund; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Harrell, by two-thirds vote, **SB 7032** 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—39

Madam President	Baxley	Boyd
Albritton	Berman	Bradley
Avila	Book	Brodeur

Broxson	Harrell	Polsky
Burgess	Hooper	Powell
Burton	Hutson	Rodriguez
Calatayud	Ingoglia	Rouson
Collins	Jones	Simon
Davis	Martin	Stewart
DiCeglie	Mayfield	Thompson
Garcia	Osgood	Trumbull
Grall	Perry	Wright
Gruters	Pizzo	Yarborough

Nays—None

MOTIONS

On motion by Senator Broxson, the rules were waived and the staff of the Committee on Appropriations was instructed to make title amendments and technical and conforming changes in **SB 2500** and **SB 2502**.

On motion by Senator Broxson, the House was requested to pass the following Senate budget bills as passed by the Senate or agree to include these bills in the budget conference: **SB 2500, SB 2502, SB 2504, CS for SB 7024, SB 2506, SB 7018, SB 2508, SB 7034, SB 7036, SB 7038, SB 2510, SB 7028, SB 7030, and SB 7032**.

On motion by Senator Mayfield, the rules were waived and the following Senate budget bills passed this day were ordered immediately certified to the House: **SB 2500, SB 2502, SB 2504, CS for SB 7024, SB 2506, SB 7018, SB 2508, SB 7034, SB 7036, SB 7038, SB 2510, SB 7028, SB 7030, and SB 7032**.

RECESS

The President declared the Senate in recess at 11:55 a.m. to reconvene at 12:30 p.m. or upon her call.

AFTERNOON SESSION

The Senate was called to order by President Passidomo at 12:30 p.m. A quorum present—39:

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

By direction of the President, there being no objection, the Senate reverted to—

BILLS ON THIRD READING

SB 300—A bill to be entitled An act relating to pregnancy and parenting support; providing a short title; creating s. 286.31, F.S.; defining the terms “educational institution” and “governmental entity”; prohibiting any person, governmental entity, or educational institution from expending state funds for a specified purpose; providing exceptions; amending s. 381.96, F.S.; revising the definitions of the terms “eligible client” and “pregnancy and parenting support services”; requiring the Department of Health to contract for the management and delivery of parenting support services, in addition to pregnancy support services; revising the contract requirements to conform to changes made by the act; requiring the department to report specified information to the Governor and the Legislature by a specified date each year; amending s.

390.0111, F.S.; prohibiting physicians from knowingly performing or inducing a termination of pregnancy after the gestational age of the fetus is determined to be more than 6 weeks, rather than 15 weeks, with exceptions; providing an exception if the woman obtaining the abortion is doing so because she is a victim of rape, incest, or human trafficking, subject to certain conditions; requiring physicians to report known or suspected human trafficking of adults to local law enforcement; requiring physicians to report incidents of rape, incest, or human trafficking of minors to the central abuse hotline; prohibiting any person other than a physician from inducing a termination of pregnancy; prohibiting physicians from using telehealth to perform abortions; requiring that medications intended for use in a medical abortion be dispensed in person by a physician; prohibiting the dispensing of such medication through the United States Postal Service or any other courier or shipping service; conforming provisions to changes made by the act; repealing s. 390.01112, F.S., relating to termination of pregnancies during viability; amending s. 390.012, F.S.; revising rules the Agency for Health Care Administration may develop and enforce to regulate abortion clinics; amending s. 456.47, F.S.; prohibiting telehealth providers from using telehealth to provide abortions; providing appropriations; providing effective dates.

—as amended March 30, was read the third time by title.

On motion by Senator Grall, **SB 300**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—26

Madam President	Burton	Ingoglia
Albritton	Collins	Martin
Avila	DiCeglie	Mayfield
Baxley	Garcia	Perry
Boyd	Grall	Rodriguez
Bradley	Gruters	Trumbull
Brodeur	Harrell	Wright
Broxson	Hooper	Yarborough
Burgess	Hutson	

Nays—13

Berman	Osgood	Simon
Book	Pizzo	Stewart
Calatayud	Polsky	Thompson
Davis	Powell	
Jones	Rouson	

SPECIAL ORDER CALENDAR, continued

CS for CS for SB 250—A bill to be entitled An act relating to natural emergencies; creating ss. 125.023 and 166.0335, F.S.; defining the term “temporary shelter”; prohibiting counties and municipalities, respectively, from prohibiting temporary shelters on residential property for a specified timeframe under certain circumstances; amending s. 189.0695, F.S.; authorizing independent special fire control districts to file a specified report on an alternative schedule under certain circumstances; providing for retroactive application; amending s. 252.35, F.S.; requiring the Division of Emergency Management to post a model contract for debris removal on its website by a specified date; requiring the model contract to be annually updated by a specified date; requiring the division to prioritize technical assistance and training relating to natural disasters and emergencies to fiscally constrained counties; requiring the division to administer a revolving loan fund for certain local government projects; amending s. 252.363, F.S.; increasing the timeframe to exercise rights under a permit or other authorization; limiting the timeframe to exercise rights under a permit or other authorization to a certain timeframe when multiple natural emergencies occur; creating s. 252.391, F.S.; defining the term “local governmental entity”; encouraging local governmental entities to develop an emergency financial plan for major disasters; providing the contents of the emergency financial plan; recommending annual review of the emergency financial plan; amending s. 252.40, F.S.; authorizing local governments to create inspection teams for the review and approval of certain expedited permits; encouraging local governments to establish certain interlocal agreements; encouraging local governments to develop plans related to temporary accommodations of certain individuals; amending

s. 287.055, F.S.; revising the definition of the term “continuing contract”; providing for the future expiration and reversion of specified statutory text; amending s. 288.066, F.S.; creating the Local Government Emergency Revolving Bridge Loan Program within the Department of Economic Opportunity to provide certain financial assistance to local governments impacted by federally declared disasters; conforming provisions to changes made by the act; providing construction; authorizing the department to provide interest-free loans to eligible local governments through specified means; requiring the department to prescribe a loan application; requiring the department to determine the loan amount based on certain factors; authorizing the department to deny a loan application and providing specified reasons for such denial; requiring the department to provide certain notice and make loan information available to eligible local governments; requiring loan repayments to be returned to the loan fund; providing that funds appropriated for the program are not subject to reversion; providing for expiration; amending s. 489.117, F.S.; authorizing a registered contractor to engage in contracting under certain circumstances; providing an expiration timeframe for such authorization; authorizing the local jurisdiction to discipline the registered contractor under certain circumstances; creating s. 553.7922, F.S.; requiring local governments impacted by certain emergencies to approve special processing procedures to expedite certain permits; amending s. 553.80, F.S.; prohibiting certain local governments from raising building inspection fees during a certain timeframe; providing for future expiration; prohibiting counties and municipalities located in areas included in certain federal disaster declarations from adopting or amending certain procedures for a specified period; providing for retroactive application; providing that certain comprehensive plan amendments, land development regulations, site plans, and development permits or orders may be enforced; providing for expiration; creating s. 627.4108, F.S.; requiring certain property insurers to submit any and all claims handling manuals to the Office of Insurance Regulation by a certain date and annually thereafter and within a certain timeframe of any updates to such manuals; requiring the insurers to include a certain attestation on a form prescribed by the office; requiring the office to conduct market conduct exams as necessary; amending s. 823.11, F.S.; authorizing certain persons to engage in a process relating to the removal and destruction of derelict vessels; providing appropriations; providing for the transfer of certain appropriated funds to the Economic Development Trust Fund of the Department of Economic Opportunity; requiring that loan repayments be repaid to the Economic Development Trust Fund; providing effective dates.

—was read the second time by title.

Senator Martin moved the following amendment which was adopted:

Amendment 1 (375396) (with title amendment)—Delete lines 330-470 and insert:

(c) The term of the loan is *up to 24 months 1 year, unless otherwise extended by the department. However, the department may extend loan terms for up to 6 months based on the local government’s financial condition.*

(4) **APPLICATION.**—*The department shall prescribe a loan application and may request any other information determined necessary by the department to review and evaluate the application. The eligible local government must submit a loan application within the 12 months after the date that the federal disaster was declared. Upon receipt of an application, the department shall review the application and may request additional information as necessary to complete the review and evaluation. If the loan application is approved, the department shall determine the amount to be loaned, which may be a lower amount than requested, based on the information provided and the total amount of funds available to be loaned and in relation to demonstrated need from other eligible applicants. If the loan application is denied, reasons for the denial may include, but are not limited to, the loan risk, an incomplete application, failure to demonstrate need, or the fact that receiving a loan may negatively affect the local government’s eligibility for other federal programs.*

(5)(4) **USE OF LOAN FUNDS.**—A local government may use loan funds only to continue local governmental operations or to expand or modify such operations to meet disaster-related needs. The funds may not be used to finance or supplant funding for capital improvements or to repair or restore damaged public facilities or infrastructure.

(6)(6) **LOAN REPAYMENT.**—

(a) The local government may make payments against the loan at any time without penalty. Early repayment is encouraged as other funding sources or revenues become available *to the local government.*

(b) Loans become due and payable in accordance with the terms of the agreement.

(7)(6) **ADMINISTRATION.**—

(a) *Upon the issuance of a federal disaster declaration, the department shall provide notice of application requirements and the total amount of funds available and shall make loan information available to eligible local governments. Based upon the amount of funds in the Economic Development Trust Fund available to be loaned and anticipated balances, the department may make funds available in an amount reasonably related to the anticipated need, based upon the impacts of the federal disaster, up to the total amount available. The department may approve loans in the 2022-2023 fiscal year or the 2023-2024 fiscal year up to the total amount appropriated.*

(b) The department must coordinate with the Division of Emergency Management *or other applicable state agencies* to assess whether such loans would affect reimbursement under federal programs for disaster-related expenses.

(c) *All repayments of principal and interest must be returned to the loan fund and made available as provided in this section. Notwithstanding s. 216.301, funds appropriated for this program are not subject to reversion. Upon receipt of any loan payment from a local government, the department shall transfer the funds to the General Revenue Fund.*

(8)(7) **RULES.**—The department may adopt rules to implement this section.

(9)(9) **EXPIRATION.**—This section expires *July 1, 2038 June 30, 2027. A loan may not be awarded after June 30, 2038.* Upon expiration, all unencumbered funds and loan repayments made on or after July 1, 2038, must be transferred ~~revert~~ to the General Revenue Fund.

Section 11. Effective upon becoming a law, subsection (5) is added to section 489.117, Florida Statutes, to read:

489.117 Registration; specialty contractors.—

(5) *Notwithstanding paragraph (1)(b), a registered contractor may engage in contracting only for work covered by the registration within an area for which a state of emergency is declared pursuant to s. 252.36 for a natural emergency. This authorization terminates 24 months after the expiration of the declared state of emergency. The local jurisdiction that licenses the registered contractor may discipline the registered contractor for violations occurring outside the licensing jurisdiction which occur during the period such work is authorized under this subsection.*

Section 12. Section 553.7922, Florida Statutes, is created to read:

553.7922 *Local government-expedited approval of certain permits.*—*Following a state of emergency declared pursuant to s. 252.36 for a natural emergency, local governments impacted by the emergency shall approve special processing procedures to expedite permit issuance for permits that do not require technical review, including, but not limited to, roof repairs, reroofing, electrical repairs, service changes, or the replacement of one window or one door. Local governments may waive application and inspection fees for permits expedited under this section.*

Section 13. Effective upon becoming a law, present subsections (8) and (9) of section 553.80, Florida Statutes, are redesignated as subsections (9) and (10), respectively, and a new subsection (8) is added to that section, to read:

553.80 Enforcement.—

(8) *Effective January 1, 2023, local governments located in areas designated in the Federal Emergency Management Agency disaster declarations for Hurricane Ian or Hurricane Nicole may not raise building inspection fees, as authorized by s. 125.56(2) or s. 166.222 and this section, before October 1, 2024. This subsection expires June 30, 2025.*

Section 14. (1) A county or municipality located entirely or partially within 100 miles of where either Hurricane Ian or Hurricane Nicole made landfall shall not propose or adopt more restrictive or burdensome amendments to its comprehensive plan or land development regulations, nor propose or adopt more restrictive or burdensome procedures concerning review, approval, or issuance of a site plan, development permit, or development order, to the extent that those terms are defined by s. 163.3164, Florida Statutes, before October 1, 2024, and any such restrictive or burdensome comprehensive plan amendment, land development regulation, or procedure shall be null and void ab initio. This subsection applies retroactively to September 29, 2022.

(2) Notwithstanding subsection (1), any comprehensive plan amendment, land development regulation amendment, site plan, development permit, or development order approved or adopted by a county or municipality before or after the effective date of this section may be enforced if:

(a) The associated application is initiated by a private party other than the county or municipality; and

(b) The property that is the subject of the application is owned by the initiating private party.

(3) This section shall take effect upon becoming a law and expires June 30, 2025.

And the title is amended as follows:

Delete lines 72-87 and insert: municipalities located within a certain area from adopting or amending certain amendments or procedures for a specified period; declaring that such amendments or procedures are null and void; providing for retroactive application; providing that certain comprehensive plan amendments, land development regulations, site plans, and development permits or orders may be enforced; providing for expiration; amending s. 823.11, F.S.; authorizing

On motion by Senator Martin, by two-thirds vote, **CS for CS for SB 250**, 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

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

SB 248—A bill to be entitled An act relating to public records; creating s. 252.3591, F.S.; defining the term “victim”; exempting from public records requirements the personal identifying information of certain victims held by the Division of Emergency Management for a specified timeframe; 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. On motion by Senator Martin, by two-thirds vote, **SB 248** 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

Madam President	Avila	Berman
Albritton	Baxley	Book

Boyd	Grall	Pizzo
Bradley	Gruters	Polsky
Brodeur	Harrell	Powell
Broxson	Hooper	Rodriguez
Burgess	Hutson	Rouson
Burton	Ingoglia	Simon
Calatayud	Jones	Stewart
Collins	Martin	Thompson
Davis	Mayfield	Trumbull
DiCeglie	Osgood	Wright
Garcia	Perry	Yarborough

Nays—None

CS for CS for SB 308—A bill to be entitled An act relating to interscholastic activities; amending s. 1002.20, F.S.; authorizing charter school students and Florida Virtual School full-time students to participate in extracurricular activities at a private school under certain circumstances; amending s. 1002.33, F.S.; authorizing charter school students to participate in interscholastic extracurricular activities at a private school under certain circumstances; amending s. 1006.15, F.S.; authorizing charter school students and Florida Virtual School full-time program students to participate in interscholastic extracurricular activities at private schools under certain circumstances; authorizing traditional public school students to participate in interscholastic and intrascholastic activities at certain schools; revising the requirements for students to participate in such activities; revising requirements related to private school students participating at a Florida High School Athletic Association (FHSAA)-member school; providing for the continued participation in such activities by certain students who transfer from a public school; amending s. 1006.195, F.S.; conforming a cross-reference; amending s. 1006.20, F.S.; requiring the FHSAA to allow any school that joins the organization by sport to participate in the championship contest or series of contests for that sport; providing that the Commissioner of Education may direct the FHSAA to revise its bylaws at any time; requiring that any changes to the FHSAA bylaws be ratified by the State Board of Education; deleting a requirement that the appointing authority of members of the FHSAA Board of Directors make appointments that reflect the demographic and population trends of this state; revising the composition of the board of directors; providing that all appointed board members be appointed by the Governor and confirmed by the Senate; requiring that the hiring of the FHSAA executive director and the budget adopted by the board of directors be ratified by the State Board of Education; requiring a majority vote of the board of directors for the approval of legislative recommendations from the representative assembly; creating s. 1006.185, F.S.; requiring each approved athletic association whose membership includes public schools to allow each participating school to make opening remarks at certain athletic contests; providing requirements for the remarks; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 308**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 225** was withdrawn from the Committee on Rules.

On motion by Senator Collins, the rules were waived and—

CS for CS for HB 225—A bill to be entitled An act relating to interscholastic and intrascholastic activities; amending s. 1006.20, F.S.; providing for the approval of athletic associations that meet certain requirements; providing a definition; requiring certain athletic associations to operate under a contract with the State Board of Education; requiring the State Board of Education to annually review specified information relating to such athletic associations; providing that private schools and traditional public schools are considered high schools for specified purposes; prohibiting public schools from maintaining memberships in or paying dues or fees to certain athletic associations; providing that approved athletic associations are subject to certain requirements; requiring approved athletic associations to afford the same benefits to all member schools; requiring approved athletic associations to adopt certain bylaws; requiring approved athletic associations to establish a certain appeals process; authorizing certain sports medicine advisory committees to establish specified definitions related to con-

ussions; authorizing certain approved athletic associations to establish sports medicine advisory committees that meet certain membership requirements; providing that the FHSAA's board of directors has the legislative authority of the association and must approve, reject, or amend any legislative recommendations; revising the membership requirements of the FHSAA's board of directors; requiring the FHSAA's executive director and budget to be approved by the State Board of Education; revising the duties of the FHSAA's representative assembly; authorizing members of the FHSAA's representative assembly to serve on a specified committee; revising requirements for amending the FHSAA's bylaws; authorizing the Commissioner of Education to direct the FHSAA's board of directors to amend its bylaws; requiring the State Board of Education to approve any amendment to such bylaws; amending s. 1006.15, F.S.; authorizing home education students, Florida Virtual School students, charter school students, and private school students to participate in interscholastic and intrascholastic activities at certain schools; revising the requirements for such students to participate in such activities; providing for the continued participation in such activities by certain students who transfer from a public school; conforming cross-references and provisions to changes made by the act; creating s. 1006.185, F.S.; requiring certain athletic associations to adopt bylaws, policies, or procedures allowing opening remarks at specified events; providing requirements for such remarks; requiring certain announcements before such remarks; providing that opening remarks at specified events are at the discretion of each school; amending ss. 768.135, 1002.20, 1002.33, 1002.42, 1006.165, 1006.18, 1006.195, 1012.468, 1012.795, and 1012.796, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 308** and read the second time by title.

Senator Collins moved the following amendment which was adopted:

Amendment 1 (582164) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraphs (c) and (d) of subsection (18) of section 1002.20, Florida Statutes, are amended to read:

1002.20 K-12 student and parent rights.—Parents of public school students must receive accurate and timely information regarding their child's academic progress and must be informed of ways they can help their child to succeed in school. K-12 students and their parents are afforded numerous statutory rights including, but not limited to, the following:

(18) **EXTRACURRICULAR ACTIVITIES.**—In accordance with the provisions of s. 1006.15:

(c) *Charter school students.*—Charter school students who meet specified academic and conduct requirements are eligible to participate in extracurricular activities at the public school to which the student would be assigned or could choose to attend according to district school board policies, *or may develop an agreement to participate at a private school*, unless such activity is provided by the student's charter school.

(d) *Florida Virtual School full-time students.*—Florida Virtual School full-time students who meet specified academic and conduct requirements are eligible to participate in extracurricular activities at the public school to which the student would be assigned or could choose to attend according to district school board policies, *or may develop an agreement to participate at a private school*.

Section 2. Subsection (11) of section 1002.33, Florida Statutes, is amended to read:

1002.33 Charter schools.—

(11) **PARTICIPATION IN INTERSCHOLASTIC EXTRACURRICULAR ACTIVITIES.**—A charter school student is eligible to participate in an interscholastic extracurricular activity at the public school to which the student would be otherwise assigned to attend, *or may develop an agreement to participate at a private school*, pursuant to s. 1006.15(3)(d).

Section 3. Present paragraph (h) of subsection (3) of section 1006.15, Florida Statutes, is redesignated as paragraph (i), and a new paragraph

(h) is added to that subsection, subsection (10) is added to that section, and paragraphs (d) and (e) of subsection (3) and subsection (8) of that section are amended, to read:

1006.15 Student standards for participation in interscholastic and intrascholastic extracurricular student activities; regulation.—

(3)

(d) An individual charter school student pursuant to s. 1002.33 is eligible to participate at the public school to which the student would be assigned according to district school board attendance area policies or which the student could attend, *or may develop an agreement to participate at a private school*, in any interscholastic extracurricular activity of that school, unless such activity is provided by the student's charter school, if the following conditions are met:

1. The charter school student must meet the requirements of the charter school education program as determined by the charter school governing board.

2. During the period of participation at a school, the charter school student must demonstrate educational progress as required in paragraph (b).

3. The charter school student must meet the same residency requirements as other students in the school at which he or she participates.

4. The charter school student must meet the same standards of acceptance, behavior, and performance that are required of other students in extracurricular activities.

5. The charter school student must register with the school his or her intent to participate in interscholastic extracurricular activities as a representative of the school before participation. A charter school student must be able to participate in curricular activities if that is a requirement for an extracurricular activity.

6. A student who transfers from a charter school program to a traditional public school before or during the first grading period of the school year is academically eligible to participate in interscholastic extracurricular activities during the first grading period if the student has a successful evaluation from the previous school year, pursuant to subparagraph 2.

7. Any public school or private school student who has been unable to maintain academic eligibility for participation in interscholastic extracurricular activities is ineligible to participate in such activities as a charter school student until the student has successfully completed one grading period in a charter school pursuant to subparagraph 2. to become eligible to participate as a charter school student.

(e) A student of the Florida Virtual School full-time program may participate in any interscholastic extracurricular activity at the public school to which the student would be assigned according to district school board attendance area policies or which the student could choose to attend pursuant to s. 1002.31, *or may develop an agreement to participate at a private school*, if the student:

1. During the period of participation in the interscholastic extracurricular activity, meets the requirements in paragraph (a).

2. Meets any additional requirements as determined by the board of trustees of the Florida Virtual School.

3. Meets the same residency requirements as other students in the school at which he or she participates.

4. Meets the same standards of acceptance, behavior, and performance that are required of other students in extracurricular activities.

5. Registers his or her intent to participate in interscholastic extracurricular activities with the school before participation. A Florida Virtual school student must be able to participate in curricular activities if that is a requirement for an extracurricular activity.

(h) *An individual traditional public school student who is otherwise eligible to participate in interscholastic extracurricular activities may*

either participate in any such activity at any public school in the school district in which the student resides or develop an agreement to participate in such activity at a private school, unless the activity is provided by the student's traditional public school. Such student must:

1. Meet the same standards of acceptance, behavior, and performance that are required of other students in extracurricular activities at the school at which the student wishes to participate.

2. Before participation, register with the school his or her intent to participate in interscholastic extracurricular activities as a representative of the school. The student must be able to participate in curricular activities if that is a requirement for an extracurricular activity.

(8)(a) The Florida High School Athletic Association (FHSAA) shall, in cooperation with each district school board and its member private schools, ~~shall~~ facilitate a program in which a middle school or high school student who attends a private school is ~~shall be~~ eligible to participate in an interscholastic or intrascholastic sport at a member public high school, a member public middle school, ~~or a member 6-12 public school, or a member private school, as appropriate for the private school student's grade level to which the student would be assigned according to district school board attendance area policies and procedures or which the student could choose to attend pursuant to s. 1002.31, provided the public school has not reached capacity as determined by the district school board, if:~~

1. The private school in which the student is enrolled is not a member of the FHSAA.

2. The private school student meets the guidelines for the conduct of the program established by the FHSAA's board of directors and the district school board or member private school. At a minimum, such guidelines must ~~shall~~ provide:

~~a.~~ a deadline for each sport by which the private school student's parents must register with the member public school in writing their intent for their child to participate at that school in the sport.

~~b.~~ Requirements for a private school student to participate, including, but not limited to, meeting the same standards of eligibility, acceptance, behavior, educational progress, and performance which apply to other students participating in interscholastic or intrascholastic sports at a public school or FHSAA member private school.

(b) The parents of a private school student participating in a member public school sport under this subsection are responsible for transporting their child to and from the member public school at which the student participates. The private school the student attends, the member public school at which the student participates in a sport, the district school board, and the FHSAA are exempt from civil liability arising from any injury that occurs to the student during such transportation.

(c) For each academic year, a private school student may only participate at the member public school in which the student is first registered under subparagraph (a)2. ~~sub-subparagraph (a)2.a.~~ or makes himself or herself a candidate for an athletic team by engaging in a practice.

(d) The athletic director of each participating FHSAA member public school shall maintain the student records necessary for eligibility, compliance, and participation in the program.

(e) Any non-FHSAA member private school that has a student who wishes to participate in this program must make all student records, including, but not limited to, academic, financial, disciplinary, and attendance records, available upon request of the FHSAA.

(f) A student must apply to participate in this program through the FHSAA program application process.

(g) Only students who are enrolled in non-FHSAA member private schools consisting of 125 students or fewer are eligible to participate in the program in any given academic year.

(10) A student who participates in an interscholastic or intrascholastic activity at a public school and who transfers from that

school during the school year must be allowed to continue to participate in the activity at that school for the remainder of the school year if:

(a) During the period of participation in the activity, the student continues to meet the requirements specified in paragraph (3)(a).

(b) The student continues to meet the same standards of acceptance, behavior, and performance which are required of other students participating in the activity, except for enrollment requirements at the school at which the student participates.

(c) The parents of the student participating in the activity provide for the transportation of the student to and from the school at which the student participates. The school the student attends, the school at which the student participates in the activity, and the district school board are exempt from civil liability arising from any injury that occurs to the student during such transportation.

Section 4. Paragraph (a) of subsection (1) of section 1006.195, Florida Statutes, is amended to read:

1006.195 District school board, charter school authority and responsibility to establish student eligibility regarding participation in interscholastic and intrascholastic extracurricular activities.—Notwithstanding any provision to the contrary in ss. 1006.15, 1006.18, and 1006.20, regarding student eligibility to participate in interscholastic and intrascholastic extracurricular activities:

(1)(a) A district school board must establish, through its code of student conduct, student eligibility standards and related student disciplinary actions regarding student participation in interscholastic and intrascholastic extracurricular activities. The code of student conduct must provide that:

1. A student not currently suspended from interscholastic or intrascholastic extracurricular activities, or suspended or expelled from school, pursuant to a district school board's suspension or expulsion powers provided in law, including ss. 1006.07, 1006.08, and 1006.09, is eligible to participate in interscholastic and intrascholastic extracurricular activities.

2. A student may not participate in a sport if the student participated in that same sport at another school during that school year, unless the student meets the criteria in s. 1006.15(3)(i) ~~s. 1006.15(3)(h).~~

3. A student's eligibility to participate in any interscholastic or intrascholastic extracurricular activity may not be affected by any alleged recruiting violation until final disposition of the allegation pursuant to s. 1006.20(2)(b).

Section 5. Subsection (1), paragraph (a) of subsection (2), paragraphs (a) and (e) of subsection (4), paragraphs (a) and (h) of subsection (5), paragraph (b) of subsection (6), and subsection (8) of section 1006.20, Florida Statutes, are amended to read:

1006.20 Athletics in public K-12 schools.—

(1) GOVERNING NONPROFIT ORGANIZATION.—The Florida High School Athletic Association (FHSAA) is designated as a the governing nonprofit organization of athletics in Florida public schools. If the FHSAA fails to ~~comply with meet the provisions of~~ this section, the commissioner must ~~shall~~ designate a nonprofit organization to govern athletics with the approval of the State Board of Education. The FHSAA is not a state agency as defined in s. 120.52. The FHSAA is ~~shall be~~ subject to the provisions of s. 1006.19. A private school that wishes to engage in high school athletic competition with a public high school may become a member of the FHSAA. Any high school in this the state, including charter schools, virtual schools, and home education cooperatives, may become a member of the FHSAA and participate in the activities of the FHSAA; however, membership in the FHSAA is not mandatory for any school. The FHSAA shall ~~must~~ allow a private school the option of maintaining full membership in the association or joining by sport and may not discourage a private school from simultaneously maintaining membership in another athletic association. The FHSAA shall allow any school joining by sport to participate in the championship contest or series of contests for that sport ~~may allow a public school the option to apply for consideration to join another athletic association.~~ The FHSAA may not deny or discourage interscholastic competition between its member schools and non-FHSAA member Florida schools,

including members of another athletic governing organization, and may not take any retributory or discriminatory action against any of its member schools that participate in interscholastic competition with non-FHSAA member Florida schools. The FHSAA may not unreasonably withhold its approval of an application to become an affiliate member of the National Federation of State High School Associations submitted by any other organization that governs interscholastic athletic competition in this state. The bylaws of the FHSAA are the rules by which high school athletic programs in its member schools, and the students who participate in them, are governed, unless otherwise specifically provided by statute. For the purposes of this section, *the term "high school"* includes grades 6 through 12.

(2) ADOPTION OF BYLAWS, POLICIES, OR GUIDELINES.—

(a) The FHSAA shall adopt bylaws that, unless specifically provided otherwise by statute, establish eligibility requirements for all students who participate in high school athletic competition in its member schools. The bylaws governing residence and transfer ~~must shall~~ allow the student to be immediately eligible in the school in which he or she first enrolls each school year or the school in which the student makes himself or herself a candidate for an athletic team by engaging in a practice ~~before prior to~~ enrolling in the school. The bylaws ~~must shall~~ also allow the student to be immediately eligible in the school to which the student has transferred. The student ~~remains shall be~~ eligible in that school so long as he or she remains enrolled in that school. Subsequent eligibility ~~must shall~~ be determined and enforced through the FHSAA's bylaws. Requirements governing eligibility and transfer between member schools ~~must shall~~ be applied similarly to public school students and private school students. *The commissioner may direct the FHSAA to revise its bylaws at any time.*

1. Any changes to the FHSAA's bylaws must be ratified by the State Board of Education.

2. A bylaw adopted by the FHSAA board of directors may not take effect until it is ratified by the State Board of Education.

(4) BOARD OF DIRECTORS.—

(a) The executive and legislative authority of the FHSAA ~~is shall be~~ vested in its board of directors, ~~which is. Any entity that appoints members to the board of directors shall examine the ethnic and demographic composition of the board when selecting candidates for appointment and shall, to the greatest extent possible, make appointments that reflect state demographic and population trends. The board of directors shall be composed of 13 members, eight of whom are appointed by the Governor and confirmed by the Senate 16 persons,~~ as follows:

1. Two public member school representatives elected from among its public school representative members. Each elected representative must be from a different administrative region.

2. Two nonpublic member school representatives elected from among its nonpublic school representative members. Each elected representative must be from a different administrative region that are also different from the public member school representatives elected under subparagraph 1.

3.1. Two ~~Four~~ public member school representatives appointed from different administrative regions, ~~one elected from among its public school representative members within each of the four administrative regions.~~

4.2. Two ~~Four~~ nonpublic member school representatives appointed from different administrative regions that are also different than those represented by the public member school representatives appointed under subparagraph 3, ~~one elected from among its nonpublic school representative members within each of the four administrative regions.~~

5.3. Two ~~Three~~ representatives appointed by the commissioner, one appointed from the two northernmost administrative regions and one appointed from the two southernmost administrative regions. ~~The third representative shall be appointed to balance the board for diversity or state population trends, or both.~~

6.4. One ~~Two~~ district school superintendent appointed superintendents, ~~one elected from the two northernmost administrative re-~~

~~gion regions by the members in those regions and one elected from the two southernmost administrative regions by the members in those regions.~~

7.5. One ~~Two~~ district school board member appointed members, ~~one elected from the two northernmost administrative regions by the members in those regions and one elected from the two southernmost administrative region regions by the members in those regions.~~

8.6. The commissioner or his or her designee from the department executive staff.

(e) The authority and duties of the board of directors, acting as a body and in accordance with the FHSAA's bylaws, are as follows:

1. To act as the incorporated FHSAA's board of directors and to fulfill its obligations as required by the FHSAA's charter and articles of incorporation.

2. To establish such guidelines, regulations, policies, and procedures as are authorized by the bylaws.

3. To employ an FHSAA executive director, who ~~has shall have~~ the authority to waive the bylaws of the FHSAA in order to comply with statutory changes. *The hiring of the executive director must be ratified by the State Board of Education.*

4. To levy annual dues and other fees and to set the percentage of contest receipts to be collected by the FHSAA.

5. To approve the budget of the FHSAA. *The budget adopted by the board of directors must be ratified by the State Board of Education.*

6. To organize and conduct statewide interscholastic competitions, which may or may not lead to state championships, and to establish the terms and conditions for these competitions.

7. To act as an administrative board in the interpretation of, and final decision on, all questions and appeals arising from the directing of interscholastic athletics of member schools.

8. *To approve, reject, or amend any legislative recommendations from the representative assembly. Approval of such recommendations requires a majority vote of the board.*

(5) REPRESENTATIVE ASSEMBLY.—

(a) The ~~legislative authority of the FHSAA is vested in its~~ representative assembly may make legislative recommendations to the board of directors.

(h) Other than making legislative recommendations as authorized by paragraph (a), the authority of the representative assembly is limited to its sole duty, which is to consider, adopt, or reject any recommended proposed amendments to the FHSAA's bylaws.

(6) PUBLIC LIAISON ADVISORY COMMITTEE.—

(b) A ~~No~~ member of the board of directors or the, committee on appeals may not, or representative assembly is eligible to serve on the public liaison advisory committee.

(8) AMENDMENT OF BYLAWS.—Each member school representative, the board of directors acting as a whole or as members acting individually, any advisory committee acting as a whole to be established by the FHSAA, the commissioner, and the FHSAA's executive director may ~~are empowered to~~ propose amendments to the bylaws. Any other individual may propose an amendment by securing the sponsorship of any ~~such of the aforementioned~~ individuals or bodies. All proposed amendments must be submitted directly to the representative assembly for its consideration. The representative assembly ~~shall provide a recommendation to the board of directors to either adopt, reject, or revise any proposed amendments, while empowered to adopt, reject, or revise proposed amendments, may not, in and of itself, as a body be allowed to propose any amendment for its own consideration.~~

Section 6. Section 1006.185, Florida Statutes, is created to read:

1006.185 *Opening remarks at high school athletic contests.—Each athletic association designated under s. 1006.20 whose membership includes public schools shall adopt bylaws, policies, or procedures that provide each school participating in a high school championship contest or series of contests under the direction and supervision of the association the opportunity to make brief opening remarks, if requested by the school, using the public address system at the event. Such remarks may not be longer than 2 minutes per participating school. The athletic association may not control, monitor, or review the content of the opening remarks and may not control the school’s choice of speaker. Member schools may not provide remarks that are derogatory, rude, or threatening. Before the opening remarks, an announcement must be made that the content of any opening remarks by a participating school is not endorsed by and does not reflect the views and or opinions of the athletic association. The decision to allow opening remarks before regular season contests is at the discretion of each school.*

Section 7. This act shall take effect July 1, 2023.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to interscholastic activities; amending s. 1002.20, F.S.; authorizing charter school students and Florida Virtual School full-time students to participate in extracurricular activities at a private school under certain circumstances; amending s. 1002.33, F.S.; authorizing charter school students to participate in interscholastic extracurricular activities at a private school under certain circumstances; amending s. 1006.15, F.S.; authorizing charter school students and Florida Virtual School full-time program students to participate in interscholastic extracurricular activities at private schools under certain circumstances; authorizing traditional public school students to participate in interscholastic and intrascholastic activities at certain schools; revising the requirements for students to participate in such activities; revising requirements related to private school students participating at a Florida High School Athletic Association (FHSAA)-member school; providing for the continued participation in such activities by certain students who transfer from a public school; amending s. 1006.195, F.S.; conforming a cross-reference; amending s. 1006.20, F.S.; requiring the FHSAA to allow any school that joins the organization by sport to participate in the championship contest or series of contests for that sport; providing that the Commissioner of Education may direct the FHSAA to revise its bylaws at any time; requiring that any changes to the FHSAA bylaws be ratified by the State Board of Education; deleting a requirement that the appointing authority of members of the FHSAA Board of Directors make appointments that reflect the demographic and population trends of this state; revising the composition of the board of directors; providing that all appointed board members be appointed by the Governor and confirmed by the Senate; requiring that the hiring of the FHSAA executive director and the budget adopted by the board of directors be ratified by the State Board of Education; requiring a majority vote of the board of directors for the approval of legislative recommendations from the representative assembly; creating s. 1006.185, F.S.; requiring each approved athletic association whose membership includes public schools to allow each participating school to make opening remarks at certain athletic contests; providing requirements for the remarks; providing an effective date.

On motion by Senator Collins, by two-thirds vote, **CS for CS for HB 225**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—29

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Rouson
Bradley	Gruters	Simon
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough
Burton	Ingolia	

Nays—10

Berman	Osgood	Stewart
Book	Pizzo	Thompson
Davis	Polsky	
Jones	Powell	

On motion by Senator Yarborough—

CS for SB 254—A bill to be entitled An act relating to treatments for sex reassignment; creating s. 61.5175, F.S.; granting courts of this state jurisdiction to enter, modify, or stay a child custody determination relating to a child present in this state to the extent necessary to protect the child from being subjected to sex-reassignment prescriptions or procedures in another state; creating s. 286.31, F.S.; defining the term “governmental entity”; prohibiting certain public entities from expending state funds for the provision of sex-reassignment prescriptions or procedures; amending s. 395.003, F.S.; requiring certain licensed facilities, by a specified date and as a condition of licensure thereafter, to provide a signed attestation of specified information to the Agency for Health Care Administration; requiring the agency to revoke a facility’s license for failure to provide such attestation, subject to the due process procedures of ch. 120, F.S.; amending s. 456.001, F.S.; defining the terms “sex” and “sex-reassignment prescriptions or procedures”; creating s. 456.52, F.S.; prohibiting sex-reassignment prescriptions and procedures for patients younger than 18 years of age; providing an exception; requiring the Board of Medicine and the Board of Osteopathic Medicine to adopt certain emergency rules; requiring that such prescriptions and procedures for patients older than 18 years of age be prescribed, administered, or performed only with the voluntary and informed consent of the patient; providing criteria for what constitutes voluntary and informed consent; providing that only a physician may prescribe, administer, or perform such prescriptions and procedures; defining the term “physician”; providing applicability; providing for disciplinary action; providing criminal penalties; requiring the Department of Health to adopt certain emergency rules; providing that such emergency rules remain in effect until they are replaced by non-emergency rules; amending s. 456.074, F.S.; requiring the department to immediately suspend the license of a health care practitioner who is arrested for committing or attempting, soliciting, or conspiring to commit specified violations related to sex-reassignment prescriptions or procedures for a patient younger than 18 years of age; amending ss. 458.328 and 459.0138, F.S.; requiring registered physicians’ offices to provide a signed attestation of specified information to the department by a specified date; beginning on a specified date, requiring physicians’ offices seeking such registration to provide the signed attestation as a condition of registration; providing grounds for disciplinary action; providing severability; providing a directive to the Division of Law Revision; providing an effective date.

—was read the second time by title.

Senator Yarborough moved the following amendment which was adopted:

Amendment 1 (218794) (with title amendment)—Delete lines 59-68 and insert:

Section 1. Subsection (1) of section 61.517, Florida Statutes, is amended to read:

61.517 Temporary emergency jurisdiction.—

(1) A court of this state has temporary emergency jurisdiction if the child is present in this state and:

(a) The child has been abandoned; ~~or~~

(b) It is necessary in an emergency to protect the child because the child, or a sibling or parent of the child, is subjected to or threatened with mistreatment or abuse; or

(c) It is necessary in an emergency to protect the child because the child has been subjected to or is threatened with being subjected to sex-reassignment prescriptions or procedures, as defined in s. 456.001.

Section 2. Subsection (1) of section 61.534, Florida Statutes, is amended to read:

61.534 Warrant to take physical custody of child.—

(1) Upon the filing of a petition seeking enforcement of a child custody determination, the petitioner may file a verified application for the issuance of a warrant to take physical custody of the child if the child is likely to imminently suffer serious physical harm or removal from this state. *Serious physical harm includes, but is not limited to, being subjected to sex-reassignment prescriptions or procedures as defined in s. 456.001.*

And the title is amended as follows:

Delete lines 3-8 and insert: amending s. 61.517, F.S.; granting courts of this state temporary emergency jurisdiction over a child present in this state if the child has been subjected to or is threatened with being subjected to sex-reassignment prescriptions or procedures; amending s. 61.534, F.S.; providing that, for purposes of warrants to take physical custody of a child in certain child custody enforcement proceedings, serious physical harm to the child includes, but is not limited to, being subjected to sex-reassignment prescriptions or procedures; creating

Senator Berman moved the following amendment which failed:

Amendment 2 (442004) (with title amendment)—Delete lines 62-301 and insert:

procedures.—Notwithstanding any other provision of this part, a court of this state has jurisdiction to enter, modify, or stay a child custody determination relating to a child who is present in this state to the extent necessary to protect the child from being subjected to sex-reassignment procedures, as defined in s. 456.001, in another state.

Section 2. Section 286.31, Florida Statutes, is created to read:

286.31 Prohibited use of state funds.—

(1) *As used in this section, the term “governmental entity” means the state or any political subdivision thereof, including the executive, legislative, and judicial branches of government; the independent establishments of the state, counties, municipalities, districts, authorities, boards, or commissions; and any agencies that are subject to chapter 286.*

(2) *A governmental entity, the state group health insurance program, a managing entity as defined in s. 394.9082, or a managed care plan providing services under part IV of chapter 409 may not expend state funds as described in s. 215.31 for sex-reassignment procedures as defined in s. 456.001.*

Section 3. Present subsections (6) through (10) of section 395.003, Florida Statutes, are redesignated as subsections (7) through (11), respectively, a new subsection (6) is added to that section, and present subsections (9) and (10) of that section are amended, to read:

395.003 Licensure; denial, suspension, and revocation.—

(6) *By July 1, 2023, each licensed facility must provide a signed attestation to the agency stating that the facility does not offer or provide sex-reassignment procedures, as defined in s. 456.001, to patients younger than 18 years of age and does not refer such patients to other providers for such procedures. Beginning July 1, 2023, each licensed facility shall provide the signed attestation to the agency upon initial licensure and as a requirement for each licensure renewal. Under the due process requirements provided in chapter 120, the agency must revoke the license of any licensed facility that fails to provide the attestation required by this subsection.*

(10)(9) *A hospital licensed as of June 1, 2004, shall be exempt from subsection (9) (8) as long as the hospital maintains the same ownership, facility street address, and range of services that were in existence on June 1, 2004. Any transfer of beds, or other agreements that result in the establishment of a hospital or hospital services within the intent of this section, shall be subject to subsection (9) (8). Unless the hospital is otherwise exempt under subsection (9) (8), the agency shall deny or revoke the license of a hospital that violates any of the criteria set forth in that subsection.*

(11)(10) *The agency may adopt rules implementing the licensure requirements set forth in subsection (9) (8). Within 14 days after rendering its decision on a license application or revocation, the agency shall publish its proposed decision in the Florida Administrative Register. Within 21 days after publication of the agency’s decision, any authorized person may file a request for an administrative hearing. In administrative proceedings challenging the approval, denial, or revocation of a license pursuant to subsection (9) (8), the hearing must be based on the facts and law existing at the time of the agency’s proposed agency action. Existing hospitals may initiate or intervene in an administrative hearing to approve, deny, or revoke licensure under subsection (9) (8) based upon a showing that an established program will be substantially affected by the issuance or renewal of a license to a hospital within the same district or service area.*

Section 4. Subsections (8) and (9) are added to section 456.001, Florida Statutes, to read:

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

(8) *“Sex” means the classification of a person as either male or female based on the organization of the human body of such person for a specific reproductive role, as indicated by the person’s sex chromosomes, naturally occurring sex hormones, and internal and external genitalia present at birth.*

(9)(a) *“Sex-reassignment procedures” means any medical procedure, including a surgical procedure, to affirm a person’s perception of his or her sex if that perception is inconsistent with the person’s sex as defined in subsection (8).*

(b) *The term does not include:*

1. *The prescription or administration of puberty blockers for the purpose of attempting to stop or delay normal puberty in order to affirm a person’s perception of his or her sex if that perception is inconsistent with the person’s sex as defined in subsection (8).*

2. *The prescription or administration of hormones or hormone antagonists to affirm a person’s perception of his or her sex if that perception is inconsistent with the person’s sex as defined in subsection (8).*

3. *Treatment provided by a physician who, in his or her good faith clinical judgment, performs procedures upon or provides therapies to a minor born with a medically verifiable genetic disorder of sexual development, including any of the following:*

a. *External biological sex characteristics that are unresolvably ambiguous.*

b. *A disorder of sexual development in which the physician has determined through genetic or biochemical testing that the patient does not have a normal sex chromosome structure, sex steroid hormone production, or sex steroid hormone action for a male or female, as applicable.*

4. *Prescriptions or procedures to treat an infection, an injury, a disease, or a disorder that has been caused or exacerbated by the performance of any sex-reassignment procedure, regardless of whether such procedure was performed in accordance with state or federal law.*

5. *Prescriptions or procedures provided to a patient for the treatment of a physical disorder, physical injury, or physical illness that would, as certified by a physician licensed under chapter 458 or chapter 459, place the individual in imminent danger of death or impairment of a major bodily function without the prescription or procedure.*

Section 5. Section 456.52, Florida Statutes, is created to read:

456.52 *Sex-reassignment procedures; prohibitions; informed consent.—*

(1) *Sex-reassignment procedures are prohibited for patients younger than 18 years of age.*

(2) *If sex-reassignment procedures are performed on patients 18 years of age or older, consent must be voluntary, informed, and in writing on forms approved by the department. Consent to sex-reassignment procedures is voluntary and informed only if the physician who is*

to perform the procedure has, at a minimum, while physically present in the same room:

(a) Informed the patient of the nature and risks of the procedure in order for the patient to make a prudent decision;

(b) Provided the informed consent form, as approved by the department, to the patient; and

(c) Received the patient's written acknowledgment, before the procedure is performed, that the information required to be provided under this subsection has been provided.

(3) Sex-reassignment procedures may not be performed except by a physician. For the purposes of this section, the term "physician" is defined as a physician licensed under chapter 458 or chapter 459 or a physician practicing medicine or osteopathic medicine in the employment of the Federal Government.

(4) (a) Violation of this section constitutes grounds for disciplinary action under this chapter and chapter 458 or chapter 459, as applicable.

(b) Any health care practitioner who willfully or actively participates in a violation of subsection (1) commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(c) Any health care practitioner who violates subsection (2) or subsection (3) commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(5)(a) The department shall adopt emergency rules to implement this section.

(b) Any emergency rules adopted under this section are exempt from s. 120.54(4)(c) and shall remain in effect until replaced by rules adopted under the nonemergency rulemaking procedures of the Administrative Procedure Act.

Section 6. Present paragraphs (c) through (gg) of subsection (5) of section 456.074, Florida Statutes, are redesignated as paragraphs (d) through (hh), respectively, and a new paragraph (c) is added to that subsection, to read:

456.074 Certain health care practitioners; immediate suspension of license.—

(5) The department shall issue an emergency order suspending the license of any health care practitioner who is arrested for committing or attempting, soliciting, or conspiring to commit any act that would constitute a violation of any of the following criminal offenses in this state or similar offenses in another jurisdiction:

(c) Section 456.52(4)(b), relating to performing sex-reassignment procedures for a patient younger than 18 years of age.

Section 7. Paragraph (c) of subsection (1) of section 458.328, Florida Statutes, is amended to read:

458.328 Office surgeries.—

(1) REGISTRATION.—

(c) Each of the following is ~~As~~ a condition of registration:;

1. An ~~each~~ office must establish financial responsibility by demonstrating that it has met and continues to maintain, at a minimum, the same requirements applicable to physicians in ss. 458.320 and 459.0085.

2. Each physician practicing at an office registered under this section or s. 459.0138 must meet the financial responsibility requirements under s. 458.320 or s. 459.0085, as applicable.

3. By July 1, 2023, each office registered under this section must provide a signed attestation to the department stating that the office does not offer or provide sex-reassignment procedures, as defined in s. 456.001, to patients younger than 18 years of age and does not refer such patients to other providers for such services. Beginning July 1, 2023, any office seeking registration must provide such signed attestation to the

department. An office's failure to provide the signed attestation is grounds for denial of registration or the suspension or revocation of registration under paragraph (f).

Section 8. Paragraph (c) of subsection (1) of section 459.0138, Florida Statutes, is amended to read:

459.0138 Office surgeries.—

(1) REGISTRATION.—

(c) Each of the following is ~~As~~ a condition of registration:;

1. An ~~each~~ office must establish financial responsibility by demonstrating that it has met and continues to maintain, at a minimum, the same requirements applicable to physicians in ss. 458.320 and 459.0085.

2. Each physician practicing at an office registered under this section or s. 458.328 must meet the financial responsibility requirements under s. 458.320 or s. 459.0085, as applicable.

3. By July 1, 2023, each office registered under this section must provide a signed attestation to the department stating that the office does not offer or provide sex-reassignment procedures, as defined in s. 456.001, to patients younger than 18 years of age and does not refer such

And the title is amended as follows:

Delete lines 8-45 and insert: procedures in another state; creating s. 286.31, F.S.; defining the term "governmental entity"; prohibiting certain public entities from expending state funds for the provision of sex-reassignment procedures; amending s. 395.003, F.S.; requiring certain licensed facilities, by a specified date and as a condition of licensure thereafter, to provide a signed attestation of specified information to the Agency for Health Care Administration; requiring the agency to revoke a facility's license for failure to provide such attestation, subject to the due process procedures of ch. 120, F.S.; amending s. 456.001, F.S.; defining the terms "sex" and "sex-reassignment procedures"; creating s. 456.52, F.S.; prohibiting sex-reassignment procedures for patients younger than 18 years of age; requiring that such procedures for patients older than 18 years of age be performed only with voluntary and informed consent of the patient; providing criteria for what constitutes voluntary and informed consent; providing that only a physician may perform such procedures; defining the term "physician"; providing applicability; providing for disciplinary action; providing criminal penalties; requiring the Department of Health to adopt certain emergency rules; providing that such emergency rules remain in effect until they are replaced by nonemergency rules; amending s. 456.074, F.S.; requiring the department to immediately suspend the license of a health care practitioner who is arrested for committing or attempting, soliciting, or conspiring to commit specified violations related to sex-reassignment procedures for a patient younger than

Senator Yarborough moved the following amendment which was adopted:

Amendment 3 (756102)—Delete line 78 and insert:

(2) A governmental entity, a public postsecondary educational institution as described in s. 1000.04, the state group health insurance

Senator Jones moved the following amendment which failed:

Amendment 4 (299002)—Between lines 175 and 176 insert:

4. Treatment provided by a health care practitioner to a minor if:

a. The minor has been diagnosed as suffering from severe gender dysphoria by at least two medical or mental health care practitioners, one of whom is a mental health care practitioner or adolescent medicine specialist, and both of whom have relevant training in the diagnosis and treatment of severe gender dysphoria in adolescents;

b. The diagnosing health care practitioners express in written opinions that treatment with sex-reassignment prescriptions or procedures is medically necessary to treat the minor's psychiatric symptoms and limit self-harm, or the possibility of self-harm, by the minor;

c. *The minor, the minor's parents, legal guardians, or person or other persons charged with health care decisionmaking for the minor, and the minor's primary physician agree in writing with the treatment with sex-reassignment prescriptions or procedures for the minor; and*

d. *Any use of sex-reassignment prescriptions or procedures is limited to the lowest dosage necessary to treat the psychiatric condition and not for purposes of affirming a person's perception of his or her sex if that perception is inconsistent with the person's sex as defined in subsection (8).*

Notwithstanding sub-subparagraphs a.-d., sex-reassignment prescriptions or procedures may not be provided to the minor if the minor is prepubescent.

Senator Yarborough moved the following amendment which was adopted:

Amendment 5 (654418) (with title amendment)—Delete lines 184-235 and insert:

Medicine shall, within 60 days after the effective date of this act, adopt emergency rules pertaining to standards of practice under which a patient younger than 18 years of age may continue to be treated with a prescription consistent with those referenced under s. 456.001(9)(a)1. or 2. if such treatment for sex reassignment was commenced before, and is still active on, the effective date of this act.

(b) *A patient meeting the criteria of paragraph (a) may continue to be treated by a physician with such prescriptions according to rules adopted under paragraph (a) or nonemergency rules adopted under paragraph (6)(b).*

(2) *If sex-reassignment prescriptions or procedures are prescribed for or administered or performed on patients 18 years of age or older, consent must be voluntary, informed, and in writing on forms adopted in rule by the Board of Medicine and the Board of Osteopathic Medicine. Consent to sex-reassignment prescriptions or procedures is voluntary and informed only if the physician who is to prescribe or administer the pharmaceutical product or perform the procedure has, at a minimum, while physically present in the same room:*

(a) *Informed the patient of the nature and risks of the prescription or procedure in order for the patient to make a prudent decision;*

(b) *Provided the informed consent form, as adopted in rule by the Board of Medicine and the Board of Osteopathic Medicine, to the patient; and*

(c) *Received the patient's written acknowledgment, before the prescription or procedure is prescribed, administered, or performed, that the information required to be provided under this subsection has been provided.*

(3) *Sex-reassignment prescriptions or procedures may not be prescribed, administered, or performed except by a physician. For the purposes of this section, the term "physician" is defined as a physician licensed under chapter 458 or chapter 459 or a physician practicing medicine or osteopathic medicine in the employment of the Federal Government.*

(4) *Consent required under subsection (2) does not apply to renewals of prescriptions consistent with those referenced under s. 456.001(9)(a)1. and 2. if a physician and his or her patient have met the requirements for consent for the initial prescription or renewal. However, separate consent is required for any new prescription for a pharmaceutical product not previously prescribed to the patient.*

(5)(a) *Violation of this section constitutes grounds for disciplinary action under this chapter and chapter 458 or chapter 459, as applicable.*

(b) *Any health care practitioner who willfully or actively participates in a violation of subsection (1) commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(c) *Any health care practitioner who violates subsection (2), subsection (3), or subsection (4) commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.*

(6)(a) *The Board of Medicine and the Board of Osteopathic Medicine shall adopt emergency rules to*

And the title is amended as follows:

Delete lines 27-37 and insert: emergency rules within a specified timeframe; requiring that such prescriptions and procedures for patients older than 18 years of age be prescribed, administered, or performed only with the voluntary and informed consent of the patient; providing criteria for what constitutes voluntary and informed consent; providing that only a physician may prescribe, administer, or perform such prescriptions and procedures; defining the term "physician"; providing applicability; providing for disciplinary action; providing criminal penalties; requiring the Board of Medicine and the Board of Osteopathic Medicine to adopt certain emergency rules;

Senator Davis moved the following amendment which failed:

Amendment 6 (616390) (with title amendment)—Delete lines 193-253 and insert:

rules adopted under paragraph (5)(b).

(2) *If sex-reassignment prescriptions or procedures are prescribed for or administered or performed on patients 18 years of age or older, consent must be voluntary, informed, and in writing on forms approved by the department. Consent to sex-reassignment prescriptions or procedures is voluntary and informed only if the physician who is to prescribe or administer the pharmaceutical product or perform the procedure has, at a minimum, while physically present in the same room:*

(a) *Informed the patient of the nature and risks of the prescription or procedure in order for the patient to make a prudent decision;*

(b) *Provided the informed consent form, as approved by the department, to the patient; and*

(c) *Received the patient's written acknowledgment, before the prescription or procedure is prescribed, administered, or performed, that the information required to be provided under this subsection has been provided.*

(3) *Consent required under subsection (2) does not apply to renewals of prescriptions consistent with those referenced under s. 456.001(9)(a)1. and 2. if a physician and his or her patient have met the requirements for consent for the initial prescription or renewal. However, separate consent is required for any new prescription for a pharmaceutical product not previously prescribed to the patient.*

(4)(a) *Violation of this section constitutes grounds for disciplinary action under this chapter and chapter 458 or chapter 459, as applicable.*

(b) *Any health care practitioner who willfully or actively participates in a violation of subsection (1) commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(c) *Any health care practitioner who violates subsection (2) or subsection (3) commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.*

(5)(a) *The department shall adopt emergency rules to implement this section.*

(b) *Any emergency rules adopted under this section are exempt from s. 120.54(4)(c) and shall remain in effect until replaced by rules adopted under the nonemergency rulemaking procedures of the Administrative Procedure Act.*

Section 6. Present paragraphs (c) through (gg) of subsection (5) of section 456.074, Florida Statutes, are redesignated as paragraphs (d) through (hh), respectively, and a new paragraph (c) is added to that subsection, to read:

456.074 Certain health care practitioners; immediate suspension of license.—

(5) The department shall issue an emergency order suspending the license of any health care practitioner who is arrested for committing or attempting, soliciting, or conspiring to commit any act that would con-

stitute a violation of any of the following criminal offenses in this state or similar offenses in another jurisdiction:

(c) *Section 456.52(4)(b), relating to prescribing,*

And the title is amended as follows:

Delete lines 32-34 and insert: informed consent;

Senator Polsky moved the following amendment which failed:

Amendment 7 (818468)—Delete line 201 and insert:
minimum:

Senator Yarborough moved the following amendment which was adopted:

Amendment 8 (450510) (with title amendment)—Between lines 307 and 308 insert:

Section 9. Section 766.318, Florida Statutes, is created to read:

766.318 Civil liability for provision of sex-reassignment prescriptions or procedures to minors.—

(1) *A cause of action exists to recover damages for personal injury or death resulting from the provision of sex-reassignment prescriptions or procedures, as defined in s. 456.001, to a person younger than 18 years of age which are prohibited by s. 456.52(1).*

(2) *The limitations on punitive damages in s. 768.73(1) do not apply to actions brought under this section.*

(3) *An action brought under this section:*

(a) *May be commenced within 20 years after the cessation or completion of the sex-reassignment prescription or procedure.*

(b) *Is in addition to any other remedy authorized by law.*

(4) *The cause of action created by this section does not apply to:*

(a) *Treatment with sex-reassignment prescriptions if such treatment is consistent with s. 456.001(9)(a)1. or 2. and was commenced on or before, and is still active on, the effective date of this act.*

(b) *Sex-reassignment prescriptions or procedures that were ceased or completed on or before the effective date of this act.*

And the title is amended as follows:

Delete line 53 and insert: disciplinary action; creating s. 766.318, F.S.; creating a cause of action to recover damages for personal injury or death resulting from the provision of sex-reassignment prescriptions or procedures to a minor; providing that certain limitations on punitive damages do not apply to such actions; specifying the timeframe within which such actions may be commenced; providing construction and applicability; providing severability; providing

Senator Torres offered the following amendment which was moved by Senator Pizzo and failed:

Amendment 9 (712462) (with title amendment)—Delete lines 69-83.

And the title is amended as follows:

Delete lines 8-12 and insert: prescriptions or procedures in another state; amending s.

Pursuant to Rule 4.19, **CS for SB 254**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Mayfield, 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 Tuesday, April 4, 2023.

BILLS ON SPECIAL ORDERS

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, April 3, 2023: SB 2500, SB 2502, SB 2504, CS for SB 7024, SB 2506, SB 7018, SB 2508, SB 7034, SB 7036, SB 7038, SB 2510, SB 7028, SB 7030, SB 7032, CS for CS for SB 250, SB 248, CS for CS for SB 308, CS for SB 254.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 19 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education & Employment Committee, Civil Justice Subcommittee and Representative(s) Tant, Arrington, Chambliss, Eskamani, Garcia, Harris, López, J., Nixon, Rizo, Valdés, Woodson—

CS for CS for HB 19—A bill to be entitled An act relating to individual education plans; amending s. 1003.5716, F.S.; requiring individual education plans for certain students to contain information and instruction on certain legal rights and responsibilities that transfer to students at the age of 18; requiring such information to include ways in which a student may provide informed consent to allow his or her parent to continue to participate in his or her educational decisions; requiring the State Board of Education to adopt rules; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HJR 31 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Roach, Sirois, Barnaby, Basabe, Black, Fine, Giallombardo, Massullo, Persons-Mulicka, Rudman—

HJR 31—A joint resolution proposing an amendment to Section 4 of Article IX and the creation of a new section in Article XII of the State Constitution to require members of a district school board to be elected in a partisan election.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 265 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Plasencia, López, J., Amesty, Berfield, Canady, Garcia, Harris, Hart, Nixon, Valdés—

HB 265—A bill to be entitled An act relating to high school equivalency diplomas; amending s. 1003.435, F.S.; prohibiting a district school board from requiring certain students to take a course before taking the high school equivalency examination unless the student

failed to earn a passing score on a specified practice test; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 319 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Yarkosky, Baker, Edmonds—

CS for HB 319—A bill to be entitled An act relating to interference with sporting or entertainment events; creating s. 871.05, F.S.; providing definitions; prohibiting certain actions during covered sporting and entertainment events; providing criminal penalties; prohibiting profiting from violations; providing for seizure and forfeiture of specified assets; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 327, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Regulatory Reform & Economic Development Subcommittee and Representative(s) Bell, Borrero, Tant—

CS for CS for HB 327—A bill to be entitled An act relating to fire sprinkler system projects; amending s. 553.7932, F.S.; revising and providing definitions; providing requirements for a simplified permitting process for certain fire sprinkler system projects; amending s. 633.102, F.S.; revising the definition of the term "contractor" as it relates to fire sprinkler systems; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Maggard—

CS for HB 329—A bill to be entitled An act relating to electronic monitoring of persons charged with or convicted of offenses involving schools or students; amending s. 907.041, F.S.; providing a definition; requiring a court to consider electronic monitoring and location restrictions as conditions of pretrial release for persons charged with certain offenses against schools or students; creating s. 948.301, F.S.; providing a definition; requiring a court to consider electronic monitoring and location restrictions as conditions of probation or community control for persons charged with certain offenses against schools or students; amending s. 790.065, F.S.; correcting a cross-reference; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

By Local Administration, Federal Affairs & Special Districts Subcommittee and Representative(s) Yarkosky, Bartleman, Benjamin, Daniels, Killebrew—

CS for HB 339—A bill to be entitled An act relating to education of dependents of deceased or disabled servicemembers, prisoners of war, and persons missing in action; amending s. 295.01, F.S.; defining the terms "Armed Forces" and "servicemember"; revising eligibility requirements for educational benefits provided by the state to a spouse or dependent child of a deceased or disabled servicemember; amending s. 295.015, F.S.; revising eligibility requirements for educational benefits provided by the state to a dependent child of a prisoner of war or a person missing in action; amending ss. 295.016, 295.017, 295.0185, and 295.0195, F.S.; revising eligibility requirements for educational benefits provided by the state to a dependent child of a deceased or disabled servicemember who participated in certain military operations; amending s. 295.02, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 379 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Choice & Innovation Subcommittee and Representative(s) Yeager, Alvarez, Anderson, Benjamin, Massullo, Melo—

CS for HB 379—A bill to be entitled An act relating to technology in K-12 public schools; amending s. 1003.02, F.S.; prohibiting certain devices from accessing websites, web applications, and software that fail to have specified Internet safety policies; providing for the filtering of Internet websites on student devices using district-owned computer servers for a specified purpose; prohibiting the use of specified platforms on certain devices and for specified school district purposes; amending s. 1003.32, F.S.; authorizing teachers and other instructional personnel to designate an area for wireless communications during instructional time; amending s. 1003.42, F.S.; revising the requirements for K-12 instruction on health education to include specified instruction relating to social media for students in certain grades; providing requirements for such instruction; amending s. 1006.07, F.S.; requiring school districts' codes of student conduct to prohibit the use of specified devices during instructional time and authorize teachers to withhold specified devices; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 411 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Steele, Killebrew—

HB 411—A bill to be entitled An act relating to district school board elections; amending s. 1001.361, F.S.; providing that an elected candidate for district school board must reside in the district school board member residence area by the date she or he assumes office instead of upon qualifying for office; making technical changes; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 567 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Steele, Yarkosky—

HB 567—A bill to be entitled An act relating to the Lake Padgett Estates Independent Special District, Pasco County; amending chapter 2006-317, Laws of Florida; revising the terms of certain members elected to the board of supervisors of the district to provide for staggered terms; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 633 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education & Employment Committee, Education Quality Subcommittee and Representative(s) Salzman, Hawkins, Massullo—

CS for CS for HB 633—A bill to be entitled An act relating to K-12 education; amending s. 1003.03, F.S.; deleting a specified reduction calculation for certain school district funding for school districts that fail to meet certain class size requirements; conforming provisions to changes made by the act; amending s. 1003.05, F.S.; providing that certain dependent children of active duty military personnel must be enrolled in certain programs; authorizing certain students of military personnel to enroll in any school within the state under certain circumstances; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 733 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education & Employment Committee and Representative(s) Temple, Beltran, Massullo, McFarland, Rizo, Roach—

CS for HB 733—A bill to be entitled An act relating to middle school and high school start times; amending s. 1001.42, F.S.; providing requirements for middle school and high school start times; requiring such school start times to be implemented by a specified date; providing district school board requirements; amending s. 1002.33, F.S.; requiring charter schools to meet certain requirements relating to middle school and high school start times; providing an exception; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Canady, Beltran, Baker, Bartleman, Berfield, Chaney, Gregory—

CS for HB 899—A bill to be entitled An act relating to surrendered newborn infants; amending s. 383.50, F.S.; revising and providing definitions; authorizing certain hospitals, emergency medical services stations, and fire stations to use newborn infant safety devices to accept surrendered newborn infants if the device meets specified criteria; requiring such hospitals, emergency medical services stations, or fire stations to physically check and test the devices at specified intervals; authorizing a parent to leave a newborn infant with medical staff or a licensed healthcare professional at a hospital after the delivery of the newborn infant under certain circumstances; providing additional locations to which the prohibition on the initiation of criminal in-

vestigations based solely on the surrendering of a newborn infant applies; authorizing a parent to surrender a newborn infant by calling 911 and requesting an emergency medical services provider to meet at a specified location to retrieve the newborn infant; requiring the parent to stay with the newborn infant until the emergency medical services provider arrives; amending s. 63.0423, F.S.; conforming a cross-reference; making conforming changes; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 943 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Waldron—

HB 943—A bill to be entitled An act relating to the Acme Improvement District and Pine Tree Water Control District, Palm Beach County; transferring land referred to as the Wellington Preserve at the Marjory Stoneman Douglas Everglades Habitat and the Moncada Property from the Pine Tree Water Control District to the Acme Improvement District; providing purposes; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1035 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Civil Justice Subcommittee and Representative(s) Gonzalez Pittman, Massullo, Rizo—

CS for HB 1035—A bill to be entitled An act relating to teacher training and conduct; requiring the Commissioner of Education to take specified actions relating to classroom teacher training requirements by a specified date; amending s. 1003.32, F.S.; authorizing classroom teachers and other members of staff to request a special magistrate or bring a specified action against a school district if directed by his or her school district or school to violate general law or rule; providing requirements for the appointment of such magistrate; providing for the award of attorney fees and court costs under certain circumstances; revising requirements for determining and imposing discipline; requiring principals to provide specified notification to teachers and to consult with teachers before taking disciplinary action for certain students; conforming cross-references; amending s. 1012.75, F.S.; creating a rebuttable presumption in certain proceedings for teachers and staff members who take specified actions to maintain safety or the educational atmosphere; authorizing such individuals to receive specified legal services; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1069 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education & Employment Committee, Education Quality Subcommittee and Representative(s) McClain, Anderson, Massullo, Salzman—

CS for CS for HB 1069—A bill to be entitled An act relating to education; amending s. 1000.21, F.S.; defining the term "sex" for the Florida Early Learning-20 Education Code; creating s. 1000.071, F.S.;

requiring specified policies relating to a person's sex at certain educational institutions; providing applicability; prohibiting employees, contractors, and students of such educational institutions from being required to use, from providing, and from being asked to provide certain titles and pronouns; prohibiting students from being penalized or subjected to certain treatment for not providing certain titles and pronouns; authorizing the State Board of Education to adopt rules; amending s. 1001.42, F.S.; prohibiting classroom instruction on sexual orientation or gender identity from occurring in prekindergarten through grade 8, rather than kindergarten through grade 3; providing an exception; providing requirements if such instruction is provided in grades 9 through 12; providing that such prohibition applies to charter schools; requiring school districts to post specified policies on their websites; amending s. 1003.42, F.S.; requiring all materials used for specified instruction relating to reproductive health to be approved by the Department of Education; amending s. 1003.46, F.S.; providing additional requirements for certain instruction regarding human sexuality; requiring the department to approve specified instructional materials; amending s. 1006.28, F.S.; providing that district school boards are responsible for materials used in classroom libraries; requiring that a specified objection form and district school board process meet certain requirements; providing requirements for materials used in a classroom library; revising the criteria a parent or resident must meet to object to certain materials used in the classroom; requiring certain classroom materials to be removed within a specified time period and be unavailable to certain students until the resolution of certain objections; providing that parents have the right to read passages from specified materials; requiring the discontinuation of specified materials under certain circumstances; providing requirements for certain meetings of school district committees relating to instructional materials; requiring the Commissioner of Education to appoint a special magistrate under certain circumstances; providing requirements for and duties of the special magistrate; requiring the State Board of Education to approve or reject the special magistrate's recommendation within a specified timeframe; requiring school districts to bear the costs of the special magistrate; requiring the State Board of Education to adopt rules; revising certain district school board procedures relating to library media center collections; revising elementary school requirements relating to materials in specified libraries; requiring district school boards to adopt and publish a specified process relating to student access to certain materials; revising district school board reporting requirements relating to materials which received certain objections; requiring school principals to communicate to and notify parents of certain procedures and processes relating to instructional materials; reenacting ss. 1000.05(2), (3), (4)(a), (5), and (6)(d), 1001.453(2)(c), 1002.42(3)(a), 1003.27(2)(b) and (c), 1003.42(3)(a), (c), (e), and (f), 1004.43(2), 1006.205(2)(b) and (3), 1009.23(7), 1009.24(10)(b), 1009.983(6), 1009.986(3)(e), and 1014.05(1)(c), (d), and (f), F.S., to incorporate the amendment made to s. 1000.21, F.S., in references thereto; providing severability; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

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

Jeff Takacs, Clerk

By Representative(s) Shoaf—

HB 1169—A bill to be entitled An act relating to Hamilton County; creating the Hamilton County Development Authority; providing definitions; providing for appointment and terms of the members of the board of the authority; providing powers; providing for annual budget and annual financial reporting; limiting authority to incur debt; providing purpose and construction; 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 Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 7003 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ethics, Elections & Open Government Subcommittee and Representative(s) Griffiths—

HB 7003—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 373.089, F.S., which provides an exemption from public record requirements for valuations, certain related records, and sales offers for sales related to surplus lands; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 7031 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ethics, Elections & Open Government Subcommittee and Representative(s) Porras—

HB 7031—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 an exemption from public records requirements for the address of a victim of an incident of mass violence; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7039 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education & Employment Committee, PreK-12 Appropriations Subcommittee, Education Quality Subcommittee and Representative(s) Trabulsy, Nixon, Rizo—

CS for CS for HB 7039—A bill to be entitled An act relating to student outcomes; amending s. 1001.215, F.S.; revising the responsibilities of the Just Read, Florida! Office; revising the requirements for certain reading instructional and intervention programs; revising the primary instructional strategy for word reading; amending s. 1001.42, F.S.; revising the requirements for the early warning system for certain students; amending s. 1002.20, F.S.; conforming provisions to changes made by the act; amending s. 1002.33, F.S.; revising the requirements for charter school applications and charters; providing requirements for such strategies; amending s. 1002.411, F.S.; renaming the New Worlds Reading Scholarship Accounts as the "New Worlds Scholarship Accounts"; revising the eligibility criteria for a scholarship account; revising eligible expenditures for such accounts; amending s. 1002.59, F.S.; revising the standards for emergent literacy and performance standards training courses; amending s. 1002.67, F.S.; revising the performance standards for students in a specified program; revising the requirements for certain prekindergarten curricula; amending s. 1003.485, F.S.; revising the definition of the term "micro-credential" within the New Worlds Reading Initiative; revising the student eligibility criteria and administrator responsibilities for the initiative; requiring school districts to establish a specified agreement with the initiative administrator; amending s. 1003.53, F.S.; requiring district school boards to establish specified course standards for certain dropout prevention and academic intervention programs; amending s. 1004.04, F.S.; revising the rules for establishing uniform core curricula for teacher preparation programs; amending s. 1004.85, F.S.; revising re-

quirements for the certification program of certain postsecondary educator preparation institutes; amending s. 1004.86, F.S.; revising the responsibilities of the Florida Center for Mathematics and Science Education Research; amending ss. 1006.283 and 1006.31, F.S.; providing additional requirements for certain instructional materials; amending s. 1008.25, F.S.; revising the priority for the allocation of specified school district resources; providing requirements for an individualized progress monitoring plan; requiring a student who has dyslexia to be provided with certain interventions to address the dyslexia; requiring the Department of Education to provide a specified list of intervention programs; providing requirements for such programs; requiring the department to provide specified daily reading interventions to certain students; requiring students in kindergarten through grade 4 who exhibit a substantial deficiency in mathematics or dyscalculia to be provided with certain instruction; providing methods for such instruction; providing school district requirements; requiring the student's performance to be monitored; requiring the Department of Education to provide a list of approved mathematics intervention programs, curricula, and supplemental materials to specified individuals; providing that certain Voluntary Prekindergarten Education students may be eligible to receive mathematics interventions from local school districts; requiring the parent of a student who has a deficiency in mathematics to be notified; providing requirements for the notification; requiring the school to keep the parent informed of the student's progress; requiring a school to provide additional support to a student with a mathematics deficiency; requiring the department to collaborate with the Florida Center for Mathematics and Science Education Research to compile resources that each school district must incorporate into a home-based plan for students with a mathematics deficiency; providing requirements for the resources; providing that the resources must be provided to a parent in a hardcopy format, if requested; conforming provisions to changes made by the act; revising requirements for intensive interventions to address student reading deficiencies; revising requirements for a coordinated screening and progress monitoring system; conforming cross-references; amending s. 1008.365, F.S.; conforming provisions and a cross-reference to changes made by the act; amending s. 1011.62, F.S.; revising the authorized uses of funds through the supplemental academic instruction allocation and the evidence-based reading instruction allocation; conforming a cross-reference; revising requirements for certain supplemental instructional materials; revising requirements for a specified school district comprehensive reading plan; amending s. 1012.56, F.S.; revising requirements for a competency-based professional development certification and education competency program; amending s. 1012.585, F.S.; conforming provisions to changes made by the act; amending s. 1012.98, F.S.; revising training requirements for reading coaches, classroom teachers, and school administrators to include certain instructional strategies; providing construction with regard to district school boards contracting for certain training; amending ss. 1002.37, 1002.45, 1002.53, 1002.68,

1003.01, 1008.2125, 1008.22, 1008.34, and 1008.345, F.S.; conforming cross-references; providing appropriations; providing an effective date.

—was referred to the Committee on Fiscal Policy.

RETURNING MESSAGES — FINAL ACTION

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 144.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 30 and March 31 were corrected and approved.

CO-INTRODUCERS

Senators Garcia—SB 1594; Jones—SB 178, CS for SB 224, SB 680; Simon—SB 548

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 4:28 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 4:30 p.m., Tuesday, April 4 or upon call of the President.

SENATE PAGES

April 3-7, 2023

Henley Adams, Jacksonville; Donavon Beatty, St. Augustine; Blair Brooks, Tallahassee; Cait Cunningham, Tallahassee; Roseline Georges, Orlando; Gabriella Gregory, Sarasota; Anna Hobbs, Boca Raton; Bianca De Almeida Holanda, Port Charlotte; Charlotte Krass, Sunny Isles Beach; Julia Krass, Sunny Isles Beach; Callen Madden, Punta Gorda; Samantha Mason, Rockledge; Johntana Napoleon, Venice; Isabella Orellana, Panama City Beach; Fabian Ortega, Sarasota; Isabella Pence, Tallahassee; Ashley Rosas-Rios, Sarasota; Abigail Sweitzer, Sarasota; Nathan Widjaja, Sarasota



Journal of the Senate

Number 13—Regular Session

Tuesday, April 4, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 4:30 p.m. A quorum present—39:

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Excused: Senator Torres

PRAYER

The following prayer was offered by Pastor Gary Shultz, First Baptist Church of Tallahassee:

Heavenly Father, we thank you and praise you for your goodness and grace toward us. We thank you for the gift of life, for the gift of your presence, and for the gift of government that orders our affairs and facilitates our life together.

I thank you for these men and women in this room whom you have called to government service. I ask that of all the places they could potentially look to for help or wisdom, that they would lift their eyes to you, knowing that our help comes from you, the maker of heaven and earth. We know that you never slumber or sleep, that nothing escapes your care or notice, that you faithfully watch over us, that you are our keeper, our protector, and our ever-present help in time of trouble.

I ask that you help us to seek and submit to your ways, to trust that your promises are true, to conduct our business with compassionate hearts, kindness, humility, meekness, and patience, bearing with one another and forgiving one another as you have forgiven us. May each of

us be found faithful in pursuing these qualities with our hearts and our minds, and may our decisions reflect these qualities for the good of all the people in our state.

Please bless our great State of Florida. Please bless our great nation. We need your help, and we pray for it in the name of Jesus. Amen.

PLEDGE

Senate Pages, Anna Hobbs of Boca Raton; Johntana Napoleon of Venice; and Isabella Pence of Tallahassee, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

SPECIAL RECOGNITION

Senator Burgess recognized his uncle, Ken Burgess, City of Zephyrhills Councilman, who was present in the gallery.

BILLS ON THIRD READING

CS for SB 254—A bill to be entitled An act relating to treatments for sex reassignment; amending s. 61.517, F.S.; granting courts of this state temporary emergency jurisdiction over a child present in this state if the child has been subjected to or is threatened with being subjected to sex-reassignment prescriptions or procedures; amending s. 61.534, F.S.; providing that, for purposes of warrants to take physical custody of a child in certain child custody enforcement proceedings, serious physical harm to the child includes, but is not limited to, being subjected to sex-reassignment prescriptions or procedures; creating s. 286.31, F.S.; defining the term “governmental entity”; prohibiting certain public entities from expending state funds for the provision of sex-reassignment prescriptions or procedures; amending s. 395.003, F.S.; requiring certain licensed facilities, by a specified date and as a condition of licensure thereafter, to provide a signed attestation of specified information to the Agency for Health Care Administration; requiring the agency to revoke a facility’s license for failure to provide such attestation, subject to the due process procedures of ch. 120, F.S.; amending s. 456.001, F.S.; defining the terms “sex” and “sex-reassignment prescriptions or procedures”; creating s. 456.52, F.S.; prohibiting sex-reassignment prescriptions and procedures for patients younger than 18 years of age; providing an exception; requiring the Board of Medicine and the Board of Osteopathic Medicine to adopt certain emergency rules within a specified timeframe; requiring that such prescriptions and procedures for patients older than 18 years of age be prescribed, administered, or performed only with the voluntary and informed consent of the patient; providing criteria for what constitutes voluntary and informed consent; providing that only a physician may prescribe, administer, or perform such prescriptions and procedures; defining the term “physician”; providing applicability; providing for disciplinary action; providing criminal penalties; requiring the Board of Medicine and the Board of Osteopathic Medicine to adopt certain emergency rules; providing that such emergency rules remain in effect until they are replaced by non-emergency rules; amending s. 456.074, F.S.; requiring the department to immediately suspend the license of a health care practitioner who is arrested for committing or attempting, soliciting, or conspiring to commit specified violations related to sex-reassignment prescriptions or procedures for a patient younger than 18 years of age; amending ss. 458.328 and 459.0138, F.S.; requiring registered physicians’ offices to provide a signed attestation of specified information to the department by a specified date; beginning on a specified date, requiring physicians’ offices seeking such registration to provide the signed attestation as a condition of registration; providing grounds for disciplinary action; creating s. 766.318, F.S.; creating a cause of action to recover damages

for personal injury or death resulting from the provision of sex-reassignment prescriptions or procedures to a minor; providing that certain limitations on punitive damages do not apply to such actions; specifying the timeframe within which such actions may be commenced; providing construction and applicability; providing severability; providing a directive to the Division of Law Revision; providing an effective date.

—as amended April 3, was read the third time by title.

On motion by Senator Yarborough, **CS for SB 254**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—27

Madam President	Burton	Ingolia
Albritton	Calatayud	Martin
Avila	Collins	Mayfield
Baxley	DiCeglie	Perry
Boyd	Garcia	Rodriguez
Bradley	Grall	Simon
Brodeur	Gruters	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough

Nays—12

Berman	Jones	Powell
Book	Osgood	Rouson
Davis	Pizzo	Stewart
Harrell	Polsky	Thompson

INTRODUCTION OF FORMER SENATORS

The President recognized former Senator Victor Crist who was present in the chamber.

SPECIAL ORDER CALENDAR

CS for SB 7026—A bill to be entitled An act relating to higher education finances; amending s. 1001.706, F.S.; requiring the Board of Governors to develop regulations for university boards of trustees relating to contracting for the construction of new facilities or for work on existing facilities; providing requirements for certain contracts executed or amended before a specified date; amending s. 1009.26, F.S.; authorizing a state university to waive the out-of-state fee for a student who is an intercollegiate athlete receiving a scholarship; amending ss. 1011.45 and 1013.841, F.S.; revising the list of authorized expenditures that may be included in a carry forward spending plan for state universities and Florida College System institutions, respectively; amending s. 1012.976, F.S.; revising definitions; defining the term “public funds”; revising a limitation on compensation for state university employees; amending s. 1013.45, F.S.; providing that certain educational facility contracting and construction techniques applicable to school districts also apply to Florida College System institutions; amending s. 1013.64, F.S.; deleting cost and size limitations applicable to minor facilities; providing an effective date.

—was read the second time by title.

Senator Perry moved the following amendment which was adopted:

Amendment 1 (372702)—Delete lines 80-116 and insert:
outlay project for which an appropriation has previously been provided that requires additional funds for completion and which is included in the list required by s. 1001.706(12)(d);

(b) Completion of a renovation, repair, or maintenance project that is consistent with the provisions of s. 1013.64(1) ~~or, up to \$5 million per project and replacement of a minor facility that does not exceed 10,000 gross square feet in size up to \$2 million;~~

(c) Completion of a remodeling or infrastructure project, including a project for a developmental research school, ~~up to \$10 million per project,~~ if such project is survey recommended pursuant to s. 1013.31;

(d) Completion of a repair or replacement project necessary due to damage caused by a natural disaster for buildings included in the inventory required pursuant to s. 1013.31;

(e) Operating expenditures that support the ~~university's~~ ~~university~~ mission ~~and that are nonrecurring;~~

(f) Any purpose specified by the board or in the General Appropriations Act, *including the requirements in s. 1001.706(12)(c) or similar requirements pursuant to Board of Governors regulations;* and

(g) A commitment of funds to a contingency reserve for expenses incurred as a result of a state of emergency declared by the Governor pursuant to s. 252.36.

Section 4. Subsection (4) of section 1013.841, Florida Statutes, is amended to read:

1013.841 End of year balance of Florida College System institution funds.—

(4) A Florida College System institution identified in paragraph (3)(b) must include in its carry forward spending plan the estimated cost per planned expenditure and a timeline for completion of the expenditure. Authorized expenditures in a carry forward spending plan may include:

(a) Commitment of funds to a public education capital outlay project for which an appropriation was previously provided, which requires additional funds for completion, and which is included in the list required by s. 1001.03(18)(d);

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

Senator Perry moved the following amendment:

Amendment 2 (213530) (with title amendment)—Delete lines 63-103 and insert:

Section 2. Subsections (2) and (4) of section 1009.26, Florida Statutes, are amended, and subsection (21) is added to that section, to read:

1009.26 Fee waivers.—

(2) A state university or Florida College System institution may waive any ~~or all~~ application, tuition, ~~or and~~ related fees for persons who supervise student interns for a state university.

(4) A state university or Florida College System institution may waive any ~~or all~~ application, tuition, ~~or and~~ related fees for persons 60 years of age or older who are residents of this state and who attend classes for credit. ~~No~~ Academic credit ~~may not~~ ~~shall~~ be awarded for attendance in classes for which fees are waived under this subsection. This privilege may be granted only on a space-available basis, if such classes are not filled as of the close of registration. A university may limit or deny the privilege for courses ~~that~~ ~~which~~ are in programs for which the Board of Governors has established selective admissions criteria. Persons paying full fees and state employees taking courses on a space-available basis shall have priority over those persons whose fees are waived in all cases where classroom spaces are limited.

(21) A state university or Florida College System institution may waive the out-of-state fee for a student who is an intercollegiate athlete receiving an athletic scholarship.

Section 3. Subsection (3) of section 1011.45, Florida Statutes, is amended to read:

1011.45 End of year balance of funds.—Unexpended amounts in any fund in a university current year operating budget shall be carried forward and included as the balance forward for that fund in the approved operating budget for the following year.

(3) A university's carry forward spending plan ~~must~~ ~~shall~~ include the estimated cost per planned expenditure and a timeline for completion of the expenditure. Authorized expenditures in a carry forward spending plan may include:

(a) Commitment of funds to a public education capital outlay project ~~for which an appropriation has previously been provided that requires additional funds for completion and which is included in the list required by s. 1001.706(12)(d);~~

(b) Completion of a renovation, repair, or maintenance project that is consistent with ~~the provisions of s. 1013.64(1), up to \$5 million per project and or replacement of a minor facility that does not exceed 10,000 gross square feet in size up to \$2 million;~~

(c) Completion of a remodeling or infrastructure project, including a project for a developmental research school, ~~up to \$10 million per project,~~ if such project is survey recommended pursuant to s. 1013.31;

(d) Completion of a repair or replacement project necessary due to damage caused by a natural disaster for buildings included in the inventory required pursuant to s. 1013.31;

(e) Operating expenditures that support the *university's* ~~university~~ mission ~~and that are nonrecurring;~~

(f) Any purpose specified by the board or in the General Appropriations Act, *including the requirements in s. 1001.706(12)(c) or similar requirements pursuant to Board of Governors regulations;* and

(g) A commitment of funds to a contingency reserve for expenses incurred as a result of a state of emergency declared by the Governor pursuant to s. 252.36.

Section 4. Subsection (3) of section 1012.885, Florida Statutes, is amended to read:

1012.885 Remuneration of Florida College System institution presidents; limitations.—

(3) LIMITATION ON REMUNERATION.—Notwithstanding a law, resolution, or rule to the contrary, a Florida College System institution president may not receive more than ~~\$250,000~~ ~~\$200,000~~ in remuneration from appropriated state funds. Only compensation, as defined in s. 121.021(22), provided to a Florida College System institution president may be used in calculating benefits under chapter 121.

Section 5. Section 1012.978, Florida Statutes, is amended to read:

1012.978 Bonuses for state university system employees.—Notwithstanding s. 215.425(3), a university board of trustees may implement a bonus scheme based on awards for work performance or employee recruitment and retention. The board of trustees must submit *an annual report to the Board of Governors when awarding bonuses* ~~the bonus scheme, including the evaluation criteria by which a bonus will be awarded. The use of state funds for the award of a bonus must not exceed 5 percent of the employee's salary. The Board of Governors shall develop a regulation to ensure consistency in the implementation of this section must approve any bonus scheme created under this section before its implementation.~~

And the title is amended as follows:

Delete lines 9-16 and insert: 1009.26, F.S.; providing that certain fee waivers apply to Florida College System institutions in addition to state universities; authorizing a state university or Florida College System institution to waive the out-of-state fee for a student who is an intercollegiate athlete receiving a scholarship; amending s. 1011.45, F.S.; revising the list of authorized expenditures that may be included in a carry forward spending plan for state universities; amending s. 1012.885, F.S.; revising the amount a Florida College System president may receive in remuneration; amending s. 1012.978, F.S.; requiring university boards of trustees to submit an annual report to the Board of Governors when awarding bonuses; specifying a limit on the use of state funds in a bonus that may be awarded; requiring the board to develop a regulation; amending s. 1013.841, F.S.; revising the list of authorized expenditures that may be included in a carry forward spending plan for Florida College System institutions; amending s. 1012.976, F.S.; revising

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

Senator Perry moved the following substitute amendment which was adopted:

Substitute Amendment 3 (121446) (with title amendment)—Delete lines 63-103 and insert:

Section 2. Subsections (2) and (4) of section 1009.26, Florida Statutes, are amended, and subsection (21) is added to that section, to read:

1009.26 Fee waivers.—

(2) A state university *or Florida College System institution* may waive any ~~or all~~ application, tuition, ~~or and~~ related fees for persons who supervise student interns for a state university.

(4) A state university *or Florida College System institution* may waive any ~~or all~~ application, tuition, ~~or and~~ related fees for persons 60 years of age or older who are residents of this state and who attend classes for credit. ~~No Academic credit may not shall~~ be awarded for attendance in classes for which fees are waived under this subsection. This privilege may be granted only on a space-available basis; if such classes are not filled as of the close of registration. A university may limit or deny the privilege for courses ~~that which~~ are in programs for which the Board of Governors has established selective admissions criteria. Persons paying full fees and state employees taking courses on a space-available basis shall have priority over those persons whose fees are waived in all cases where classroom spaces are limited.

(21) *A state university or Florida College System institution may waive the out-of-state fee for a student who is an intercollegiate athlete receiving an athletic scholarship.*

Section 3. Subsection (3) of section 1011.45, Florida Statutes, is amended to read:

1011.45 End of year balance of funds.—Unexpended amounts in any fund in a university current year operating budget shall be carried forward and included as the balance forward for that fund in the approved operating budget for the following year.

(3) A university's carry forward spending plan ~~must shall~~ include the estimated cost per planned expenditure and a timeline for completion of the expenditure. Authorized expenditures in a carry forward spending plan may include:

(a) Commitment of funds to a public education capital outlay project for which an appropriation has previously been provided that requires additional funds for completion and which is included in the list required by s. 1001.706(12)(d);

(b) Completion of a renovation, repair, or maintenance project that is consistent with ~~the provisions of s. 1013.64(1) or,~~ up to \$5 million per project and replacement of a minor facility ~~that does not exceed 10,000 gross square feet in size up to \$2 million;~~

(c) Completion of a remodeling or infrastructure project, including a project for a developmental research school, ~~up to \$10 million per project,~~ if such project is survey recommended pursuant to s. 1013.31;

(d) Completion of a repair or replacement project necessary due to damage caused by a natural disaster for buildings included in the inventory required pursuant to s. 1013.31;

(e) Operating expenditures that support the *university's* ~~university~~ mission ~~and that are nonrecurring;~~

(f) Any purpose specified by the board or in the General Appropriations Act, *including the requirements in s. 1001.706(12)(c) or similar requirements pursuant to Board of Governors regulations;* and

(g) A commitment of funds to a contingency reserve for expenses incurred as a result of a state of emergency declared by the Governor pursuant to s. 252.36.

Section 4. Subsection (2) of section 1012.886, Florida Statutes, is amended to read:

1012.886 Remuneration of Florida College System institution administrative employees; limitations.—

(2) LIMITATION ON COMPENSATION.—Notwithstanding any other law, resolution, or rule to the contrary, a Florida College System institution administrative employee may not receive more than \$250,000 \$200,000 in remuneration annually from appropriated state funds. Only compensation, as such term is defined in s. 121.021(22), provided to a Florida College System institution administrative employee may be used in calculating benefits under chapter 121.

Section 5. Section 1012.978, Florida Statutes, is amended to read:

1012.978 Bonuses for state university system employees.—Notwithstanding s. 215.425(3), a university board of trustees may implement a bonus scheme based on awards for work performance or employee recruitment and retention. The board of trustees must submit an annual report to the Board of Governors when awarding bonuses the bonus scheme, including the evaluation criteria by which a bonus will be awarded. The use of state funds for the award of a bonus may not exceed 5 percent of the employee's salary. The Board of Governors shall develop a regulation to ensure consistency in the implementation of this section must approve any bonus scheme created under this section before its implementation.

And the title is amended as follows:

Delete lines 9-16 and insert: 1009.26, F.S.; providing that certain fee waivers apply to Florida College System institutions in addition to state universities; authorizing a state university or Florida College System institution to waive the out-of-state fee for a student who is an inter-collegiate athlete receiving a scholarship; amending s. 1011.45, F.S.; revising the list of authorized expenditures that may be included in a carry forward spending plan for state universities; amending s. 1012.886, F.S.; revising the amount a Florida College System administrative employee may receive in remuneration; amending s. 1012.978, F.S.; requiring university boards of trustees to submit an annual report to the Board of Governors when awarding bonuses; specifying a limit on the use of state funds in a bonus that may be awarded; requiring the board to develop a regulation; amending s. 1013.841, F.S.; revising the list of authorized expenditures that may be included in a carry forward spending plan for Florida College System institutions; amending s. 1012.976, F.S.; revising

On motion by Senator Perry, by two-thirds vote, CS for SB 7026, 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: Madam President, Collins, Osgood, Albritton, Davis, Perry, Avila, DiCeglie, Pizzo, Baxley, Garcia, Polsky, Berman, Grall, Powell, Book, Gruters, Rodriguez, Boyd, Harrell, Rouson, Bradley, Hooper, Simon, Brodeur, Hutson, Stewart, Broxson, Ingoglia, Thompson, Burgess, Jones, Trumbull, Burton, Martin, Wright, Calatayud, Mayfield, Yarborough

Nays—None

CS for SB 76—A bill to be entitled An act relating to state park campsite reservations; amending s. 258.014, F.S.; requiring the Division of Recreation and Parks of the Department of Environmental Protection to allow residents and nonresidents to make state park cabin and campsite reservations within specified timeframes; requiring Florida residents to provide information from their Florida driver license or identification card for certain reservations made in advance; providing an effective date.

—was read the second time by title.

Pending further consideration of CS for SB 76, pursuant to Rule 3.11(3), there being no objection, CS for HB 109 was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Hooper—

CS for HB 109—A bill to be entitled An act relating to state park campsite reservations; amending s. 258.014, F.S.; requiring the Division of Recreation and Parks of the Department of Environmental Protection to allow residents and nonresidents to make state park cabin and campsite reservations within specified timeframes; requiring Florida residents to provide information from their Florida driver license or identification card for certain reservations made in advance; providing an effective date.

—a companion measure, was substituted for CS for SB 76 and read the second time by title.

On motion by Senator Hooper, by two-thirds vote, CS for HB 109 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Madam President, Collins, Osgood, Albritton, Davis, Perry, Avila, DiCeglie, Pizzo, Baxley, Garcia, Polsky, Berman, Grall, Powell, Book, Gruters, Rodriguez, Boyd, Harrell, Rouson, Bradley, Hooper, Simon, Brodeur, Hutson, Stewart, Broxson, Ingoglia, Thompson, Burgess, Jones, Trumbull, Burton, Martin, Wright, Calatayud, Mayfield, Yarborough

Nays—None

SB 508—A bill to be entitled An act relating to problem-solving courts; amending s. 397.334, F.S.; revising the responsibilities of coordinators of treatment-based drug court programs; requiring such programs to collect specified data and information for certain purposes; requiring such programs to annually report certain information and data to the Office of the State Courts Administrator; conforming provisions to changes made by the act; amending s. 948.08, F.S.; authorizing courts to determine how long a person may be admitted into certain programs; revising admission requirements for certain programs; conforming provisions to changes made by the act; amending s. 948.16, F.S.; revising eligibility requirements for voluntary admission into certain substance abuse programs; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title. On motion by Senator Rouson, by two-thirds vote, SB 508 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Madam President, Collins, Osgood, Albritton, Davis, Perry, Avila, DiCeglie, Pizzo, Baxley, Garcia, Polsky, Berman, Grall, Powell, Book, Gruters, Rodriguez, Boyd, Harrell, Rouson, Bradley, Hooper, Simon, Brodeur, Hutson, Stewart, Broxson, Ingoglia, Thompson, Burgess, Jones, Trumbull, Burton, Martin, Wright, Calatayud, Mayfield, Yarborough

Nays—None

On motion by Senator Yarborough—

SB 1438—A bill to be entitled An act relating to the protection of children; amending s. 509.261, F.S.; authorizing the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to fine, suspend, or revoke the license of any public lodging establishment or public food service establishment if the establishment admits a child to an adult live performance; specifying that a specified violation constitutes an immediate, serious danger to the public health, safety, or welfare; authorizing the division to issue specified fines for first, second, and subsequent violations of certain provisions; amending s. 561.29, F.S.; specifying that the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation is given full power and authority to revoke or suspend the license of any person issued under the Beverage Law when it is determined or found by the division upon sufficient cause appearing that he or she is maintaining a licensed premises that admits a child to an adult live performance; specifying that a specified violation constitutes an immediate serious danger to the public health, safety, or welfare; authorizing the division to issue specified fines for first, second, and subsequent violations of certain provisions; creating s. 827.11, F.S.; defining the terms “adult live performance” and “knowingly”; prohibiting the raising of specified arguments as a defense in a prosecution for certain violations; prohibiting a person from knowingly admitting a child to an adult live performance; providing criminal penalties; providing an effective date.

—was read the second time by title.

Senator Yarborough moved the following amendment which was adopted:

Amendment 1 (534260)—Delete line 78 and insert:
excitement, or specific sexual activities as those terms are

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

Senator Yarborough moved the following amendment which was adopted:

Amendment 2 (533606) (with title amendment)—Before line 37 insert:

Section 1. Section 255.70, Florida Statutes, is created to read:

255.70 *Public permitting.*—

(1) *As used in this section, the term “governmental entity” means any state, county, district, or municipal officer, department, division, board, bureau, commission, or other separate unit of government created or established by law and any other public or private agency, person, partnership, or corporation or business entity acting on behalf of any public agency.*

(2) *A governmental entity may not issue a permit or otherwise authorize a person to conduct a performance in violation of s. 827.11.*

(3) *If a violation of s. 827.11 occurs for a lawfully issued permit or other authorization, the individual who was issued the permit or other authorization commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.*

And the title is amended as follows:

Between lines 2 and 3 insert: creating s. 255.70, F.S.; defining the term “governmental entity”; prohibiting a governmental entity from issuing a permit or otherwise authorizing a person to conduct a performance in violation of specified provisions; providing criminal penalties;

MOTIONS

On motion by Senator Mayfield, the time of adjournment was extended until completion of the Special Order Calendar, Bills on Third Reading, announcements, and motions.

Pursuant to Rule 4.19, **SB 1438**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SM 1036—A memorial to the Congress of the United States, urging Congress to impel the United States National Guard Bureau to examine the resource allocations of the Florida National Guard and allow an increase in its force structure.

—was read the second time by title. On motion by Senator Wright, **SM 1036** was adopted and certified to the House.

CS for SB 558—A bill to be entitled An act relating to certified nursing assistants; amending s. 400.211, F.S.; authorizing nursing home facilities to allow their registered nurses to delegate certain tasks to certified nursing assistants who meet specified criteria; providing for the designation of such certified nursing assistants as qualified medication aides; requiring qualified medication aides to complete annual validation and inservice training requirements; providing that qualified medication aides may administer medication to residents only under the direct supervision of a licensed nurse; requiring that medication administration be included in certain performance improvement activities tracked by nursing homes in accordance with federal regulations; requiring the Board of Nursing, in consultation with the Agency for Health Care Administration, to adopt rules; amending s. 400.23, F.S.; providing that the time spent by certified nursing assistants performing the duties of a qualified medication aide may not be included in the computing of certain minimum staffing ratio requirements for direct care provided to residents; amending s. 464.0156, F.S.; authorizing registered nurses to delegate to certified nursing assistants the administration of medication to residents in nursing home facilities if the certified nursing assistants meet specified criteria; amending s. 464.2035, F.S.; authorizing certified nursing assistants to administer certain medications to residents of nursing home facilities if they have been delegated such task by a registered nurse and they meet specified criteria; requiring the board, in consultation with the agency, to establish standards and procedures that a certified nursing assistant must follow when administering medication to a resident of a nursing home facility; providing an effective date.

—was read the second time by title. On motion by Senator Burton, by two-thirds vote, **CS for SB 558** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

CS for CS for SB 306—A bill to be entitled An act relating to catalytic converters; creating s. 860.142, F.S.; providing a short title; providing definitions; prohibiting a person from knowingly purchasing a detached catalytic converter unless he or she is a registered secondary metals recycler; requiring a registered secondary metals recycler to comply with specified recordkeeping requirements; providing penalties; prohibiting a person from knowingly possessing, purchasing, selling, or installing a stolen, altered, or detached catalytic converter; providing criminal penalties; providing for an inference that a catalytic converter may have been stolen; creating s. 860.147, F.S.; providing definitions; prohibiting a person from knowingly importing, manufacturing, purchasing for a certain purpose, selling, offering for sale, or installing or

reinstalling a counterfeit, fake, or nonfunctional catalytic converter; providing criminal penalties; amending s. 538.26, F.S.; prohibiting a secondary metals recycler from processing or removing a detached catalytic converter from the recycler's place of business for a specified number of days; providing exceptions; providing an effective date.

—was read the second time by title. On motion by Senator Boyd, by two-thirds vote, **CS for CS for SB 306** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

SB 244—A bill to be entitled An act relating to K-12 teachers; amending s. 1001.20, F.S.; authorizing the Office of Inspector General within the Department of Education to investigate allegations and reports of suspected violations of certain persons' rights; amending s. 1009.26, F.S.; revising the courses eligible for a fee waiver; creating s. 1009.31, F.S.; establishing the Dual Enrollment Educator Scholarship Program; providing requirements for the department and the Board of Governors in administering the program; providing eligibility criteria for applicants; requiring scholarship recipients to agree to specified conditions; providing what the scholarship funds must cover; providing that funding for the program is contingent upon appropriation; requiring the State Board of Education to adopt rules; creating s. 1012.555, F.S.; establishing the Teacher Apprenticeship Program; providing eligibility requirements for apprentice teachers; providing requirements for mentor teachers; providing that a mentor teacher may receive a bonus under specified conditions; providing that an apprenticeship classroom may exceed class size requirements up to a specified limit; authorizing the state board to adopt rules; amending s. 1012.56, F.S.; providing an additional means of demonstrating mastery of subject area knowledge; requiring the department to issue a temporary apprenticeship certificate under certain conditions; amending s. 1012.59, F.S.; waiving specified certification requirements for retired first responders; creating s. 1012.715, F.S.; establishing the Heroes in the Classroom Bonus Program; providing that a retired military veteran or first responder who becomes a full-time classroom teacher may receive a one-time bonus, subject to legislative appropriation; defining the terms "retired first responder" and "veteran"; providing eligibility requirements for the bonus; providing responsibilities for the department; providing responsibilities for the school district; authorizing the state board to adopt rules; creating ch. 1015, F.S., to be entitled "Teachers' Bill of Rights"; creating s. 1015.01, F.S.; providing a short title; creating s. 1015.02, F.S.; providing legislative findings; creating s. 1015.03, F.S.; providing that the right of certain employees to work may not be denied or abridged by specified actions; providing civil and criminal immunity for teachers under certain circumstances; providing that teachers have access to certain liability coverage under certain circumstances; providing that teachers may receive reimbursement of certain expenses under certain circumstances; providing that certain persons have the right to be free from discrimination and may bring actions for specified relief, fees, and costs; providing that teachers must be provided multiple pathways to earn an educator certificate; creating s. 1015.04, F.S.; providing that teachers are guaranteed a coordinated system of professional development; providing that certain teachers may receive specified tuition and fee waivers; creating s. 1015.05, F.S.; authorizing teachers to control and discipline students in their classrooms and certain other places and to take specified actions; creating a rebuttable presumption for teachers under certain circumstances; creating s.

1015.06, F.S.; providing that teachers have the right to direct their classroom instruction; authorizing teachers to bring actions against school districts and request the appointment of a special magistrate under certain circumstances; providing requirements and responsibilities for such magistrates; providing requirements for the state board; providing that teachers have the right to receive certain data in a timely manner; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 244**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1035** was withdrawn from the Committee on Appropriations.

On motion by Senator Calatayud, the rules were waived and—

CS for HB 1035—A bill to be entitled An act relating to teacher training and conduct; requiring the Commissioner of Education to take specified actions relating to classroom teacher training requirements by a specified date; amending s. 1003.32, F.S.; authorizing classroom teachers and other members of staff to request a special magistrate or bring a specified action against a school district if directed by his or her school district or school to violate general law or rule; providing requirements for the appointment of such magistrate; providing for the award of attorney fees and court costs under certain circumstances; revising requirements for determining and imposing discipline; requiring principals to provide specified notification to teachers and to consult with teachers before taking disciplinary action for certain students; conforming cross-references; amending s. 1012.75, F.S.; creating a rebuttable presumption in certain proceedings for teachers and staff members who take specified actions to maintain safety or the educational atmosphere; authorizing such individuals to receive specified legal services; providing an effective date.

—a companion measure, was substituted for **SB 244** and read the second time by title.

Senator Calatayud moved the following amendment:

Amendment 1 (416612) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *By December 31, 2023, the Commissioner of Education shall:*

- (1) *Conduct a thorough and comprehensive review of all classroom teacher training requirements in federal and state law or rule and district policy.*
- (2) *Assess all classroom teacher training requirements and identify any duplicate federal and state training requirements.*
- (3) *Evaluate any potential negative impacts of eliminating certain classroom teacher training requirements in state law or rule or district policy.*
- (4) *Review all available literature related to comprehensive reviews of classroom teacher training requirements in other states.*
- (5) *Eliminate any classroom teacher training requirements not required by federal or state law.*
- (6) *Provide recommendations to the Legislature for eliminating classroom teacher training requirements in state law or rule or district policy.*

Section 2. Paragraph (e) of subsection (4) of section 1001.20, Florida Statutes, is amended to read:

1001.20 Department under direction of state board.—

(4) The Department of Education shall establish the following offices within the Office of the Commissioner of Education which shall coordinate their activities with all other divisions and offices:

(e) *Office of Inspector General.*—Organized using existing resources and funds and responsible for promoting accountability, efficiency, and effectiveness and detecting fraud and abuse within school districts, the Florida School for the Deaf and the Blind, and Florida College System

institutions in Florida. If the Commissioner of Education determines that a district school board, the Board of Trustees for the Florida School for the Deaf and the Blind, or a Florida College System institution board of trustees is unwilling or unable to address substantiated allegations made by any person relating to waste, fraud, or financial mismanagement within the school district, the Florida School for the Deaf and the Blind, or the Florida College System institution, the office *must shall* conduct, coordinate, or request investigations into such substantiated allegations. The office shall investigate allegations or reports of possible fraud or abuse against a district school board made by any member of the Cabinet; the presiding officer of either house of the Legislature; a chair of a substantive or appropriations committee with jurisdiction; or a member of the board for which an investigation is sought. *The office may investigate allegations or reports of suspected violations of a student's, parent's, or teacher's rights.* The office shall have access to all information and personnel necessary to perform its duties and shall have all of its current powers, duties, and responsibilities authorized in s. 20.055.

Section 3. Subsection (3) of section 1003.32, Florida Statutes, is amended to read:

1003.32 Authority of teacher; responsibility for control of students; district school board and principal duties.—Subject to law and to the rules of the district school board, each teacher or other member of the staff of any school shall have such authority for the control and discipline of students as may be assigned to him or her by the principal or the principal's designated representative and shall keep good order in the classroom and in other places in which he or she is assigned to be in charge of students.

(3) A teacher may send a student to the principal's office to maintain effective discipline in the classroom and may recommend an appropriate consequence consistent with the student code of conduct under s. 1006.07. *After determining that the student has violated the student code of conduct, the principal shall respond either by employing the teacher's recommended consequence, or by imposing a more serious disciplinary action, if the student's overall behavioral history of disruptive behavior warrants it. If the principal determines that a lesser disciplinary action other than that recommended by the teacher is appropriate, the principal should consult with the teacher before prior to taking disciplinary action. If the principal determines that the student has not violated the student code of conduct, the principal may not impose any discipline. The principal shall notify the teacher of any decision regarding discipline, or lack thereof, and interventions provided to a student to address the behavior. If the principal deviates in any way from the teacher's recommendation, the principal must provide the reasons for any such deviation in writing to the teacher.*

Section 4. Subsection (18) of section 1009.26, Florida Statutes, is amended to read:

1009.26 Fee waivers.—

(18)(a) For every course in a Program of Strategic Emphasis, as identified in subparagraph 3., or a state-approved teacher preparation program, in which a student is enrolled, a state university shall waive 100 percent of the tuition and fees for an equivalent course in such program for a student who:

1. Is a resident for tuition purposes under s. 1009.21.
2. Has earned at least 60 semester credit hours towards a baccalaureate degree within 2 academic years after initial enrollment at a Florida public postsecondary institution.
3. Enrolls in one of 10 Programs of Strategic Emphasis as adopted by the Board of Governors or a state-approved teacher preparation program. The Board of Governors shall adopt eight Programs of Strategic Emphasis in science, technology, engineering, or math and, beginning with the 2022-2023 academic year, two Programs of Strategic Emphasis in the critical workforce gap analysis category for which a student may be eligible to receive the tuition and fee waiver authorized by this subsection. The programs identified by the board must reflect the priorities of the state and be offered at a majority of state universities.

(b) A waiver granted under this subsection is applicable only for upper-level courses and up to 110 percent of the number of required credit hours of the baccalaureate degree program for which the student is enrolled.

(c) Upon enrollment in a Program of Strategic Emphasis or a state-approved teacher preparation program, the tuition and fees waived under this subsection must be reported for state funding purposes under ss. 1009.534 and 1009.535 and must be disbursed to the student. The amount disbursed to the student *must shall* be equal to the award amount the student has received under s. 1009.534(2) or s. 1009.535(2).

(d) Each state university shall report to the Board of Governors the number and value of all waivers granted annually under this subsection. A state university in compliance with this subsection may earn incentive funding, subject to appropriation, in addition to the funding provided under s. 1001.92.

(e) The Board of Governors shall adopt regulations to administer this subsection.

Section 5. Section 1009.31, Florida Statutes, is created to read:

1009.31 Dual Enrollment Educator Scholarship Program.—

(1) *The Dual Enrollment Educator Scholarship Program is established to assist teachers of grades 9-12 in public schools in this state in obtaining the graduate degree and credentials necessary to provide dual enrollment coursework directly to students on the campuses of such schools.*

(2) *The Department of Education shall:*

(a) *Administer the scholarship program in accordance with rules adopted by the State Board of Education.*

(b) *In consultation with the Board of Governors, identify graduate-level degree programs offered at state universities which meet accrediting agency requirements for teaching general education core courses, as identified in s. 1007.25. The department shall provide the list of approved degree programs to school districts and post it on its website.*

(c) *In consultation with the Board of Governors, identify qualified degree programs that are available entirely online.*

(d) *Identify and prioritize districts for participation in the scholarship program based on each district's ratio of students from low-income and moderate-income households, the availability of dual enrollment courses in the district, and the geographic proximity of high schools in the district to participating postsecondary institutions.*

(e) *Prioritize scholarship program applicants who are currently enrolled in an approved graduate program at a state university.*

(f) *Identify school districts with the highest need for teachers, as described in subsection (1), in which participants completing the scholarship program may teach to satisfy the requirement imposed by subparagraph (4)(a)3.*

(3) *A scholarship applicant must satisfy the following eligibility criteria:*

(a) *Be a certified teacher of grades 9-12 in a public school in this state.*

(b) *Be accepted into, or currently enrolled in, an approved graduate program in a subject within his or her area of certification, as identified pursuant to paragraph (2)(b).*

(4)(a) *As a condition of receiving a scholarship, the recipient must agree to do all of the following:*

1. *Complete the graduate degree program and additional required credentials within 3 academic years of the initial award.*

2. *Upon completion of the degree, teach at least one general education core course, as identified in s. 1007.25, per semester at a public school mutually agreed upon by the school district and the postsecondary in-*

stitution. The recipient may teach additional courses at the school upon the approval of the school district and the postsecondary institution.

3. Remain in his or her district, or an eligible district as identified by the Department of Education, as a certified classroom teacher for at least 3 school years after completion of his or her degree.

(b) A scholarship recipient who does not complete an identified degree, or who does not complete at least 3 school years of service after the completion of an identified degree, must repay the amount of the scholarship to the Department of Education on a schedule determined by the department. The department may provide the teacher additional time to meet his or her service requirement if the department finds that circumstances beyond the control of the teacher caused or contributed to his or her failure to complete the degree or meet the service requirement.

(5) The scholarship must cover the full cost of tuition and fees, including a book stipend each semester, required to complete the teacher's program.

(6) Funding for the Dual Enrollment Educator Scholarship Program is contingent upon the appropriation of funds in the General Appropriations Act.

(7) The State Board of Education shall adopt rules to implement this section.

Section 6. Section 1012.555, Florida Statutes, is created to read:

1012.555 Teacher Apprenticeship Program.—

(1) The Teacher Apprenticeship Program is established to create an alternative pathway for individuals to enter the teaching profession. The Department of Education shall administer the program in accordance with s. 446.011.

(2)(a) An individual must meet the following minimum eligibility requirements to participate in the apprenticeship program:

1. Have received an associate degree from an accredited postsecondary institution.

2. Have earned a cumulative grade point average of 3.0 in that degree program.

3. Have successfully passed a background screening as provided in s. 1012.32.

4. Have received a temporary apprenticeship certificate as provided in s. 1012.56(7)(d).

(b) As a condition of participating in the program, an apprentice teacher must commit to spending the first 2 years in the classroom of a mentor teacher using team teaching strategies identified in s. 1003.03(5)(b) and fulfilling the on-the-job training component of the registered apprenticeship and its associated standards.

(c) An apprentice teacher must do both of the following:

1. Complete 2 years in an apprenticeship before being eligible to apply for a professional certificate established in s. 1012.56(7)(a). Completion of the Teacher Apprenticeship Program does not exempt an apprentice teacher from the requirements of s. 1012.56(2)(c).

2. Receive related instruction as provided in s. 446.051.

(d) An apprentice teacher must be appointed by the district school board as an education paraprofessional and must be paid in accordance with s. 446.032 and rules adopted by the State Board of Education.

(e) An apprentice teacher may change schools or districts after the first year of his or her apprenticeship if the hiring school or district has agreed to fund the remaining year of the apprenticeship.

(3) A teacher who serves as a mentor in the apprenticeship program shall mentor his or her apprentice teacher using team teaching strategies and must, at a minimum, meet all of the following requirements:

(a) Have at least 7 years of teaching experience in this state.

(b) Have received an aggregate score of highly effective on the three most recent available value-added model (VAM) scores, as used by the department, or have received an aggregate score of highly effective on the three most recent available performance evaluations if the teacher does not generate a state VAM score.

(c) Satisfy any other requirements established by the department.

(4) Subject to legislative appropriation, a teacher who serves as a mentor in the apprenticeship program may receive a bonus, as specified in this subsection. If such funding is available:

(a) The district school board must pay a teacher who serves as a mentor 50 percent of the bonus amount upon completion of the first year of the apprenticeship.

(b) The district school board must pay a teacher who serves as a mentor the remainder of the bonus at the conclusion of the apprenticeship if:

1. The teacher successfully guides his or her apprentice to completion of the apprenticeship program;

2. Upon completion of the apprenticeship program, his or her apprentice is hired by a school district or charter school in this state; and

3. The teacher meets any additional requirements imposed by state board rule.

(5) A class in which an apprenticeship is conducted may exceed the class size limitation imposed in s. 1003.03(1) up to 1.5 times the allowable number of students under that subsection.

(6) The State Board of Education may adopt rules to implement this section.

Section 7. Present paragraphs (d) and (e) of subsection (7) of section 1012.56, Florida Statutes, are redesignated as paragraphs (e) and (f), respectively, a new paragraph (d) is added to that subsection, and present paragraph (e) of that subsection and subsection (5) of that section are amended, to read:

1012.56 Educator certification requirements.—

(5) MASTERY OF SUBJECT AREA KNOWLEDGE.—Each of the following is an acceptable means of demonstrating mastery of subject area knowledge ~~are~~:

(a) For a subject requiring only a baccalaureate degree for which a Florida subject area examination has been developed, achievement of a passing score on the Florida-developed subject area examination specified in state board rule.;

(b) For a subject for which a Florida subject area examination has not been developed, achievement of a passing score on a standardized examination specified in state board rule, including, but not limited to, passing scores on both the oral proficiency and written proficiency examinations administered by the American Council on the Teaching of Foreign Languages.;

(c) For a subject for which a Florida subject area examination has not been developed or a standardized examination has not been specified in state board rule, completion of the subject area specialization requirements specified in state board rule and verification of the attainment of the essential subject matter competencies by the district school superintendent of the employing school district or chief administrative officer of the employing state-supported or private school.;

(d) For a subject requiring a master's or higher degree, completion of the subject area specialization requirements specified in state board rule and achievement of a passing score on the Florida-developed subject area examination or a standardized examination specified in state board rule.;

(e) Documentation of a valid professional standard teaching certificate issued by another state.;

(f) Documentation of a valid certificate issued by the National Board for Professional Teaching Standards or a national educator credentialing board approved by the State Board of Education.;

(g) Documentation of successful completion of a United States Defense Language Institute Foreign Language Center program. ~~;~~

(h) Documentation of a passing score on the Defense Language Proficiency Test (DLPT).

(i) For a subject requiring only a baccalaureate degree for which a Florida subject area examination has been developed, documentation of receipt of a master's degree or higher from an accredited postsecondary educational institution that the Department of Education has identified as having a quality program resulting in a baccalaureate degree or higher in the certificate subject area as identified by state board rule.

School districts are encouraged to provide mechanisms for middle grades teachers holding only a K-6 teaching certificate to obtain a subject area coverage for middle grades through postsecondary coursework or district add-on certification.

(7) TYPES AND TERMS OF CERTIFICATION.—

(d) The department shall issue a temporary apprenticeship certificate to any applicant who:

1. Meets the requirements of paragraphs (2)(a), (b), (d), (e), and (f).
2. Completes the subject area content requirements specified in state board rule or demonstrates mastery of subject area knowledge as provided in subsection (5).

~~(f)1.(e)1.~~ A temporary certificate issued under subparagraph (b)1. is valid for 3 school fiscal years and is nonrenewable.

2. A temporary certificate issued under subparagraph (b)2. is valid for 5 school fiscal years, is limited to a one-time issuance, and is nonrenewable.

3. A temporary apprenticeship certificate issued under paragraph (d) is valid for 5 school years, may be issued only once, and is nonrenewable.

At least 1 year before an individual's temporary certificate is set to expire, the department shall electronically notify the individual of the date on which his or her certificate will expire and provide a list of each method by which the qualifications for a professional certificate can be completed. The State Board of Education shall adopt rules to allow the department to extend the validity period of a temporary certificate for 2 years when the requirements for the professional certificate were not completed due to the serious illness or injury of the applicant, the military service of an applicant's spouse, other extraordinary extenuating circumstances, or if the certificateholder is rated highly effective in the immediate prior year's performance evaluation pursuant to s. 1012.34 or has completed a 2-year mentorship program pursuant to subsection (8). The department shall extend the temporary certificate upon approval by the Commissioner of Education. A written request for extension of the certificate shall be submitted by the district school superintendent, the governing authority of a university lab school, the governing authority of a state-supported school, or the governing authority of a private school.

Section 8. Paragraph (d) is added to subsection (3) of section 1012.59, Florida Statutes, to read:

1012.59 Certification fees.—

(3) The State Board of Education shall waive initial general knowledge, professional education, and subject area examination fees and certification fees for:

(d) A retired first responder, which includes a law enforcement officer as defined in s. 943.10(1), a firefighter as defined in s. 633.102(9), or an emergency medical technician or paramedic as defined in s. 401.23.

Section 9. Section 1012.715, Florida Statutes, is created to read:

1012.715 Heroes in the Classroom Bonus Program.—

(1) PURPOSE.—Subject to legislative appropriation, the Department of Education must provide a one-time sign-on bonus, as provided in the General Appropriations Act, to retired first responders and veterans who commit to joining the teaching profession as a full-time classroom teacher. A retired first responder or veteran may receive an additional bonus for teaching a course in a critical teacher shortage area as defined in s. 1012.07.

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

(a) "Retired first responder" means an individual who can document his or her full retirement as a law enforcement officer as defined in s. 943.10(1), a firefighter as defined in s. 633.102(9), or an emergency medical technician or paramedic as defined in s. 401.23.

(b) "Veteran" has the same meaning as in s. 1.01(14).

(3) ELIGIBILITY.—To be eligible to receive a bonus under this section, an individual must:

(a) As applicable, document that he or she has not been the subject of any disciplinary action during the most recent 5 years of his or her employment. For purposes of this paragraph, the term "disciplinary action" includes suspensions, dismissals, and involuntary demotions associated with disciplinary actions;

(b) Document his or her honorable discharge from the military;

(c) Document receipt of a professional certificate or temporary certificate under s. 1012.56(7)(a) and (b)1., respectively; and

(d) Commit to maintaining employment with the district or charter school for a minimum of 2 school years.

(4) DEPARTMENT DUTIES.—The Department of Education shall administer the bonus program. At a minimum, the department shall:

(a) Establish a method for determining the estimated number of eligible military veterans and first responders hired in the applicable fiscal year.

(b) Establish additional minimum criteria necessary to receive the bonus.

(c) Establish an estimated cost to the department associated with developing and administering the program.

(d) Establish a method by which a teacher must reimburse the state if he or she receives the bonus payment under the program but fails to maintain continuous employment for the required 2-year school period.

(e) Identify critical teacher shortage areas in which a military veteran or retired first responder who teaches may be eligible for an additional bonus.

(5) DISTRICT DUTIES.—A school district that hires eligible participants must:

(a) Provide any necessary information requested by the department.

(b) Notify, in a manner established by the department, eligible employees for whom such employment may impact their pension from a previous position.

(6) RULES.—The State Board of Education may adopt rules to implement this section.

Section 10. Chapter 1015, Florida Statutes, consisting of ss. 1015.01-1015.06, Florida Statutes, is created and entitled "Teachers' Bill of Rights."

Section 11. Section 1015.01, Florida Statutes, is created to read:

1015.01 Short title.—This section and ss. 1015.02-1015.06 may be cited as the "Teachers' Bill of Rights."

Section 12. Section 1015.02, Florida Statutes, is created to read:

1015.02 Legislative findings.—The Legislature finds that education is critically important in the development of children in this state. The

Legislature additionally recognizes the supreme importance of having high-quality teachers in the classroom. Further, the Legislature finds it is necessary to establish a clear set of rights for teachers regarding their profession and classrooms.

Section 13. Section 1015.03, Florida Statutes, is created to read:

1015.03 Rights of employment.—

(1) Pursuant to s. 447.301 and s. 6., Art. I of the State Constitution, the right of public employees, including teachers, to work may not be denied or abridged on account of membership or nonmembership in any labor union.

(2)(a) A teacher, except in cases of excessive force or cruel and unusual punishment, may not be held civilly or criminally liable for actions carried out in conformity with State Board of Education rules. Pursuant to s. 1012.75, a teacher shall have access to liability coverage, subject to the General Appropriations Act, through the educator liability insurance program.

(b) Pursuant to s. 1012.26, a teacher may receive a reimbursement of reasonable expenses for legal services from his or her school district if the teacher is charged with civil or criminal actions arising out of and in the course of the performance of assigned duties and responsibilities.

(3) All students and public K-20 educational institution employees, including teachers, have the right to be free from discrimination in public K-20 educational institutions.

(4) Pursuant to s. 1012.56, teachers must be provided multiple pathways to earn an educator certificate.

Section 14. Section 1015.04, Florida Statutes, is created to read:

1015.04 Right to continuing education.—

(1) Teachers are guaranteed a coordinated system of professional development with the goals of increasing student achievement, enhancing classroom instruction, and preparing students for continuing their education or joining the workforce. Pursuant to s. 1012.98, the Department of Education, public postsecondary educational institutions, public school districts, public schools, state education foundations, consortia, and professional organizations must work collaboratively to provide a coordinated system of professional development.

(2) Pursuant to s. 1009.26(10), teachers employed by a school district may receive a waiver for tuition and fees for up to 6 credit hours per term at a state university or Florida College System institution.

Section 15. Section 1015.05, Florida Statutes, is created to read:

1015.05 Right to control the classroom.—

(1) In accordance with state board rules and general law, a teacher has the authority to control and discipline students in his or her classroom and in other places in which the teacher is assigned to be in charge of students. Pursuant to s. 1003.32 and in order to provide an orderly and safe learning environment for students, a teacher may:

(a) Establish classroom rules of conduct.

(b) Establish and implement consequences, which are designed to change behavior, for infractions of classroom rules of conduct.

(c) Have disobedient, disrespectful, violent, abusive, uncontrollable, or disruptive students removed from the classroom for behavior management intervention.

(d) Have violent, abusive, uncontrollable, or disruptive students directed to appropriate school or district school board personnel for information and assistance.

(e) Assist in enforcing school rules on school property, during school-sponsored transportation, and during school-sponsored activities.

(f) Request and receive information relating to the disposition of any referrals to administration for a violation of classroom rules of conduct or school rules.

(g) Request and receive immediate assistance in classroom management if a student becomes uncontrollable or in the case of an emergency.

(h) Request and receive training and other assistance to improve his or her skills in classroom management, violence prevention, conflict resolution, and related areas.

(i) Press charges if there is a reason to believe that a crime has been committed on school property, during school-sponsored transportation, or during school-sponsored activities.

(j) Use reasonable force, according to standards adopted by the State Board of Education, to protect himself or herself or others from injury.

(2) For purposes of this section, in cases in which a teacher faces litigation or professional practices sanctions for an action taken pursuant to subsection (1), there is a rebuttable presumption that a teacher was taking necessary action to restore or maintain the safety or educational atmosphere of his or her classroom.

Section 16. Section 1015.06, Florida Statutes, is created to read:

1015.06 Right to direct classroom instruction.—

(1)(a) In accordance with general law and State Board of Education rules, a teacher has the right to direct his or her classroom instruction. If a teacher is directed by his or her school district or school to violate general law or state board rules, he or she may request the Commissioner of Education to appoint a special magistrate who is a member of The Florida Bar in good standing and who has at least 5 years' experience in administrative law. The special magistrate shall determine facts relating to the dispute over the school district procedure or practice, consider information provided by the teacher and the school district, and render a recommended decision for resolution to the state board within 30 days after receipt of the request by the teacher.

(b) The state board must approve or reject the special magistrate's recommended decision at its next scheduled board meeting. The costs of the special magistrate must be borne by the school district.

(c) If the school district is found in violation of general law or state board rules, the state board may withhold the salary of the superintendent until the violation is corrected.

(2) Pursuant to s. 1008.25, a teacher has the right to receive student assessment data in a timely manner in order to assist in instruction.

Section 17. This act shall take effect July 1, 2023.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to K-12 teachers; requiring the Commissioner of Education to take specified actions relating to classroom teacher training requirements by a specified date; amending s. 1001.20, F.S.; authorizing the Office of Inspector General within the Department of Education to investigate allegations and reports of suspected violations of certain persons' rights; amending s. 1003.32, F.S.; revising the disciplinary actions a principal may impose on a student; revising requirements for disciplinary actions a principal may impose; amending s. 1009.26, F.S.; revising the courses eligible for a fee waiver; creating s. 1009.31, F.S.; establishing the Dual Enrollment Educator Scholarship Program; providing requirements for the department and the Board of Governors in administering the program; providing eligibility criteria for applicants; requiring scholarship recipients to agree to specified conditions; providing what the scholarship funds must cover; providing that funding for the program is contingent upon appropriation; requiring the State Board of Education to adopt rules; creating s. 1012.555, F.S.; establishing the Teacher Apprenticeship Program; providing eligibility requirements for apprentice teachers; providing requirements for mentor teachers; providing that a mentor teacher may receive a bonus under specified conditions; providing that an apprenticeship classroom may exceed class size requirements up to a specified limit; authorizing the state board to adopt rules; amending s. 1012.56, F.S.; providing an additional means of demonstrating mastery of subject area knowledge; requiring the department to issue a temporary apprenticeship certificate under certain conditions; amending s. 1012.59, F.S.; waiving specified certification requirements for retired first responders; creating s. 1012.715, F.S.; establishing the Heroes in the

Classroom Bonus Program; providing that a retired military veteran or first responder who becomes a full-time classroom teacher may receive a one-time bonus, subject to legislative appropriation; defining the terms “retired first responder” and “veteran”; providing eligibility requirements for the bonus; defining the term “disciplinary action”; providing responsibilities for the department; providing responsibilities for the school district; authorizing the state board to adopt rules; creating ch. 1015, F.S., to be entitled “Teachers’ Bill of Rights”; creating s. 1015.01, F.S.; providing a short title; creating s. 1015.02, F.S.; providing legislative findings; creating s. 1015.03, F.S.; providing that the right of certain employees to work may not be denied or abridged by specified actions; providing civil and criminal immunity for teachers under certain circumstances; requiring that teachers have access to certain liability coverage under certain circumstances; providing that teachers may receive reimbursement of certain expenses under certain circumstances; providing that certain persons have the right to be free from discrimination; providing that teachers must be provided multiple pathways to earn an educator certificate; creating s. 1015.04, F.S.; providing that teachers are guaranteed a coordinated system of professional development; providing that certain teachers may receive specified tuition and fee waivers; creating s. 1015.05, F.S.; authorizing teachers to control and discipline students in their classrooms and certain other places and to take specified actions; creating a rebuttable presumption for teachers under certain circumstances; creating s. 1015.06, F.S.; providing that teachers have the right to direct their classroom instruction; authorizing teachers to bring actions against school districts and request the appointment of a special magistrate under certain circumstances; providing requirements and responsibilities for such magistrates; providing requirements for the state board; providing that teachers have the right to receive certain data in a timely manner; providing an effective date.

Senator Calatayud moved the following amendment to **Amendment 1 (416612)** which was adopted:

Amendment 1A (801506) (with title amendment)—Delete lines 276-372 and insert:

Section 7. Paragraph (d) and present paragraph (e) of subsection (7) of section 1012.56, Florida Statutes, as amended by chapter 2023-16, Laws of Florida, are amended, and a new paragraph (e) and paragraph (f) are added to that subsection, to read:

1012.56 Educator certification requirements.—

(7) TYPES AND TERMS OF CERTIFICATION.—

(d) *The department shall issue a temporary apprenticeship certificate to any applicant who:*

1. *Meets the requirements of paragraphs (2)(a), (b), (d), (e), and (f).*
2. *Completes the subject area content requirements specified in state board rule or demonstrates mastery of subject area knowledge as provided in subsection (5).*

(e) A person who is issued a temporary certificate under paragraph (b) must be assigned a teacher mentor for a minimum of 2 school years after commencing employment. Each teacher mentor selected by the school district, charter school, or charter management organization must:

1. Hold a valid professional certificate issued pursuant to this section;
2. Have earned at least 3 years of teaching experience in pre-kindergarten through grade 12; and
3. Have earned an effective or highly effective rating on the prior year’s performance evaluation under s. 1012.34.

(f)1.(e) A temporary certificate issued under paragraph (b) is valid for 5 school fiscal years and is nonrenewable.

2. *A temporary apprenticeship certificate issued under paragraph (d) is valid for 5 school years, may be issued only once, and is nonrenewable.*

At least 1 year before an individual’s temporary certificate is set to expire, the department shall electronically notify the individual of the

date on which his or her certificate will expire and provide a list of each method by which the qualifications for a professional certificate can be completed. The State Board of Education shall adopt rules to allow the department to extend the validity period of a temporary certificate for 2 years when the requirements for the professional certificate were not completed due to the serious illness or injury of the applicant, the military service of an applicant’s spouse, other extraordinary extenuating circumstances, or if the certificateholder is rated highly effective in the immediate prior year’s performance evaluation pursuant to s. 1012.34 or has completed a 2-year mentorship program pursuant to subsection (8). The department shall extend the temporary certificate upon approval by the Commissioner of Education. A written request for extension of the certificate shall be submitted by the district school superintendent, the governing authority of a university lab school, the governing authority of a state-supported school, or the governing authority of a private school.

And the title is amended as follows:

Delete lines 604-608 and insert: amending s. 1012.56, F.S.; revising the validity period for certain temporary certificates; amending s. 1012.59, F.S.; waiving

Amendment 1 (416612), as amended, was adopted.

On motion by Senator Calatayud, by two-thirds vote, **CS for HB 1035**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Madam President	Collins	Perry
Albritton	Davis	Polsky
Avila	DiCeglie	Powell
Baxley	Garcia	Rodriguez
Berman	Grall	Rouson
Boyd	Gruters	Simon
Bradley	Harrell	Stewart
Brodeur	Hooper	Thompson
Broxson	Hutson	Trumbull
Burgess	Ingolia	Wright
Burton	Martin	Yarborough
Calatayud	Mayfield	

Nays—4

Book	Jones	Osgood
Pizzo		

Consideration of **CS for CS for CS for SB 52** was deferred.

MOMENT OF SILENCE

At the request of Senator Collins, the Senate observed a moment of silence for Billy Waugh, a former United States Army Special Forces soldier and CIA paramilitary operations officer, who passed away this day.

MOMENT OF SILENCE

At the request of Senator Rouson, joined by the members of the Florida Legislative Black Caucus—Senators Davis, Jones, Osgood, Powell, Simon, and Thompson—the Senate observed a moment of silence for the fifty-fifth anniversary of the assassination of Dr. Martin Luther King, Jr.

MOTIONS

On motion by Senator Mayfield, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

BILLS ON SPECIAL ORDERS

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, 2023: CS for SB 7026, CS for SB 76, SB 508, SB 1438, SM 1036, CS for SB 558, CS for CS for SB 306, SB 244, CS for CS for CS for SB 52.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

REPORTS OF COMMITTEES

The Committee on Criminal Justice recommends the following pass: CS for SB 490

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

The Committee on Environment and Natural Resources recommends the following pass: SB 1336

The bill was referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 338; SB 1198

The Committee on Judiciary recommends the following pass: SB 8

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

The Committee on Education Pre-K -12 recommends the following pass: SB 804; SB 1564

The bills were referred to the Appropriations Committee on Education under the original reference.

The Committee on Health Policy recommends the following pass: SB 268; SB 1084; SB 1352

The bills were referred to the Appropriations Committee on Health and Human Services under the original reference.

The Committee on Judiciary recommends the following pass: SB 1260

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Judiciary recommends the following pass: SB 828

The bill was referred to the Committee on Criminal Justice under the original reference.

The Committee on Criminal Justice recommends the following pass: CS for SB 364

The Committee on Health Policy recommends the following pass: SB 252

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

The Committee on Criminal Justice recommends the following pass: CS for SB 786

The Committee on Education Pre-K -12 recommends the following pass: SB 4; SB 348; SB 444

The Committee on Health Policy recommends the following pass: CS for SB 16; SB 1580

The Committee on Judiciary recommends the following pass: SB 442; SB 1388

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

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 1538

The bill with committee substitute attached was referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Environment and Natural Resources recommends a committee substitute for the following: CS for SB 1346

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Education Pre-K -12 recommends that the Senate confirm the following appointments made by the Governor:

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
State Board of Education	
Appointees: Byrd, Esther	12/31/2025
Christie, Grazie	12/31/2025

The Committee on Transportation recommends that the Senate confirm the following appointments made by the Governor:

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
Central Florida Expressway Authority	
Appointees: Maier, Christopher	12/31/2026
Martinez, Rafael E.	12/31/2026

Secretary of Transportation

Appointee: Perdue, Jared W.	Pleasure of Governor
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The appointments were referred to the Committee on Ethics and Elections under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Environment and Natural Resources; and Community Affairs; and Senator Avila—

CS for CS for SB 1346—A bill to be entitled An act relating to local regulation of nonconforming or unsafe structures; creating s. 553.8991, F.S.; providing a short title; defining terms; providing applicability; prohibiting local governments from prohibiting, restricting, or preventing the demolition of certain structures unless necessary for public safety; authorizing local governments to review demolition permit applications only for a specified purpose; requiring that replacement structures be permitted to be developed in accordance with applicable development regulations; prohibiting local governments from taking

certain actions regarding replacement structures; providing for retroactive application; providing applicability and construction; preempting regulation of the demolition or replacement of certain structures to the state under certain circumstances; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Stewart—

CS for SB 1538—A bill to be entitled An act relating to implementation of the recommendations of the Blue-Green Algae Task Force; amending s. 403.067, F.S.; requiring the Department of Environmental Protection to assess certain projects; providing requirements for the assessments; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1285 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Jeff Takacs, Clerk

By Appropriations Committee, State Affairs Committee and Representative(s) Giallombardo—

CS for CS for HB 1285—A bill to be entitled An act relating to the Florida State Guard; amending s. 120.80, F.S.; providing that certain functions of the Florida State Guard are not rules as defined by ch. 120, F.S.; amending s. 250.44, F.S.; prohibiting certain actions regarding clothing, arms, military outfits, and property of the Florida State Guard; requiring certain information to be reported to the director of the Division of the State Guard within the Department of Military Affairs; providing a penalty; amending s. 251.001, F.S.; providing a short title; providing the scope of chapter 251, F.S.; revising provisions relating to the creation and authorization of the Florida State Guard; providing the authorized maximum number of volunteer personnel of the Florida State Guard; creating the Division of the State Guard within the Department of Military Affairs; providing that the head of the division is a director appointed by and serving at the pleasure of the Governor; providing eligibility requirements for the director; providing that the division is a separate budget entity; requiring the department to provide administrative support to the division; providing division responsibilities; authorizing the director to establish a services structure for certain purposes; revising and providing definitions; removing provisions establishing authority of the department and the Adjutant General with respect to the Florida State Guard; providing additional duties of the division and director; revising qualifications for applicants to the Florida State Guard; requiring the director to organize and establish a specialized unit within the Florida State Guard; providing criteria and authority for members of the specialized unit; revising the criteria for activation of the Florida State Guard; requiring the division to reimburse members for per diem and travel expenses; authorizing other compensation subject to appropriation; requiring the director to adopt rules; conforming provisions to changes made by the act; repealing ss. 251.01, 251.02, 251.03, 251.04, 251.05, 251.06, 251.07, 251.08, 251.09, 251.10, 251.11, 251.12, 251.13, 251.14, 251.15, 251.16, and 251.17, F.S., relating to the Florida State Defense Force; amending s. 790.25, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 5101 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Jeff Takacs, Clerk

By PreK-12 Appropriations Subcommittee and Representative(s) Tomkow—

HB 5101—A bill to be entitled An act relating to education; amending ss. 110.1228 and 402.22, F.S.; conforming cross-references; amending s. 1001.215, F.S.; revising duties of the Just Read, Florida! Office; amending s. 1001.26, F.S.; requiring the Department of Education to provide funds to certain public colleges and universities; amending s. 1001.43, F.S.; authorizing district school boards to adopt policies for an enrollment fee for specified summer courses; providing fee requirements; amending s. 1002.32, F.S.; revising funding requirements for developmental research schools; conforming provisions to changes made by the act; amending s. 1002.33, F.S.; providing minimum base salary requirements for certain charter school personnel; amending s. 1002.37, F.S.; revising funding requirements for the Florida Virtual School; conforming provisions to changes made by the act; amending s. 1002.394, F.S.; revising funding requirements for the Family Empowerment Scholarship Program; conforming provisions to changes made by the act; revising department duties; prohibiting students from being submitted for funding under such program after a specified date; amending ss. 1002.45, 1002.59, 1002.71, 1002.84, 1002.89, and 1003.03, F.S.; conforming provisions and cross-references to changes made by the act; creating s. 1003.4201, F.S.; requiring school districts to implement a system of comprehensive reading instruction for specified students that includes a specified plan; providing plan requirements; providing school district and department requirements; defining the term "evidence-based"; amending ss. 1003.4203, 1003.485, 1003.4935, 1003.621, and 1004.935, F.S.; conforming provisions and cross-references to changes made by the act; creating s. 1006.041, F.S.; requiring school districts to implement a school-based mental health assistance program for specified students that includes a specified plan; providing plan and school district requirements; amending s. 1006.07, F.S.; conforming provisions to changes made by the act; amending s. 1006.12, F.S.; revising provisions relating to the provision of safe school officers; conforming provisions to changes made by the act; amending s. 1006.1493, F.S.; requiring school districts to annually report specified information relating to the Florida Safe Schools Assessment Tool to the Office of Safe Schools; amending s. 1006.28, F.S.; conforming cross-references; requiring district school superintendents to annually certify specified information to the Commissioner of Education; exempting certain instructional materials from specified procedures; amending s. 1006.40, F.S.; revising requirements for the instructional materials allocation and the purchase of instructional materials; conforming provisions to changes made by the act; amending s. 1007.271, F.S.; requiring school districts to pay for the cost of specified instructional materials; conforming cross-references; amending ss. 1008.25 and 1008.345, F.S.; conforming provisions and cross-references to changes made by the act; amending s. 1008.365, F.S.; revising requirements for the Reading Achievement Initiative for Scholastic Excellence Program; conforming cross-references; amending s. 1008.44, F.S.; conforming cross-references; amending s. 1010.20, F.S.; conforming cross-references; amending s. 1011.60, F.S.; providing minimum base salary requirements for certain teachers; amending s. 1011.61, F.S.; conforming cross-references; amending s. 1011.62, F.S.; revising provisions relating to the Florida Education Finance Program; revising the calculation of the annual allocation to each school district and the funding model for exceptional student education programs; renaming the "district cost differential" as the "comparable wage factor"; revising the calculation of such factor; creating the state-funded discretionary contribution; providing contribution requirements; creating the supplemental academic and support services allocation and the exceptional student education guaranteed allocation; providing allocation requirements; deleting the categorical funds, determination of sparsity supplement, evidence-based reading instruction allocation, safe schools allocation, mental health assistance allocation, teacher salary increase allocation, requirements for computation of prior year district required local effort, and turnaround school supplemental services allocation; revising the calculation of the supplemental allocation for juvenile justice education programs; creating the categorical funds; creating the state-funded discretionary supplement; providing supplement requirements; conforming provisions and cross-references to changes made by the act; amending s. 1011.622, F.S.; conforming a cross-reference; repealing s. 1011.67, F.S., relating to funds for instructional materials; amending ss. 1011.68, 1011.69, 1011.71, 1011.84, 1012.22, 1012.44, 1012.584, and 1012.586, F.S.; conforming provisions and cross-references to changes made by the act; amending s. 1012.71, F.S.; revising provisions for the calculation of Florida Teachers Classroom Supply Assistance Program

funds; deleting provisions relating to the distribution of program funds; requiring the department to administer a competitive procurement through which eligible classroom teachers may purchase classroom materials and supplies; requiring school districts to provide certain information to the department annually by a specified date; deleting a requirement that classroom teachers sign a specified statement; revising requirements for unused funds; creating s. 1012.715, F.S.; requiring the department to provide a one-time sign-on bonus to honorably discharged and retired military veterans and retired first responders who join the teaching profession; providing eligibility criteria; providing for an additional bonus under certain circumstances; providing department and school district responsibilities; authorizing the State Board of Education to adopt rules; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 5303 and requests that the Senate pass the bill as passed by the House or agree to include the bill in the budget conference.

Jeff Takacs, Clerk

By Health Care Appropriations Subcommittee and Representative(s) Garrison—

HB 5303—A bill to be entitled An act relating to biomedical research; amending s. 20.435, F.S.; expanding the uses of the Biomedical Research Trust Fund; amending s. 381.915, F.S.; revising a definition; authorizing a specified amount from the total appropriated funds for the Casey DeSantis Cancer Research Program to be distributed to participating cancer centers; requiring a report for specified statewide cancer statistics to include breast cancer; amending s. 381.922, F.S.; removing a certain award of an endowment for a specified program; providing an effective date.

—was referred to the Committee on Appropriations.

RETURNING MESSAGES

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 7018 by the required constitutional three-fifths vote of the membership, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Jeff Takacs, Clerk

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 7024, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Jeff Takacs, Clerk

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 7028 by the required constitutional three-fifths vote of the membership, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Jeff Takacs, Clerk

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 7032 by the required constitutional three-fifths vote of the membership, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Jeff Takacs, Clerk

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 7034 by the required constitutional three-fifths vote of the membership, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Jeff Takacs, Clerk

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 7036 by the required constitutional three-fifths vote of the membership, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Jeff Takacs, Clerk

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 7038 by the required constitutional three-fifths vote of the membership, with 1 amendment, and that the House accedes to the request of the Senate for a budget conference.

Jeff Takacs, Clerk

RETURNING MESSAGES — FINAL ACTION

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 106.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 7030 by the required constitutional three-fifths vote of the membership.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 3 was corrected and approved.

CO-INTRODUCERS

Senators Calatayud—CS for SB 494, SB 818; Collins—SB 858; Osgood—SB 858, SB 1712; Rodriguez—SB 1312; Thompson—SB 8, SB 858

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 6:56 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 2:00 p.m., Tuesday, April 11 or upon call of the President.



Journal of the Senate

Number 14—Regular Session

Tuesday, April 11, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 2:00 p.m. A quorum present—40:

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Excused: Senator Yarborough at 2:54 p.m.

PRAYER

The following prayer was offered by Bishop John Baker, New Hope International Outreach Ministries, Tallahassee:

Father, we thank you for this new day and for all the opportunities that you will afford us as we reflect and demonstrate your love with compassion and kindness in service to each other.

Father, I stand here today in the chamber of the Florida Senate, and from this spot, I ask for your blessings and guidance for the men and women who serve in this great chamber. I give you thanks for their dedication to public service and for the greater good for every Floridian. I thank you, Father, for their commitment to the ideals of democracy, our justice system, and their pledge to ensure fairness for all citizens of this great state.

God, the issues that these Senators are tasked to debate and to find solutions for that will advance our state are numerous. They are complex; they are controversial; and some are divisive. So today, I ask that you grant the men and women who serve in this chamber strength, wisdom, knowledge, and understanding. Father, they need these virtues for this season.

Father, let the legislative directives offered by this chamber for the problems and issues Florida faces bring prosperity to the state, healing to the land and to the people, and pull Florida together. Father, we also pray that the spirit of civility that has existed in this chamber will continue to do so. Let all men and women who serve in this chamber, regardless of the capacity in which they serve, continue to exemplify this spirit. If there's ever a place in Florida where men and women can look to see unity, let it be this chamber—Senators reaching across the aisle working together for the common good of our state.

Father, you are the giver of good gifts, and I have no doubt that you will grant the Senate these mercies. Bless the Florida Senate. Bless the State of Florida. It is in your son's name, Jesus, I pray. Amen.

PLEDGE

Senate Pages, Gordon Anderson of Panama City Beach; Sara Henkel of Seminole; and Aubrey Rosenhaus of Miami 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. Joshua Patton of Tampa as the doctor of the day, here at her invitation. Dr. Patton specializes in internal and sports medicine.

MOMENT OF SILENCE

On motion by Senators Hutson and Thompson, the Senate observed a moment of silence in memory of former Senator Nancy Detert, who passed away on April 5, 2023. Senator Detert represented Senate District 28 from 2008-2016 and served in the House of Representatives from 1998-2006. Senator Detert was currently serving as Vice Chair of the Sarasota County Commission.

BILLS ON THIRD READING

SB 1438—A bill to be entitled An act relating to the protection of children; creating s. 255.70, F.S.; defining the term “governmental entity”; prohibiting a governmental entity from issuing a permit or otherwise authorizing a person to conduct a performance in violation of specified provisions; providing criminal penalties; amending s. 509.261, F.S.; authorizing the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to fine, suspend, or revoke the license of any public lodging establishment or public food service establishment if the establishment admits a child to an adult live performance; specifying that a specified violation constitutes an immediate, serious danger to the public health, safety, or welfare; authorizing the division to issue specified fines for first, second, and subsequent violations of certain provisions; amending s. 561.29, F.S.; specifying that the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation is given full power and authority to revoke or suspend the license of any person issued under the Beverage Law when it is determined or found by the division

upon sufficient cause appearing that he or she is maintaining a licensed premises that admits a child to an adult live performance; specifying that a specified violation constitutes an immediate serious danger to the public health, safety, or welfare; authorizing the division to issue specified fines for first, second, and subsequent violations of certain provisions; creating s. 827.11, F.S.; defining the terms “adult live performance” and “knowingly”; prohibiting the raising of specified arguments as a defense in a prosecution for certain violations; prohibiting a person from knowingly admitting a child to an adult live performance; providing criminal penalties; providing an effective date.

—as amended April 4, was read the third time by title.

On motion by Senator Yarborough, **SB 1438**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—28

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Simon
Bradley	Gruters	Trumbull
Brodeur	Harrell	Wright
Broxson	Hooper	Yarborough
Burgess	Hutson	
Burton	Ingoglia	

Nays—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

SPECIAL ORDER CALENDAR

CS for SB 478—A bill to be entitled An act relating to the Early Childhood Music Education Incentive Program; amending s. 1003.481, F.S.; renaming the Early Childhood Music Education Incentive Pilot Program as the Early Childhood Music Education Incentive Program; transferring certain duties regarding the program’s administration from the Commissioner of Education to the Department of Education; specifying that program funds are subject to legislative appropriation; revising criteria for a school district’s eligibility to participate in the program; deleting an obsolete provision requiring the University of Florida’s College of Education to conduct a specified evaluation; abrogating the scheduled expiration of provisions governing the program; providing an effective date.

—was read the second time by title. On motion by Senator Perry, by two-thirds vote, **CS for SB 478** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

CS for SB 664—A bill to be entitled An act relating to contracts entered into by the Department of Children and Families; amending s. 409.996, F.S.; revising requirements for contracts between the department and lead agencies; providing an effective date.

—was read the second time by title. On motion by Senator Burgess, by two-thirds vote, **CS for SB 664** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

CS for SB 732—A bill to be entitled An act relating to Collegiate Purple Star Campuses; creating s. 1004.071, F.S.; defining the term “military student”; requiring the State Board of Education to adopt rules and the Board of Governors to adopt regulations to establish the Collegiate Purple Star Campuses program; specifying program criteria for participating Florida College System institutions, state universities, and career centers; providing an effective date.

—was read the second time by title. On motion by Senator Wright, by two-thirds vote, **CS for SB 732** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	

Nays—None

Vote after roll call:

Yea—Madam President

CS for SB 764—A bill to be entitled An act relating to interference with sporting or entertainment events; creating s. 871.05, F.S.; providing definitions; prohibiting certain actions during covered sporting and entertainment events; providing criminal penalties; prohibiting profiting from violations; providing for seizure and forfeiture of specified assets; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 764**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 319** was withdrawn from the Committee on Rules.

On motion by Senator Simon—

CS for HB 319—A bill to be entitled An act relating to interference with sporting or entertainment events; creating s. 871.05, F.S.; providing definitions; prohibiting certain actions during covered sporting and entertainment events; providing criminal penalties; prohibiting profiting from violations; providing for seizure and forfeiture of specified assets; providing an effective date.

—a companion measure, was substituted for **CS for SB 764** and read the second time by title.

On motion by Senator Simon, by two-thirds vote, **CS for HB 319** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

Consideration of **CS for CS for SB 1098** was deferred.

SB 1210—A bill to be entitled An act relating to public records; amending s. 943.0583, F.S.; expanding an existing public records exemption relating to human trafficking victims seeking expunction of certain records related to an offense listed in s. 775.084(1)(b)1., F.S.; providing for future review and repeal of the expanded exemption; providing for the reversion of specified provisions if the exemption is not saved from repeal; providing that a petition for human trafficking victim expunction and all pleadings and documents related to the petition are confidential and exempt from public records requirements; 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.

Senator Burgess moved the following amendment which was adopted:

Amendment 1 (774144) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (d) is added to subsection (3) of section 943.0583, Florida Statutes, as amended by SB 1690 or similar legislation, 2023 Regular Session, and subsections (10) and (11) of that section are republished, to read:

943.0583 Human trafficking victim expunction.—

(3)

(d) *The expansion by paragraph (b) of the public records exemption contained in subsection (10) to allow for the expunction of certain criminal history records related to an offense listed in s. 775.084(1)(b)1. is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2028, unless reviewed and saved from repeal through reenactment by the Legislature. If the expansion of the exemption is not saved from repeal, this subsection shall revert to that in existence on June 30, 2023, except that any amendments to this subsection 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 this subsection which expire pursuant to this paragraph.*

(10)(a) A criminal history record ordered expunged under this section that is retained by the department is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution, except that the record shall be made available:

1. To criminal justice agencies for their respective criminal justice purposes.
2. To any governmental agency that is authorized by state or federal law to determine eligibility to purchase or possess a firearm or to carry a concealed firearm for use in the course of such agency's official duties.
3. Upon order of a court of competent jurisdiction.

(b) A criminal justice agency may retain a notation indicating compliance with an order to expunge.

(11)(a) The following criminal intelligence information or criminal investigative information is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution:

1. Any information that reveals the identity of a person who is a victim of human trafficking whose criminal history record has been expunged under this section.
2. Any information that may reveal the identity of a person who is a victim of human trafficking whose criminal history record has been ordered expunged under this section.

(b) Criminal investigative information and criminal intelligence information made confidential and exempt under this subsection may be disclosed by a law enforcement agency:

1. In the furtherance of its official duties and responsibilities.
2. For print, publication, or broadcast if the law enforcement agency determines that such release would assist in locating or identifying a person that the agency believes to be missing or endangered. The information provided should be limited to that needed to identify or locate the victim.
3. To another governmental agency in the furtherance of its official duties and responsibilities.

(c) This exemption applies to such confidential and exempt criminal intelligence information or criminal investigative information held by a law enforcement agency before, on, or after the effective date of the exemption.

Section 2. Subsection (12) is added to section 943.0583, Florida Statutes, to read:

943.0583 Human trafficking victim expunction.—

(12)(a) *A petition filed pursuant to this section and all pleadings and documents related to the petition are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.*

(b) *This subsection is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2028, unless reviewed and saved from repeal through reenactment by the Legislature.*

Section 3. (1) *The Legislature finds it is a public necessity that criminal history records of human trafficking victims related to any offense listed in s. 775.084(1)(b)1., Florida Statutes, which offense was dismissed or nolle prosequi by the state attorney or statewide prosecutor or dismissed by a court of competent jurisdiction, or for which a judgment of acquittal was rendered by a judge or a verdict of not guilty was rendered by a judge or jury, and the records of which are ordered to be expunged under s. 943.0583, Florida Statutes, be made confidential and exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution.*

(2) *Further, the Legislature finds that it is a public necessity that a petition filed under s. 943.0583, Florida Statutes, and all pleadings and documents related to the petition be made confidential and exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution. Persons who are victims of human trafficking and who have been arrested, charged, or convicted of crimes committed at the behest of*

their traffickers are themselves victims of crimes. These victims face barriers to employment and loss of other life opportunities, and the fact that they are seeking expungement, as well as the information contained in related pleadings and documents, would expose these petitioners to possible discrimination due to details of their past lives becoming public knowledge. Therefore, it is necessary that such specified criminal history records, even though such records are related to certain serious offenses, and such petitions, pleadings, and related documents be made confidential and exempt in order for human trafficking victims to have the chance to rebuild their lives and reenter society.

Section 4. *The amendment to s. 943.0583(3), Florida Statutes, made by this act shall take effect only if SB 1690, 2023 Regular Session, or similar legislation takes effect and if such legislation is adopted in the same legislative session or an extension thereof and becomes a law.*

Section 5. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2023.

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; amending s. 943.0583, F.S.; expanding an existing public records exemption relating to human trafficking victims seeking expunction of certain records related to an offense listed in s. 775.084(1)(b)1., F.S.; providing for future review and repeal of the expanded exemption; providing for the reversion of specified provisions if the exemption is not saved from repeal; providing that a petition for human trafficking victim expunction and all pleadings and documents related to the petition are 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; providing effective dates.

On motion by Senator Burgess, by two-thirds vote, **SB 1210**, as amended, was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

SM 1382—A memorial to the Congress of the United States, urging Congress to restore the United States Department of Defense’s superior warfighting principles of recruiting, assigning, training, promoting, and retaining personnel solely based on merit and ensuring such personnel maintain and display a warrior ethos.

—was read the second time by title.

On motion by Senator Collins, further consideration of **SM 1382** was deferred.

ADOPTION OF RESOLUTIONS

On motion by Senator Brodeur—

By Senator Brodeur—

SR 1732—A resolution recognizing April 11, 2023, as “Path of the Panther Day” in Florida to highlight the recovery of the Florida panther and celebrate the Florida Wildlife Corridor.

WHEREAS, the Florida panther, the official state animal of this state, is an endangered species protected under the Endangered Species Act, with its survival and ultimate recovery dependent upon protection of the Florida Wildlife Corridor, and

WHEREAS, the Legislature recognizes that Florida’s population is growing rapidly and that the lands and waters that provide Florida’s natural infrastructure and vital habitat for wide-ranging wildlife, such as the Florida panther, need to be preserved and protected, and

WHEREAS, the Legislature has prioritized investments in environmental restoration and clean water resources with record funding for water storage, water quality, and the restoration of the Everglades, as well as the preservation and expansion of the iconic Florida Wildlife Corridor, and

WHEREAS, the award-winning film “Path of the Panther” and the book of the same name, which both feature photography by Carlton Ward, Jr., highlight these efforts and the urgency to protect all 18 million acres of the Florida Wildlife Corridor, 10 million acres of which are currently under some form of protection, with another 8 million acres remaining as opportunity areas, and

WHEREAS, the remarkable photographs by conservation photographer and National Geographic Explorer Carlton Ward, Jr., which are featured in both the film and book, are prominently displayed in the office of Senate President Kathleen Passidomo and featured during the month of April 2023 on the 22nd floor observatory and gallery of the Capitol in Tallahassee, and

WHEREAS, the opportunity areas highlighted in the film and book and the related photography exhibits represent the land required to create a continuous swath of land and water for wide-ranging wildlife, such as the Florida panther, to access the habitats they need to survive, and

WHEREAS, with the passage of the Florida Wildlife Corridor Act, hundreds of thousands of additional acres will be preserved through Florida Forever programs, including land acquisition under the Department of Environmental Protection and the Rural and Family Lands Protection program under the Department of Agriculture and Consumer Services, as well as other state programs and efforts to acquire lands for conservation and preservation, and

WHEREAS, the protected lands of the Florida Wildlife Corridor include both public conservation lands and private agricultural lands acquired by the state’s purchase of development rights of farmers and ranchers who will be able to continue their operations in perpetuity while ensuring that these lands will never be developed, and

WHEREAS, on March 8, 2023, the Senate unanimously passed legislation that will expand access to the Florida Wildlife Corridor by connecting it to Florida’s Greenways and Trails System and the SUN Trail Network, as well as to recreational pathways of heritage small towns across this state, and

WHEREAS, Florida is one of the fastest-growing states in the nation, and time is of the essence to save and preserve ranches, groves, farms, and forestry areas that are compatible with the Florida Wildlife Corridor, and

WHEREAS, the Florida Senate is joined in its efforts to conserve, preserve, and expand the iconic Florida Wildlife Corridor by myriad advocacy groups and supporters from across this state and around the globe, NOW, THEREFORE,

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

That April 11, 2023, is recognized as “Path of the Panther Day” in Florida to highlight the recovery of the Florida panther and celebrate the Florida Wildlife Corridor.

—was taken up instanter and read the second time in full. On motion by Senator Brodeur, **SR 1732** was adopted.

SPECIAL GUESTS

Senator Brodeur introduced special guests Mallory Lykes Dimmitt, CEO of the Florida Wildlife Corridor Foundation; Carlton Ward, Jr., conservation photographer and National Geographic Explorer; Arnie Bellini and Lisa Shipley, Live Wildly Foundation; and Traci Deen, Conservation Florida, who were present in the chamber in support of SR 1732, which recognized April 11, 2023, as "Path of the Panther Day" in Florida. This Senate resolution highlights the recovery of the Florida panther and celebrates the Florida Wildlife Corridor.

SENATOR BAXLEY PRESIDING

SPECIAL ORDER CALENDAR, continued

The Senate resumed consideration of—

SM 1382—A memorial to the Congress of the United States, urging Congress to restore the United States Department of Defense's superior warfighting principles of recruiting, assigning, training, promoting, and retaining personnel solely based on merit and ensuring such personnel maintain and display a warrior ethos.

—which was previously considered this day.

INTRODUCTION OF FORMER SENATORS

The President recognized former Senator Anitere Flores who was present in the chamber.

THE PRESIDENT PRESIDING

INTRODUCTION OF FORMER SENATORS

The President recognized former Senator Ron Klein who was present in the chamber.

On motion by Senator Collins, SM 1382 was adopted.

The vote was:

Yeas—34

Table with 3 columns: Madam President, Collins, Mayfield, Albritton, Davis, Osgood, Avila, DiCeglie, Perry, Baxley, Garcia, Pizzo, Book, Grall, Rodriguez, Boyd, Gruters, Simon, Bradley, Harrell, Stewart, Brodeur, Hooper, Torres, Broxson, Hutson, Trumbull, Burgess, Ingoglia, Wright, Burton, Jones, Calatayud, Martin

Nays—5

Table with 3 columns: Berman, Powell, Thompson, Polsky, Rouson

CS for SB 7014—A bill to be entitled An act relating to juvenile justice; amending s. 20.316, F.S.; requiring that the secretary of the Department of Juvenile Justice oversee the establishment of the Florida Scholars Academy; revising a duty of the secretary; creating s. 985.619, F.S.; requiring that the department establish the academy; specifying the academy's mission; requiring the academy to provide students with greater access to secondary and postsecondary educational opportunities; providing requirements for the contractual agreement entered into by the department with an education service provider; requiring that the superintendent of the academy be approved by the secretary;

requiring that the academy be governed by a board of trustees; providing for board membership; specifying the powers and duties of the board; specifying funding sources for the academy; providing requirements related to funding; prohibiting the pledging of the state's credit on behalf of the academy; requiring annual financial audits of the academy; providing audit requirements; providing requirements for an audit report; authorizing the department to adopt rules; amending s. 1000.04, F.S.; specifying that the academy is a component of the delivery of public education within Florida's Early Learning-20 education system; amending s. 1013.53, F.S.; requiring the department to provide early notice to school districts regarding the siting of new juvenile justice detention facilities; requiring that school districts be consulted regarding the types of students expected to be assigned to detention facilities, rather than commitment facilities; deleting requirements of the department related to commitment facilities; providing an appropriation; providing an effective date.

—was read the second time by title.

Senator Martin moved the following amendments which were adopted:

Amendment 1 (495992)—Delete lines 109-141 and insert: eligible students within the juvenile justice system, and to prepare students for gainful employment as productive citizens upon their reentry into the community. Educational pathways will include a K-12 education, a high school equivalency diploma, a career and technical education credential pursuant to s. 1003.4282(10), and enrollment in a degree program at a state college or university, with an emphasis on attaining an industry-recognized credential of value from the Master Credentials List under s. 445.004(4)(h).

(3) REQUIRED CONTRACTING.—

(a) The department shall enter into a contractual agreement with an education service provider with a proven track record of success to operate, provide, or supplement full-time instruction and instructional support services for students to earn a high school diploma or high school equivalency diploma, enroll in a degree program at a state college or university, and earn industry-recognized credentials of value from the Master Credentials List. The contracted education service provider is responsible for the administration of all educational services to students enrolled in the academy.

(b) The superintendent of the Florida Scholars Academy must be approved by the secretary of the department. The superintendent is responsible for the management and day-to-day operations of the Florida Scholars Academy.

(4) GOVERNING BODY; POWERS AND DUTIES.—

(a)1. The Florida Scholars Academy shall be governed by a board of trustees, composed of the following five members:

- a. The secretary of the department, or his or her designee.
b. Four members appointed by the Governor.

Amendment 2 (825754)—Delete lines 220-223 and insert: rules.

On motion by Senator Martin, by two-thirds vote, CS for SB 7014, 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: Madam President, Burgess, Hooper, Albritton, Burton, Hutson, Avila, Calatayud, Ingoglia, Baxley, Collins, Jones, Berman, Davis, Martin, Book, DiCeglie, Mayfield, Boyd, Garcia, Osgood, Bradley, Grall, Perry, Brodeur, Gruters, Pizzo, Broxson, Harrell, Polsky

Powell	Simon	Torres
Rodriguez	Stewart	Trumbull
Rouson	Thompson	Wright

Nays—None

On motion by Senator Collins, by unanimous consent—

CS for CS for SB 264—A bill to be entitled An act relating to interests of foreign countries; creating s. 287.138, F.S.; defining terms; prohibiting governmental entities from knowingly entering into certain contracts; prohibiting governmental entities from taking specified actions after a specified date relating to contracts that give certain access to personal identifying information; providing an exception; authorizing the Attorney General to bring a civil action; providing penalties; requiring penalties to be deposited into the General Revenue Fund; requiring the Department of Management Services to adopt rules; creating s. 288.007, F.S.; defining terms; prohibiting governmental entities from knowingly entering into certain contracts; requiring governmental entities to require an affidavit from applicants before providing any economic incentive; requiring the Department of Economic Opportunity to adopt rules; providing a directive to the Division of Law Revision to create part III of ch. 692, F.S., to be entitled “Conveyances to Foreign Entities”; creating s. 692.201, F.S.; defining terms; creating ss. 692.202 and 692.203, F.S.; prohibiting foreign principals from purchasing agricultural land, or interest in such land, and certain real property in the state, respectively; authorizing foreign principals to continue to own or hold such land or property under certain circumstances; requiring certain foreign principals that own or acquire such land or real property to register with a specified department; requiring the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to establish a form for such registration; providing civil penalties; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity to place a lien against unregistered agricultural land or real property, respectively; requiring certain foreign principals to sell, transfer, or otherwise divest themselves of certain agricultural land or real property within a specified timeframe; requiring buyers of such land or property to provide a signed affidavit; specifying that the failure to maintain or obtain the affidavit does not affect the title or insurability of the title for the agricultural land or real property, respectively, or subject the closing agent to certain liability; authorizing the Florida Real Estate Commission to adopt rules; authorizing that certain agricultural land or real property be forfeited to the state; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity to initiate civil actions for forfeiture of the interest in agricultural land or real property, respectively; requiring that such actions be filed in a certain circuit court; requiring clerks to record a lis pendens; requiring courts to advance the cause on the calendar; authorizing defendants to petition to modify or discharge the lis pendens; requiring the court to enter a specified final judgment under certain circumstances; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to sell the agricultural land or real property; providing requirements for the proceeds from such sale; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to seek a specified ex parte order; providing criminal penalties; requiring the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to adopt rules; creating s. 692.204, F.S.; prohibiting the People’s Republic of China, the Chinese Communist Party, any other political party or member of a political party in the People’s Republic of China, and certain persons and entities from purchasing or acquiring real property in the state; providing an exception; authorizing such persons and entities to continue to own or hold such real property under certain circumstances; requiring certain persons or entities that own or acquire real property in the state to register with the Department of Economic Opportunity by a specified date; requiring the Department of Economic Opportunity to establish a form for such registration; providing civil penalties; authorizing the Department of Economic Opportunity to place a lien against unregistered real property; requiring certain persons and entities to sell, transfer, or otherwise divest themselves of certain real property within a specified timeframe; requiring buyers of real property to provide a signed affidavit; specifying that the failure to maintain or obtain the affidavit does not affect the title or insurability of the title for the real property or subject the closing

agent to certain liability; authorizing the commission to adopt rules; authorizing certain real property to be forfeited to the state; authorizing the Department of Economic Opportunity to initiate civil actions for forfeiture of the interest in real property; requiring such actions to be filed in a certain circuit court; requiring clerks to record a lis pendens; requiring courts to advance the cause on the calendar; authorizing defendants to petition to modify or discharge the lis pendens; requiring the court to enter a specified final judgment under certain circumstances; authorizing the Department of Economic Opportunity to sell the real property; providing requirements for the proceeds from such sale; authorizing the Department of Economic Opportunity to seek a specified ex parte order; providing criminal penalties; requiring the Department of Economic Opportunity to adopt rules; amending s. 408.051, F.S.; defining the terms “cloud computing” and “health care provider”; requiring that certain information held by health care providers that utilize certified electronic health record technology be maintained in specified locations; providing applicability; amending s. 408.810, F.S.; requiring a licensee to sign a specified affidavit upon initial application for a license and any renewal applications; authorizing disciplinary action by the Agency for Health Care Administration; prohibiting a person or entity that possesses a controlling interest from holding an interest in certain entities; providing definitions; amending s. 836.05, F.S.; providing enhanced criminal penalties for threatening a person while acting as a foreign agent with the intent of benefiting a foreign country of concern; providing an effective date.

—was taken up out of order and read the second time by title.

Senator Collins moved the following amendments which were adopted:

Amendment 1 (708856) (with title amendment)—Delete lines 250-617 and insert:
ss. 692.201, 692.202, 692.203, 692.204, and 692.205, Florida Statutes, to be entitled “Conveyances to Foreign Entities.”

Section 4. Section 692.201, Florida Statutes, is created to read:

692.201 *Definitions.*—As used in this part, the term:

- (1) “Agricultural land” means land classified as agricultural under s. 193.461.
- (2) “Critical infrastructure facility” means any of the following, if it employs measures such as fences, barriers, or guard posts that are designed to exclude unauthorized persons:
 - (a) A chemical manufacturing facility.
 - (b) A refinery.
 - (c) An electrical power plant as defined in s. 403.031(20), including a substation, switching station, electrical control center, or electric transmission or distribution facility.
 - (d) A water intake structure, water treatment facility, wastewater treatment plant, or pump station.
 - (e) A natural gas transmission compressor station.
 - (f) A liquid natural gas terminal or storage facility.
 - (g) A telecommunications central switching office.
 - (h) An inland port or other facility or group of facilities serving as a point of intermodal transfer of freight in a specific area physically separated from a seaport.
 - (i) A gas processing plant, including a plant used in the processing, treatment, or fractionation of natural gas.
 - (j) A seaport as listed in s. 311.09.
 - (k) A spaceport territory as defined in s. 331.303(18).
- (3) “Foreign country of concern” means the People’s Republic of China, the Russian Federation, the Islamic Republic of Iran, the Democratic People’s Republic of Korea, the Republic of Cuba, the Venezuelan regime of Nicolás Maduro, or the Syrian Arab Republic, in-

cluding any agency of or any other entity of significant control of such foreign country of concern.

(4) “Foreign principal” means:

(a) The government or any official of the government of a foreign country of concern;

(b) A political party or member of a political party or any subdivision of a political party in a foreign country of concern;

(c) A partnership, association, corporation, organization, or other combination of persons organized under the laws of or having its principal place of business in a foreign country of concern, or a subsidiary of such entity;

(d) Any person who is domiciled in a foreign country of concern and is not a citizen or lawful permanent resident of the United States.

(5) “Military installation” has the same meaning as in 10 U.S.C. s. 2801(c)(4) and includes an armory as defined in s. 250.01.

(6) “Real property” means land, buildings, fixtures, and all other improvements to land.

Section 5. Section 692.202, Florida Statutes, is created to read:

692.202 Purchase of agricultural land by foreign principals prohibited.—

(1) A foreign principal may not directly or indirectly own or acquire by purchase, grant, devise, or descent agricultural land or any interest, except a de minimus indirect interest, in such land in this state. A foreign principal has a de minimus indirect interest if any ownership in such land is the result of the foreign principal’s ownership of registered equities in a publicly traded company owning the land and if the foreign principal’s ownership interest in the company is less than 5 percent of any class of registered equities or less than 5 percent in the aggregate in multiple classes of registered equities.

(2) A foreign principal that directly or indirectly owns or acquires agricultural land or any interest in such land in this state before July 1, 2023, may continue to own or hold such land or interest, but may not purchase or otherwise acquire by grant, devise, or descent any additional agricultural land or interest in such land in this state.

(3)(a) A foreign principal that directly or indirectly owns or acquires agricultural land or any interest in such land in this state before July 1, 2023, must register with the Department of Agriculture and Consumer Services by January 1, 2024. The department must establish a form for such registration, which, at minimum, must include all of the following:

1. The name of the owner of the agricultural land or the owner of the interest in such land.

2. The address of the agricultural land, the property appraiser’s parcel identification number, and the property’s legal description.

3. The number of acres of the agricultural land.

(b) A foreign principal that fails to timely file a registration with the department is subject to a civil penalty of \$1,000 for each day that the registration is late. The department may place a lien against the unregistered agricultural land for the unpaid balance of any penalties assessed under this paragraph.

(4) Notwithstanding subsection (1), a foreign principal may acquire agricultural land on or after July 1, 2023, by devise or descent, through the enforcement of security interests, or through the collection of debts, provided that the foreign principal sells, transfers, or otherwise divests itself of the agricultural land within 2 years after acquiring the agricultural land.

(5)(a) At the time of purchase, a buyer of agricultural land or an interest in such land must provide an affidavit signed under penalty of perjury attesting that the buyer is:

1. Not a foreign principal; and

2. In compliance with the requirements of this section.

(b) The failure to obtain or maintain the affidavit does not:

1. Affect the title or insurability of the title for the agricultural land; or

2. Subject the closing agent to civil or criminal liability, unless the closing agent has actual knowledge that the transaction will result in a violation of this section.

(c) The Florida Real Estate Commission shall adopt rules to implement this subsection, including rules establishing the form for the affidavit required under this subsection.

(6)(a) The agricultural land or an interest in such land that is owned or acquired in violation of this section may be forfeited to the state.

(b) The Department of Agriculture and Consumer Services may initiate a civil action in the circuit court of the county in which the property lies for the forfeiture of the agricultural land or any interest therein.

(c) Upon filing such action, the clerk must record a *lis pendens* in accordance with s. 48.23. The court must advance the cause on the calendar. The defendant may at any time petition to modify or discharge the *lis pendens* based upon a finding that there is no probable cause to believe that the agricultural land, or any portion thereof, is owned or held in violation of this section.

(d) If the court finds that the agricultural land, or any portion thereof, is owned or held in violation of this section, the court must enter a final judgment of forfeiture vesting title to the agricultural land in this state, subject only to the rights and interests of bona fide lienholders, and such final judgment relates back to the date of the *lis pendens*.

(e) The department may sell the agricultural land subject to a final judgment of forfeiture. Any proceeds from the sale must first be paid to any lienholders of the land, followed by payment of any outstanding fines assessed pursuant to this section, after which the department must be reimbursed for all costs related to the forfeiture civil action and any costs related to the sale of the land. Any remaining proceeds must be paid to the property owner.

(f) At any time during the forfeiture proceeding the department may seek an *ex parte* order of seizure of the agricultural land upon a showing that the defendant’s control of the agricultural land constitutes a clear and present danger to the state.

(7) A foreign principal that purchases or acquires agricultural land or any interest therein in violation of this section commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(8) A person who knowingly sells agricultural land or any interest therein in violation of this section commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(9) The Department of Agriculture and Consumer Services shall adopt rules to implement this section.

Section 6. Section 692.203, Florida Statutes, is created to read:

692.203 Purchase of real property around military installations and critical infrastructure facilities by foreign principals prohibited.—

(1) A foreign principal may not directly or indirectly own or acquire by purchase, grant, devise, or descent any interest, except a de minimus indirect interest, in real property within 20 miles of any military installation or critical infrastructure facility in this state. A foreign principal has a de minimus indirect interest if any ownership is the result of the foreign principal’s ownership of registered equities in a publicly traded company owning the land and if the foreign principal’s ownership interest in the company is less than 5 percent of any class of registered equities or less than 5 percent in the aggregate in multiple classes of registered equities.

(2) A foreign principal that directly or indirectly owns or acquires any interest in real property within 20 miles of any military installation or critical infrastructure facility in this state before July 1, 2023, may

continue to own or hold such real property, but may not purchase or otherwise acquire by grant, devise, or descent any additional real property within 20 miles of any military installation or critical infrastructure facility in this state.

(3)(a) A foreign principal that owns or acquires real property within 20 miles of any military installation or critical infrastructure facility in this state before July 1, 2023, must register with the Department of Economic Opportunity by January 1, 2024. The department must establish a form for such registration which, at a minimum, must include all of the following:

1. The name of the owner of the real property.
2. The address of the real property, the property appraiser's parcel identification number, and the property's legal description.

(b) A foreign principal that fails to timely file a registration with the department is subject to a civil penalty of \$1,000 for each day that the registration is late. The department may place a lien against the unregistered real property for the unpaid balance of any penalties assessed under this paragraph.

(4) Notwithstanding subsection (1), a foreign principal may acquire real property or any interest therein which is within 20 miles of any military installation or critical infrastructure facility in this state on or after July 1, 2023, by devise or descent, through the enforcement of security interests, or through the collection of debts, provided that the foreign principal sells, transfers, or otherwise divests itself of such real property within 2 years after acquiring the real property.

(5)(a) At the time of purchase, a buyer of the real property that is within 20 miles of any military installation or critical infrastructure facility in this state must provide an affidavit signed under penalty of perjury attesting that the buyer is:

1. Not a foreign principal; and
2. In compliance with the requirements of this section.

(b) The failure to obtain or maintain the affidavit does not:

1. Affect the title or insurability of the title for the real property; or
2. Subject the closing agent to civil or criminal liability, unless the closing agent has actual knowledge that the transaction will result in a violation of this section.

(c) The Florida Real Estate Commission shall adopt rules to implement this subsection, including rules establishing the form for the affidavit required under this subsection.

(6)(a) If any real property is owned or acquired in violation of this section, the real property may be forfeited to the state.

(b) The Department of Economic Opportunity may initiate a civil action in the circuit court of the county in which the property lies for the forfeiture of the real property or any interest therein.

(c) Upon filing such action, the clerk must record a *lis pendens* in accordance with s. 48.23. The court must advance the cause on the calendar. The defendant may at any time petition to modify or discharge the *lis pendens* based upon a finding that there is no probable cause to believe that the real property, or any portion thereof, is owned or held in violation of this section.

(d) If the court finds that the real property, or any portion thereof, is owned or held in violation of this section, the court must enter a final judgment of forfeiture vesting title to the real property in this state, subject only to the rights and interests of bona fide lienholders, and such final judgment relates back to the date of the *lis pendens*.

(e) The department may sell the real property subject to a final judgment of forfeiture. Any proceeds from the sale must first be paid to any lienholders of the land, followed by payment of any outstanding fines assessed pursuant to this section, after which the department must be reimbursed for all costs related to the forfeiture civil action and any costs related to the sale of the land. Any remaining proceeds must be paid to the property owner.

(f) At any time during the forfeiture proceeding the department may seek an *ex parte* order of seizure of the real property upon a showing that the defendant's control of the real property constitutes a clear and present danger to the state.

(7) A foreign principal that purchases or acquires real property or any interest therein in violation of this section commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

(8) A person who knowingly sells real property or any interest therein in violation of this section commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

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

Section 7. Section 692.204, Florida Statutes, is created to read:

692.204 Purchase or acquisition of real property by the People's Republic of China prohibited.—

(1)(a) The following persons or entities may not directly or indirectly own or acquire by purchase, grant, devise, or descent any interest, except a *de minimus* indirect interest, in real property in this state:

1. The People's Republic of China, the Chinese Communist Party, or any official or member of the People's Republic of China or the Chinese Communist Party.

2. Any other political party or member of a political party or a subdivision of a political party in the People's Republic of China.

3. A partnership, an association, a corporation, an organization, or any other combination of persons organized under the laws of or having its principal place of business in the People's Republic of China, or a subsidiary of such entity.

4. Any person who is domiciled in the People's Republic of China and who is not a citizen or lawful permanent resident of the United States.

(b) A person or entity has a *de minimus* indirect interest if any ownership is the result of the person's or entity's ownership of registered equities in a publicly traded company owning the land and if the person's or entity's ownership interest in the company is less than 5 percent of any class of registered equities or less than 5 percent in the aggregate in multiple classes of registered equities.

(2) A person or entity described in paragraph (1)(a) that directly or indirectly owns or acquires any interest in real property in this state before July 1, 2023, may continue to own or hold such real property, but may not purchase or otherwise acquire by grant, devise, or descent any additional real property in this state.

(3)(a) A person or entity described in paragraph (1)(a) that owns or acquires real property in this state before July 1, 2023, must register with the Department of Economic Opportunity by January 1, 2024. The department must establish a form for such registration which, at a minimum, must include all of the following:

1. The name of the owner of the real property.
2. The address of the real property, the property appraiser's parcel identification number, and the property's legal description.

(b) A person or entity that fails to timely file a registration with the department is subject to a civil penalty of \$1,000 for each day that the registration is late. The department may place a lien against the unregistered real property for the unpaid balance of any penalties assessed under this paragraph.

(4) Notwithstanding subsection (1), a person or an entity described in paragraph (1)(a) may acquire real property in this state on or after July 1, 2023, by devise or descent, through the enforcement of security interests, or through the collection of debts, provided that the person or entity sells, transfers, or otherwise divests itself of such real property within 2 years after acquiring the real property, unless the person or entity is exempt under s. 692.205.

(5)(a) *At the time of purchase, a buyer of real property in this state must provide an affidavit signed under penalty of perjury attesting that the buyer is:*

1. *Not a person or entity described in paragraph (1)(a); and*
2. *In compliance with the requirements of this section.*

(b) *The failure to obtain or maintain the affidavit does not:*

1. *Affect the title or insurability of the title for the real property; or*
2. *Subject the closing agent to civil or criminal liability, unless the closing agent has actual knowledge that the transaction will result in a violation of this section.*

(c) *The Florida Real Estate Commission shall adopt rules to implement this subsection, including rules establishing the form for the affidavit required under this subsection.*

(6)(a) *If any real property is owned or acquired in violation of this section, the real property may be forfeited to the state.*

(b) *The Department of Economic Opportunity may initiate a civil action in the circuit court of the county in which the property lies for the forfeiture of the real property or any interest therein.*

(c) *Upon filing such action, the clerk must record a lis pendens in accordance with s. 48.23. The court must advance the cause on the calendar. The defendant may at any time petition to modify or discharge the lis pendens based upon a finding that there is no probable cause to believe that the real property, or any portion thereof, is owned or held in violation of this section.*

(d) *If the court finds that the real property, or any portion thereof, is owned or held in violation of this section, the court must enter a final judgment of forfeiture vesting title to the real property in this state, subject only to the rights and interests of bona fide lienholders, and such final judgment relates back to the date of the lis pendens.*

(e) *The department may sell the real property subject to a final judgment of forfeiture. Any proceeds from the sale must first be paid to any lienholders of the land, followed by payment of any outstanding fines assessed pursuant to this section, after which the department must be reimbursed for all costs related to the forfeiture civil action and any costs related to the sale of the land. Any remaining proceeds must be paid to the property owner.*

(f) *At any time during the forfeiture proceeding the department may seek an ex parte order of seizure of the real property upon a showing that the defendant's control of the real property constitutes a clear and present danger to the state.*

(7) *A violation of this section constitutes a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(8) *A person who sells real property or any interest therein in violation of this section commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.*

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

Section 8. Section 692.205, Florida Statutes, is created to read:

692.205 *Inapplicability of this part to real property for diplomatic purposes.—This part does not apply to a foreign principal that acquires real property for a diplomatic purpose that is recognized, acknowledged, or allowed by the Federal Government.*

And the title is amended as follows:

Delete lines 25-111 and insert: *having more than a de minimus indirect interest in such land, and certain real property in this state, respectively; authorizing foreign principals to continue to own or hold such land or property under certain circumstances; requiring certain foreign principals that own or acquire such land or real property to register with a specified department; requiring the Department of Agriculture and Consumer Services and the Department of Economic*

Opportunity, respectively, to establish a form for such registration; providing civil penalties; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity to place a lien against unregistered agricultural land or real property, respectively; requiring certain foreign principals to sell, transfer, or otherwise divest themselves of certain agricultural land or real property within a specified timeframe; requiring buyers of such land or property to provide a signed affidavit; specifying that the failure to maintain or obtain the affidavit does not affect the title or insurability of the title for the agricultural land or real property, respectively, or subject the closing agent to certain liability; authorizing the Florida Real Estate Commission to adopt rules; authorizing that certain agricultural land or real property be forfeited to the state; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity to initiate civil actions for forfeiture of the interest in agricultural land or real property, respectively; requiring that such actions be filed in a certain circuit court; requiring clerks to record a lis pendens; requiring courts to advance the cause on the calendar; authorizing defendants to petition to modify or discharge the lis pendens; requiring the court to enter a specified final judgment under certain circumstances; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to sell the agricultural land or real property; providing requirements for the proceeds from such sale; authorizing the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to seek a specified ex parte order; providing criminal penalties; requiring the Department of Agriculture and Consumer Services and the Department of Economic Opportunity, respectively, to adopt rules; creating s. 692.204, F.S.; prohibiting the People's Republic of China, the Chinese Communist Party, any other political party or member of a political party in the People's Republic of China, and certain persons and entities from purchasing or acquiring real property in this state or having more than a de minimus indirect interest in such real property; authorizing such persons and entities to continue to own or hold such real property under certain circumstances; requiring certain persons or entities that own or acquire real property in this state to register with the Department of Economic Opportunity by a specified date; requiring the Department of Economic Opportunity to establish a form for such registration; providing civil penalties; authorizing the Department of Economic Opportunity to place a lien against unregistered real property; requiring certain persons and entities to sell, transfer, or otherwise divest themselves of certain real property within a specified timeframe; requiring buyers of real property to provide a signed affidavit; specifying that the failure to maintain or obtain the affidavit does not affect the title or insurability of the title for the real property or subject the closing agent to certain liability; authorizing the commission to adopt rules; authorizing certain real property to be forfeited to the state; authorizing the Department of Economic Opportunity to initiate civil actions for forfeiture of the interest in real property; requiring such actions to be filed in a certain circuit court; requiring clerks to record a lis pendens; requiring courts to advance the cause on the calendar; authorizing defendants to petition to modify or discharge the lis pendens; requiring the court to enter a specified final judgment under certain circumstances; authorizing the Department of Economic Opportunity to sell the real property; providing requirements for the proceeds from such sale; authorizing the Department of Economic Opportunity to seek a specified ex parte order; providing criminal penalties; requiring the Department of Economic Opportunity to adopt rules; creating s. 692.205, F.S.; providing an exception from ownership restrictions and registration requirements for real property that is used for diplomatic purposes; amending s. 408.051, F.S.;

Amendment 2 (415792)—Between lines 276 and 277 insert:

(l) *An airport as defined in s. 333.01.*

On motion by Senator Collins, by two-thirds vote, **CS for CS for SB 264**, 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

Madam President	Berman	Brodeur
Albritton	Book	Broxson
Avila	Boyd	Burgess
Baxley	Bradley	Burton

Calatayud	Ingolia	Rodriguez
Collins	Jones	Rouson
DiCeglie	Martin	Simon
Garcia	Mayfield	Stewart
Grall	Osgood	Thompson
Gruters	Perry	Torres
Harrell	Pizzo	Trumbull
Hooper	Polsky	Wright
Hutson	Powell	

Nays—None

On motion by Senator Brodeur—

CS for CS for SB 774—A bill to be entitled An act relating to ethics requirements for public officials; amending s. 99.061, F.S.; requiring candidates for specified elective offices to file a full and public disclosure at the time of qualifying; authorizing candidates to file a certain verification or receipt with the qualifying officer unless certain conditions exist; conforming provisions to changes made by the act; amending s. 112.3142, F.S.; revising legislative intent; requiring commissioners of community redevelopment agencies to complete annual ethics training; exempting commissioners who assumed office after a specified date from completing the required annual ethics training for that calendar year; reenacting and amending s. 112.3144, F.S.; requiring specified local officers to file full and public disclosures; requiring the Commission on Ethics to accept federal income tax returns and any attachments or schedules for a specified purpose; deleting the prohibition on including a federal income tax return or a copy thereof for certain filings; requiring the commission to allow a filer to include attachments and other supporting documentation with his or her disclosure; revising the notice the commission sends to specified persons by e-mail; requiring that disclosure statements be filed using the commission's electronic filing system; revising the deadline for disclosures to be received by the commission; deleting provisions relating to financial statements filed by mail; revising a provision requiring the commission to adopt a specified rule; requiring an individual appointed to replace an elected local officer who leaves office before the end of his or her term to file a full and public disclosure of financial interests annually for the remainder of his or her term in office; amending s. 112.31445, F.S.; requiring the commission to publish a specified notice on the electronic filing system for the disclosure of financial interests; requiring that the filing system allow a filer to include attachments and other supporting documentation; amending s. 112.31446, F.S.; requiring that the electronic filing system allow a filer to submit attachments and other supporting documentation when a disclosure is filed; reenacting and amending s. 112.3145, F.S.; deleting a prohibition on including a federal income tax return or copy thereof in a financial disclosure; deleting a provision requiring specified local officers to file reports with the supervisor of elections of the officer's county of principal employment or residence; requiring local officers to file their quarterly reports of the names of clients they represent for a fee or commission with the Commission on Ethics; deleting a provision requiring the commission to provide a specified list to the supervisors of elections; requiring the commission to allow a filer to include attachments or other documentation when filing a disclosure; deleting a provision requiring the commission to provide the supervisors of elections a certain list annually by a specified date; requiring the commission to provide a certain notice by e-mail, beginning on a specified date; providing that, beginning on a specified date, paper forms will no longer be provided; requiring the commission, before a specified date, to determine which persons have not submitted a required statement and to send delinquency notices to such persons; requiring that disclosure statements be filed using the electronic filing system, beginning on a specified date; revising the criteria for a rule that the commission must adopt regarding the electronic filing of disclosure statements; requiring the commission to determine the amount of fines for all delinquent filers, beginning on a specified date; conforming provisions to changes made by the act; amending s. 112.317, F.S.; increasing the maximum civil penalty allowed for certain violations related to statements of financial disclosure; amending s. 112.3215, F.S.; requiring the commission to investigate specified entities or individuals that intentionally failed to disclose any material fact or that knowingly submitted false information in certain required reports; authorizing the commission to dismiss certain complaints and investigations; requiring the commission to issue a specified public report if it dismisses such a

complaint or investigation; making technical changes; amending s. 112.324, F.S.; revising applicability; requiring the commission to revise financial disclosure forms and rules for the 2022 filing year to conform to changes made by the act; exempting such revisions from specified rulemaking requirements; providing an effective date.

—was read the second time by title.

Senator Hooper moved the following amendment which was adopted:

Amendment 1 (372388) (with directory and title amendments)—Between lines 187 and 188 insert:

(e) Beginning January 1, 2024, each member of the Commission on Ethics must comply with the financial disclosure requirements of s. 8, Art. II of the State Constitution and this section.

And the directory clause is amended as follows:

Delete line 178 and insert: are reenacted and amended, and paragraphs (d) and (e) are added to

And the title is amended as follows:

Delete line 16 and insert: requiring specified local officers and members of the Commission on Ethics to file full and

Pursuant to Rule 4.19, **CS for CS for SB 774**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SB 678—A bill to be entitled An act relating to disposal of property; amending s. 337.25, F.S.; providing that the use of property as affordable housing qualifies as use for a public purpose in the context of the authorization of the Department of Transportation to convey property without consideration to a governmental entity; providing an effective date.

—was read the second time by title. On motion by Senator Powell, by two-thirds vote, **SB 678** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingolia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	

Nays—None

Vote after roll call:

Yea—Collins

On motion by Senator Bradley—

CS for CS for SB 154—A bill to be entitled An act relating to condominium and cooperative associations; amending s. 468.4334, F.S.; revising the circumstances under which community association managers or management firms must comply with a specified provision; amending s. 553.899, F.S.; revising legislative findings; revising the definition of the terms “milestone inspection” and “substantial structural deterioration”; revising who must have milestone inspections performed for buildings; revising the deadline for milestone inspections of certain buildings; authorizing local enforcement agencies to make

certain determinations relating to milestone inspections after a building reaches a specified age; authorizing local enforcement agencies to extend deadlines for milestone inspections under certain circumstances; authorizing local enforcement agencies to accept certain inspection reports under certain circumstances; deeming the inspections relating to such inspection reports a milestone inspection for certain purposes; revising costs that condominium and cooperative associations are responsible for; revising requirements relating to written notice of required inspections; requiring architects or engineers performing milestone inspections to submit a specified progress report to a local enforcement agency within a specified timeframe under certain circumstances; specifying that associations must distribute copies of certain inspection reports within a specified timeframe and in a specified manner; authorizing municipal governing bodies to adopt certain ordinances relating to association repairs; requiring the Florida Building Commission to adopt rules by a specified date; providing requirements for such rules; conforming provisions; amending s. 627.351, F.S.; revising requirements relating to the purchase of flood insurance as a condition for maintaining certain policies issued by the Citizens Property Insurance Corporation; amending s. 718.103, F.S.; defining the term “alternative funding method”; revising the definition of the term “structural integrity reserve study”; amending s. 718.111, F.S.; making a technical change; amending s. 718.112, F.S.; revising condominium association reserve account requirements; revising requirements relating to waiving reserve requirements or providing less reserves than required by law; revising requirements relating to using reserve funds or interest accrued on reserve funds for certain purposes; revising requirements for structural integrity reserve studies; providing applicability; conforming provisions to changes made by the act; amending s. 718.1255, F.S.; revising the definition of the term “dispute”; specifying that certain disputes are not subject to nonbinding arbitration and must be submitted to presuit mediation; amending s. 718.113, F.S.; revising requirements relating to maintenance, repair, and replacement of common elements and condominium property; amending s. 718.503, F.S.; revising the documents developers are required to provide to prospective buyers or lessees; requiring specified disclosures relating to milestone inspections and structural integrity reserve studies for certain contracts entered into after a specified date; amending s. 719.103, F.S.; revising the definition of the term “structural integrity reserve study”; amending s. 719.104, F.S.; revising rights relating to the official records of a cooperative association; providing maintenance requirements for cooperative associations; amending s. 719.106, F.S.; revising cooperative association reserve account requirements; revising requirements relating to waiving reserve requirements or providing less reserves than required by law; revising a prohibition on using reserve funds or interest accrued on reserve funds for certain purposes; revising requirements for structural integrity reserve studies; providing applicability; conforming provisions to changes made by the act; amending s. 719.503, F.S.; revising the types of documents developers are required to provide to prospective buyers and lessees; requiring specified disclosures relating to milestone inspections and structural integrity reserve studies for certain contracts entered into after a specified date; amending ss. 558.002, 718.116, and 720.3085, F.S.; conforming cross-references; reenacting s. 719.1255, F.S., relating to alternative resolution of disputes, to incorporate amendments made to s. 718.1255, F.S., in a reference thereto; reenacting ss. 718.501(1)(f) and 719.501(1)(f), F.S., relating to the rulemaking authority of the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation; providing appropriations; providing effective dates.

—was read the second time by title.

Senator Bradley moved the following amendments which were adopted:

Amendment 1 (161476)—Delete lines 162-285 and insert: thereafter. *If a building reached 30 years of age before July 1, 2022, the building’s initial milestone inspection must be performed before December 31, 2024. If a building reaches 30 years of age on or after July 1, 2022, and before December 31, 2024, the building’s initial milestone inspection must be performed before December 31, 2025. If the date of issuance for the certificate of occupancy is not available, the date of issuance of the building’s certificate of occupancy shall be the date of occupancy evidenced in any record of the local building official.*

(b) *The local enforcement agency may determine that local circumstances, including environmental conditions such as proximity to salt*

water as defined in s. 379.101, require that ~~If the building is located within 3 miles of a coastline as defined in s. 376.031, the condominium association or cooperative association must have a milestone inspection must be performed by December 31 of the year in which the building reaches 25 years of age, based on the date the certificate of occupancy for the building was issued, and every 10 years thereafter.~~

(c) *The local enforcement agency may extend the date by which a building’s initial milestone inspection must be completed upon a showing of good cause by the owner or owners of the building that the inspection cannot be timely completed if the owner or owners have entered into a contract with an architect or engineer to perform the milestone inspection and the inspection cannot reasonably be completed before the deadline or other circumstance to justify an extension.*

(d) *The local enforcement agency may accept an inspection report prepared by a licensed engineer or architect for a structural integrity and condition inspection of a building performed before July 1, 2022, if the inspection and report substantially comply with the requirements of this section. Notwithstanding when such inspection was completed, the condominium or cooperative association must comply with the unit owner notice requirements in subsection (9). The inspection for which an inspection report is accepted by the local enforcement agency under this paragraph is deemed a milestone inspection for the applicable requirements in chapters 718 and 719. If a previous inspection and report is accepted by the local enforcement agency under this paragraph, the deadline for the building’s subsequent 10-year milestone inspection is based on the date of the accepted previous inspection.*

(4) *The milestone inspection report must be arranged by a condominium or cooperative association and any owner of any portion of the building which is not subject to the condominium or cooperative form of ownership. The condominium association or cooperative association and any owner of any portion of the building which is not subject to the condominium or cooperative form of ownership are each ~~must arrange~~ for the milestone inspection to be performed and is responsible for ensuring compliance with the requirements of this section. The condominium association or cooperative association is responsible for all costs associated with the milestone inspection attributable to the portions of a building which the association is responsible to maintain under the governing documents of the association. This section ~~subsection~~ does not apply to a single-family, two-family, or three-family dwelling with three or fewer habitable stories above ground.*

~~(4) If a milestone inspection is required under this section and the building’s certificate of occupancy was issued on or before July 1, 1992, the building’s initial milestone inspection must be performed before December 31, 2024. If the date of issuance for the certificate of occupancy is not available, the date of issuance of the building’s certificate of occupancy shall be the date of occupancy evidenced in any record of the local building official.~~

(5) Upon determining that a building must have a milestone inspection, the local enforcement agency must provide written notice of such required inspection to the condominium association or cooperative association and any owner of any portion of the building which is not subject to the condominium or cooperative form of ownership, as applicable, by certified mail, return receipt requested. *The condominium or cooperative association must notify the unit owners of the required milestone inspection within 14 days after receipt of the written notice from the local enforcement agency and provide the date that the milestone inspection must be completed. Such notice may be given by electronic submission to unit owners who consent to receive notice by electronic submission or by posting on the association’s website.*

(6) *Phase one of the milestone inspection must be completed within 180 days after the owner or owners of the building receive receiving the written notice under subsection (5); ~~the condominium association or cooperative association must complete phase one of the milestone inspection.~~ For purposes of this section, completion of phase one of the milestone inspection means the licensed engineer or architect who performed the phase one inspection submitted the inspection report by e-mail, United States Postal Service, or commercial delivery service to the local enforcement agency.*

(7) A milestone inspection consists of two phases:

(b) A phase two of the milestone inspection must be performed if any substantial structural deterioration is identified during phase one. A phase two inspection may involve destructive or nondestructive testing at the inspector's direction. The inspection may be as extensive or as limited as necessary to fully assess areas of structural distress in order to confirm that the building is structurally sound and safe for its intended use and to recommend a program for fully assessing and repairing distressed and damaged portions of the building. When determining testing locations, the inspector must give preference to locations that are the least disruptive and most easily repairable while still being representative of the structure. *If a phase two inspection is required, within 180 days after submitting a phase one inspection report the architect or engineer performing the phase two inspection must submit a phase two progress report to the local enforcement agency with a timeline for completion of the phase two inspection.* An inspector who completes a phase two milestone inspection shall prepare and submit an inspection report pursuant to subsection (8).

(8) Upon completion of a phase one or phase two milestone inspection, the architect or engineer who performed the inspection must submit a sealed copy of the inspection report with a separate summary of, at minimum, the material findings and recommendations in the inspection report to the condominium association or cooperative association, to any other owner of any portion of the building which is not subject to the condominium or cooperative form of ownership, and to the building official of the local government which has jurisdiction. The inspection report must, at a minimum, meet all of the following criteria:

(a) Bear the seal and signature, or the electronic signature, of the licensed engineer or architect who performed the inspection.

(b) Indicate the manner and type of inspection forming the basis for the inspection report.

(c) Identify any substantial structural deterioration, within a reasonable professional probability based on the scope of the inspection, describe the extent of such deterioration, and identify any recommended repairs for such deterioration.

(d) State whether unsafe or dangerous conditions, as those terms are defined in the Florida Building Code, were observed.

(e) Recommend any remedial or preventive repair for any items that are damaged but are not substantial structural deterioration.

(f) Identify and describe any items requiring further inspection.

(9) *Within 45 days after receiving the applicable*

Amendment 2 (141930)—Delete lines 351-356 and insert:

a. January 1, 2024, for property valued at \$600,000 or more.

b. January 1, 2025, for property valued at \$500,000 or more.

c. January 1, 2026, for property valued at \$400,000 or more.

Amendment 3 (372434) (with directory and title amendments)—Delete lines 524-996 and insert:

(e) *Budget meeting.*—

1. Any meeting at which a proposed annual budget of an association will be considered by the board or unit owners shall be open to all unit owners. At least 14 days prior to such a meeting, the board shall hand deliver to each unit owner, mail to each unit owner at the address last furnished to the association by the unit owner, or electronically transmit to the location furnished by the unit owner for that purpose a notice of such meeting and a copy of the proposed annual budget. An officer or manager of the association, or other person providing notice of such meeting, shall execute an affidavit evidencing compliance with such notice requirement, and such affidavit shall be filed among the official records of the association.

2.a. If a board adopts in any fiscal year an annual budget which requires assessments against unit owners which exceed 115 percent of assessments for the preceding fiscal year, the board shall conduct a special meeting of the unit owners to consider a substitute budget if the board receives, within 21 days after adoption of the annual budget, a

written request for a special meeting from at least 10 percent of all voting interests. The special meeting shall be conducted within 60 days after adoption of the annual budget. At least 14 days prior to such special meeting, the board shall hand deliver to each unit owner, or mail to each unit owner at the address last furnished to the association, a notice of the meeting. An officer or manager of the association, or other person providing notice of such meeting shall execute an affidavit evidencing compliance with this notice requirement, and such affidavit shall be filed among the official records of the association. Unit owners may consider and adopt a substitute budget at the special meeting. A substitute budget is adopted if approved by a majority of all voting interests unless the bylaws require adoption by a greater percentage of voting interests. If there is not a quorum at the special meeting or a substitute budget is not adopted, the annual budget previously adopted by the board shall take effect as scheduled.

b. Any determination of whether assessments exceed 115 percent of assessments for the prior fiscal year shall exclude any authorized provision for reasonable reserves for repair or replacement of the condominium property, anticipated expenses of the association which the board does not expect to be incurred on a regular or annual basis, *insurance premiums*, or assessments for betterments to the condominium property.

c. If the developer controls the board, assessments shall not exceed 115 percent of assessments for the prior fiscal year unless approved by a majority of all voting interests.

(f) *Annual budget.*—

1. The proposed annual budget of estimated revenues and expenses must be detailed and must show the amounts budgeted by accounts and expense classifications, including, at a minimum, any applicable expenses listed in s. 718.504(21). The board shall adopt the annual budget at least 14 days before the start of the association's fiscal year. In the event that the board fails to timely adopt the annual budget a second time, it is deemed a minor violation and the prior year's budget shall continue in effect until a new budget is adopted. A multicommunity association must adopt a separate budget of common expenses for each condominium the association operates and must adopt a separate budget of common expenses for the association. In addition, if the association maintains limited common elements with the cost to be shared only by those entitled to use the limited common elements as provided for in s. 718.113(1), the budget or a schedule attached to it must show the amount budgeted for this maintenance. If, after turnover of control of the association to the unit owners, any of the expenses listed in s. 718.504(21) are not applicable, they do not need to be listed.

2.a. In addition to annual operating expenses, the budget must include reserve accounts for capital expenditures and deferred maintenance. These accounts must include, but are not limited to, roof replacement, building painting, and pavement resurfacing, regardless of the amount of deferred maintenance expense or replacement cost, and any other item that has a deferred maintenance expense or replacement cost that exceeds \$10,000. The amount to be reserved ~~for an item is determined by the association's most recent structural integrity reserve study that must be completed by December 31, 2024. If the amount to be reserved for an item is not in the association's initial or most recent structural integrity reserve study or the association has not completed a structural integrity reserve study, the amount must be computed using a formula based upon estimated remaining useful life and estimated replacement cost or deferred maintenance expense of the reserve item. In a budget adopted by an association that is required to obtain a structural integrity reserve study, reserves must be maintained for the items identified in paragraph (g) for which the association is responsible pursuant to the declaration of condominium, and the reserve amount for such items must be based on the findings and recommendations of the association's most recent structural integrity reserve study. With respect to items for which an estimate of useful life is not readily ascertainable or with an estimated remaining useful life of greater than 25 years, an association is not required to reserve replacement costs for such items, but an association must reserve the amount of deferred maintenance expense, if any, which is recommended by the structural integrity reserve study for such items. The association may adjust replacement reserve assessments annually to take into account an inflation adjustment and any changes in estimates or extension of the useful life of a reserve item caused by deferred maintenance. The members of a unit-owner-controlled association may determine, by a majority vote of the total voting~~

~~interests at a duly called meeting~~ of the association, to provide no reserves or less reserves than required by this subsection. *For a budget adopted on or after Effective December 31, 2024, the members of a unit-owner-controlled association that must obtain a structural integrity reserve study may not determine to provide no reserves or less reserves than required by this subsection for items listed in paragraph (g), except that members of an association operating a multicondominium may determine to provide no reserves or less reserves than required by this subsection if an alternative funding method has been approved by the division.*

b. Before turnover of control of an association by a developer to unit owners other than a developer under s. 718.301, the developer-controlled association may not vote to waive the reserves or reduce funding of the reserves. If a meeting of the unit owners has been called to determine whether to waive or reduce the funding of reserves and no such result is achieved or a quorum is not attained, the reserves included in the budget shall go into effect. After the turnover, the developer may vote its voting interest to waive or reduce the funding of reserves.

3. Reserve funds and any interest accruing thereon shall remain in the reserve account or accounts, and may be used only for authorized reserve expenditures unless their use for other purposes is approved in advance by a majority vote of ~~all the total voting interests at a duly called meeting~~ of the association. Before turnover of control of an association by a developer to unit owners other than the developer pursuant to s. 718.301, the developer-controlled association may not vote to use reserves for purposes other than those for which they were intended. *For a budget adopted on or after Effective December 31, 2024, members of a unit-owner-controlled association that must obtain a structural integrity reserve study may not vote to use reserve funds, or any interest accruing thereon, that are reserved for items listed in paragraph (g) for any other purpose other than the replacement or deferred maintenance costs of the components listed in paragraph (g) their intended purpose.*

4. The only voting interests that are eligible to vote on questions that involve waiving or reducing the funding of reserves, or using existing reserve funds for purposes other than purposes for which the reserves were intended, are the voting interests of the units subject to assessment to fund the reserves in question. Proxy questions relating to waiving or reducing the funding of reserves or using existing reserve funds for purposes other than purposes for which the reserves were intended must contain the following statement in capitalized, bold letters in a font size larger than any other used on the face of the proxy ballot: **WAIVING OF RESERVES, IN WHOLE OR IN PART, OR ALLOWING ALTERNATIVE USES OF EXISTING RESERVES MAY RESULT IN UNIT OWNER LIABILITY FOR PAYMENT OF UNANTICIPATED SPECIAL ASSESSMENTS REGARDING THOSE ITEMS.**

(g) *Structural integrity reserve study.—*

1. *A residential condominium An association must have a structural integrity reserve study completed at least every 10 years after the condominium’s creation for each building on the condominium property that is three stories or higher in height as determined by the Florida Building Code which includes, at a minimum, a study of the following items as related to the structural integrity and safety of the building:*

- a. Roof.
- b. *Structure, including load-bearing walls and other primary structural members and primary structural systems as those terms are defined in s. 627.706.*
- c. ~~Floor.~~
- d. ~~Foundation.~~
- e. Fireproofing and fire protection systems.
- d.f. Plumbing.
- e.g. Electrical systems.
- f.h. Waterproofing and exterior painting.
- g.i. Windows and exterior doors.

h.j. Any other item that has a deferred maintenance expense or replacement cost that exceeds \$10,000 and the failure to replace or maintain such item negatively affects the items listed in sub-subparagraphs a.g. sub-subparagraphs a.i., as determined by the licensed engineer or architect performing the visual inspection portion of the structural integrity reserve study.

2. *A structural integrity reserve study is based on a visual inspection of the condominium property. A structural integrity reserve study may be performed by any person qualified to perform such study. However, the visual inspection portion of the structural integrity reserve study must be performed or verified by an engineer licensed under chapter 471, an architect licensed under chapter 481, or a person certified as a reserve specialist or professional reserve analyst by the Community Associations Institute or the Association of Professional Reserve Analysts.*

3. *At a minimum, a structural integrity reserve study must identify each item of the condominium property being visually inspected, state the estimated remaining useful life and the estimated replacement cost or deferred maintenance expense of each item of the condominium property being visually inspected, and provide a reserve funding schedule with a recommended annual reserve amount that achieves the estimated replacement cost or deferred maintenance expense of each item of condominium property being visually inspected by the end of the estimated remaining useful life of the item. The structural integrity reserve study may recommend that reserves do not need to be maintained for any item for which an estimate of useful life and an estimate of replacement cost cannot be determined, or the study may recommend a deferred maintenance expense amount for such item. The structural integrity reserve study may recommend that reserves for replacement costs do not need to be maintained for any item with an estimated remaining useful life of greater than 25 years, but the study may recommend a deferred maintenance expense amount for such item.*

4. *This paragraph does not apply to buildings less than three stories in height; single-family, two-family, or three-family dwellings with three or fewer habitable stories above ground; any portion or component of a building that has not been submitted to the condominium form of ownership; or any portion or component of a building that is maintained by a party other than the association.*

5. Before a developer turns over control of an association to unit owners other than the developer, the developer must have a structural integrity reserve study completed for each building on the condominium property that is three stories or higher in height.

6. ~~3.~~ Associations existing on or before July 1, 2022, which are controlled by unit owners other than the developer, must have a structural integrity reserve study completed by December 31, 2024, for each building on the condominium property that is three stories or higher in height. *An association that is required to complete a milestone inspection in accordance with s. 553.899 on or before December 31, 2026, may complete the structural integrity reserve study simultaneously with the milestone inspection. In no event may the structural integrity reserve study be completed after December 31, 2026.*

7. *If the milestone inspection required by s. 553.899, or an inspection completed for a similar local requirement, was performed within the past 5 years and meets the requirements of this paragraph, such inspection may be used in place of the visual inspection portion of the structural integrity reserve study.*

8. ~~4.~~ *If the officers or directors of an association willfully and knowingly fail fails to complete a structural integrity reserve study pursuant to this paragraph, such failure is a breach of an officer’s and director’s fiduciary relationship to the unit owners under s. 718.111(1).*

(h) *Mandatory milestone inspections.—*If an association is required to have a milestone inspection performed pursuant to s. 553.899, the association must arrange for the milestone inspection to be performed and is responsible for ensuring compliance with the requirements of s. 553.899. The association is responsible for all costs associated with the milestone inspection attributable to the portions of the building which the association is responsible for maintaining under the governing documents of the association. If the officers or directors of an association willfully and knowingly fail to have a milestone inspection performed pursuant to s. 553.899, such failure is a breach of the officers’ and directors’ fiduciary relationship to the unit owners under s. 718.111(1)(a).

Within 14 days after receipt of a written notice from the local enforcement agency that a milestone inspection is required, the association must notify the unit owners of the required milestone inspection and provide the date by which the milestone inspection must be completed. Such notice may be given by electronic submission to unit owners who consent to receive notice by electronic submission or by posting on the association's website. Within 45 days after receiving ~~Upon completion of a phase one or phase two milestone inspection and receipt of the inspector-prepared summary of the inspection~~ report from the architect or engineer who performed the inspection, the association must distribute a copy of the inspector-prepared summary of the inspection report to each unit owner, regardless of the findings or recommendations in the report, by United States mail or personal delivery at the mailing address, property address, or any other address of the owner provided to fulfill the association's notice requirements under this chapter and by electronic transmission to the e-mail address or facsimile number provided to fulfill the association's notice requirements to unit owners who previously consented to receive notice by electronic transmission; must post a copy of the inspector-prepared summary in a conspicuous place on the condominium property; and must publish the full report and inspector-prepared summary on the association's website, if the association is required to have a website.

Section 7. Effective July 1, 2027, subsection (5) of section 718.1255, Florida Statutes, is amended, and paragraph (d) is added to subsection (1) of that section, to read:

718.1255 Alternative dispute resolution; mediation; nonbinding arbitration; applicability.—

(1) DEFINITIONS.—As used in this section, the term “dispute” means any disagreement between two or more parties that involves:

(d) The failure of a board of administration, when required by this chapter or an association document, to:

1. Obtain the milestone inspection required under s. 553.899.
2. Obtain a structural integrity reserve study required under s. 718.112(2)(g).
3. Fund reserves as required for an item identified in s. 718.112(2)(g).
4. Make or provide necessary maintenance or repairs of condominium property recommended by a milestone inspection or a structural integrity reserve study.

“Dispute” does not include any disagreement that primarily involves: title to any unit or common element; the interpretation or enforcement of any warranty; the levy of a fee or assessment, or the collection of an assessment levied against a party; the eviction or other removal of a tenant from a unit; alleged breaches of fiduciary duty by one or more directors; or claims for damages to a unit based upon the alleged failure of the association to maintain the common elements or condominium property.

(5) PRESUIT MEDIATION.—In lieu of the initiation of nonbinding arbitration as provided in subsections (1)-(4), a party may submit a dispute to presuit mediation in accordance with s. 720.311; however, election and recall disputes are not eligible for mediation and such disputes must be arbitrated by the division or filed in a court of competent jurisdiction. *Disputes identified in paragraph (1)(d) are not subject to nonbinding arbitration under subsection (4) and must be submitted to presuit mediation in accordance with s. 720.311.*

Section 8. Subsection (1) 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.—

(1) Maintenance of the common elements is the responsibility of the association, *except for any maintenance responsibility for limited common elements assigned to the unit owner by the declaration. The association shall provide for the maintenance, repair, and replacement of the condominium property for which it bears responsibility pursuant to the declaration of condominium. After turnover of control of the association to the unit owners, the association must perform any required maintenance identified by the developer pursuant to s. 718.301(4)(p) and (q)*

until the association obtains new maintenance protocols from a licensed professional engineer or architect or a person certified as a reserve specialist or professional reserve analyst by the Community Associations Institute or the Association of Professional Reserve Analysts. The declaration may provide that certain limited common elements shall be maintained by those entitled to use the limited common elements or that the association shall provide the maintenance, either as a common expense or with the cost shared only by those entitled to use the limited common elements. If the maintenance is to be by the association at the expense of only those entitled to use the limited common elements, the declaration shall describe in detail the method of apportioning such costs among those entitled to use the limited common elements, and the association may use the provisions of s. 718.116 to enforce payment of the shares of such costs by the unit owners entitled to use the limited common elements.

Section 9. Present paragraphs (q) and (r) of subsection (4) of section 718.301, Florida Statutes, are redesignated as paragraphs (r) and (s), respectively, a new paragraph (q) is added to that subsection, and paragraph (p) of that subsection is amended, to read:

718.301 Transfer of association control; claims of defect by association.—

(4) At the time that unit owners other than the developer elect a majority of the members of the board of administration of an association, the developer shall relinquish control of the association, and the unit owners shall accept control. Simultaneously, or for the purposes of paragraph (c) not more than 90 days thereafter, the developer shall deliver to the association, at the developer's expense, all property of the unit owners and of the association which is held or controlled by the developer, including, but not limited to, the following items, if applicable, as to each condominium operated by the association:

(p) Notwithstanding when the certificate of occupancy was issued or the height of the building, ~~a structural integrity reserve study a milestone inspection report~~ in compliance with s. 718.112(2)(g) ~~s. 553.899~~ included in the official records, under seal of an architect or engineer authorized to practice in this state or a person certified as a reserve specialist or professional reserve analyst by the Community Associations Institute or the Association of Professional Reserve Analysts, and attesting to required maintenance, condition, useful life, and replacement costs of the following applicable condominium property comprising a turnover inspection report:

1. Roof.
2. Structure, including load-bearing walls and primary structural members and primary structural systems as those terms are defined in s. 627.706.
3. Fireproofing and fire protection systems.
4. ~~Plumbing Elevators.~~
5. ~~Electrical systems Heating and cooling systems.~~
6. ~~Waterproofing and exterior painting Plumbing.~~
7. ~~Windows and exterior doors Electrical systems.~~
8. ~~Swimming pool or spa and equipment.~~
9. ~~Seawalls.~~
10. ~~Pavement and parking areas.~~
11. ~~Drainage systems.~~
12. ~~Painting.~~
13. ~~Irrigation systems.~~
14. ~~Waterproofing.~~

(q) Notwithstanding when the certificate of occupancy was issued or the height of the building, a turnover inspection report included in the official records, under seal of an architect or engineer authorized to practice in this state or a person certified as a reserve specialist or pro-

professional reserve analyst by the Community Associations Institute or the Association of Professional Reserve Analysts, and attesting to required maintenance, condition, useful life, and replacement costs of the following applicable condominium property comprising a turnover inspection report:

1. Elevators.
2. Heating and cooling systems.
3. Swimming pool or spa and equipment.
4. Seawalls.
5. Pavement and parking areas.
6. Drainage systems.
7. Irrigation systems.

Section 10. Paragraph (b) of subsection (1) and paragraph (a) of subsection (2) of section 718.503, Florida Statutes, are amended, and paragraph (d) is added to subsection (1) and paragraph (e) is added to subsection (2) of that section, to read:

718.503 Developer disclosure prior to sale; nondeveloper unit owner disclosure prior to sale; voidability.—

(1) DEVELOPER DISCLOSURE.—

(b) *Copies of documents to be furnished to prospective buyer or lessee.*—Until such time as the developer has furnished the documents listed below to a person who has entered into a contract to purchase a residential unit or lease it for more than 5 years, the contract may be voided by that person, entitling the person to a refund of any deposit together with interest thereon as provided in s. 718.202. The contract may be terminated by written notice from the proposed buyer or lessee delivered to the developer within 15 days after the buyer or lessee receives all of the documents required by this section. The developer may not close for 15 days after the execution of the agreement and delivery of the documents to the buyer as evidenced by a signed receipt for documents unless the buyer is informed in the 15-day voidability period and agrees to close before the expiration of the 15 days. The developer shall retain in his or her records a separate agreement signed by the buyer as proof of the buyer's agreement to close before the expiration of the voidability period. The developer must retain such proof for a period of 5 years after the date of the closing of the transaction. The documents to be delivered to the prospective buyer are the prospectus or disclosure statement with all exhibits, if the development is subject to s. 718.504, or, if not, then copies of the following which are applicable:

1. The question and answer sheet described in s. 718.504, and declaration of condominium, or the proposed declaration if the declaration has not been recorded, which shall include the certificate of a surveyor approximately representing the locations required by s. 718.104.
2. The documents creating the association.
3. The bylaws.
4. The ground lease or other underlying lease of the condominium.
5. The management contract, maintenance contract, and other contracts for management of the association and operation of the condominium and facilities used by the unit owners having a service term in excess of 1 year, and any management contracts that are renewable.
6. The estimated operating budget for the condominium and a schedule of expenses for each type of unit, including fees assessed pursuant to s. 718.113(1) for the maintenance of limited common elements where such costs are shared only by those entitled to use the limited common elements.
7. The lease of recreational and other facilities that will be used only by unit owners of the subject condominium.
8. The lease of recreational and other common facilities that will be used by unit owners in common with unit owners of other condominiums.

9. The form of unit lease if the offer is of a leasehold.

10. Any declaration of servitude of properties serving the condominium but not owned by unit owners or leased to them or the association.

11. If the development is to be built in phases or if the association is to manage more than one condominium, a description of the plan of phase development or the arrangements for the association to manage two or more condominiums.

12. If the condominium is a conversion of existing improvements, the statements and disclosure required by s. 718.616.

13. The form of agreement for sale or lease of units.

14. A copy of the floor plan of the unit and the plot plan showing the location of the residential buildings and the recreation and other common areas.

15. A copy of all covenants and restrictions that will affect the use of the property and are not contained in the foregoing.

16. If the developer is required by state or local authorities to obtain acceptance or approval of any dock or marina facilities intended to serve the condominium, a copy of any such acceptance or approval acquired by the time of filing with the division under s. 718.502(1), or a statement that such acceptance or approval has not been acquired or received.

17. Evidence demonstrating that the developer has an ownership, leasehold, or contractual interest in the land upon which the condominium is to be developed.

18. A copy of the inspector-prepared summary of the milestone inspection report as described in s. 553.899, or a statement in conspicuous type indicating that the required milestone inspection described in s. 553.899 has not been completed or that a milestone inspection is not required, as applicable ~~ss. 553.899 and 718.301(4)(p)~~.

19. A copy of the association's most recent structural integrity reserve study, or a statement in conspicuous type indicating that ~~the association has not completed~~ a required structural integrity reserve study has not been completed or that a structural integrity reserve study is not required, as applicable.

20. A copy of the turnover inspection report described in s. 718.301(4)(p) and (q) or a statement in conspicuous type indicating that a turnover inspection report has not been completed, as applicable.

(d) *Milestone inspection, turnover inspection report, or structural integrity reserve study.*—If the association is required to have completed a milestone inspection as described in s. 553.899, a turnover inspection report for a turnover inspection performed on or after July 1, 2023, or a structural integrity reserve study, and the association has not completed the milestone inspection, the turnover inspection report, or the structural integrity reserve study, each contract entered into after December 31, 2024, for the sale of a residential unit shall contain in conspicuous type a statement indicating that the association is required to have a milestone inspection, a turnover inspection report, or a structural integrity reserve study and has not completed such inspection, report, or study, as appropriate. If the association is not required to have a milestone inspection as described in s. 553.899 or a structural integrity reserve study, each contract entered into after December 31, 2024, for the sale of a residential unit shall contain in conspicuous type a statement indicating that the association is not required to have a milestone inspection or a structural integrity reserve study, as appropriate. If the association has completed a milestone inspection as described in s. 553.899, a turnover inspection report for a turnover inspection performed on or after July 1, 2023, or a structural integrity reserve study, each contract entered into after December 31, 2024, for the sale of a residential unit shall contain in conspicuous type:

1. A clause which states: **THE BUYER HEREBY ACKNOWLEDGES THAT BUYER HAS BEEN PROVIDED A CURRENT COPY OF THE INSPECTOR-PREPARED SUMMARY OF THE MILESTONE INSPECTION REPORT AS DESCRIBED IN SECTION 553.899, FLORIDA STATUTES, IF APPLICABLE; A COPY OF THE TURN-OVER INSPECTION REPORT DESCRIBED IN SECTION 718.301(4)(p) AND (q), FLORIDA STATUTES, IF APPLICABLE; AND**

A COPY OF THE ASSOCIATION'S MOST RECENT STRUCTURAL INTEGRITY RESERVE STUDY DESCRIBED IN SECTIONS 718.103(26) AND 718.112(2)(g), FLORIDA STATUTES, IF APPLICABLE, MORE THAN 15 DAYS, EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS, PRIOR TO EXECUTION OF THIS CONTRACT; and

2. A clause which states: THIS AGREEMENT IS VOIDABLE BY BUYER BY DELIVERING WRITTEN NOTICE OF THE BUYER'S INTENTION TO CANCEL WITHIN 15 DAYS, EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS, AFTER THE DATE OF EXECUTION OF THIS AGREEMENT BY THE BUYER AND RECEIPT BY BUYER OF A CURRENT COPY OF THE INSPECTOR-PREPARED SUMMARY OF THE MILESTONE INSPECTION REPORT AS DESCRIBED IN SECTION 553.899, FLORIDA STATUTES, IF APPLICABLE; A COPY OF THE TURNOVER INSPECTION REPORT DESCRIBED IN SECTION 718.301(4)(p) AND (q), FLORIDA STATUTES, IF APPLICABLE; AND A COPY OF THE ASSOCIATION'S MOST RECENT STRUCTURAL INTEGRITY RESERVE STUDY DESCRIBED IN SECTIONS 718.103(26) AND 718.112(2)(g), FLORIDA STATUTES, IF APPLICABLE. ANY PURPORTED WAIVER OF THESE VOIDABILITY RIGHTS SHALL BE OF NO EFFECT. BUYER MAY EXTEND THE TIME FOR CLOSING FOR A PERIOD OF NOT MORE THAN 15 DAYS, EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS, AFTER THE BUYER RECEIVES A CURRENT COPY OF THE INSPECTOR-PREPARED SUMMARY OF THE MILESTONE INSPECTION REPORT AS DESCRIBED IN SECTION 553.899, FLORIDA STATUTES; A COPY OF THE TURNOVER INSPECTION REPORT DESCRIBED IN SECTION 718.301(4)(p) AND (q), FLORIDA STATUTES; OR A COPY OF THE ASSOCIATION'S MOST RECENT STRUCTURAL INTEGRITY RESERVE STUDY DESCRIBED IN SECTIONS 718.103(26) AND 718.112(2)(g), FLORIDA STATUTES, IF REQUESTED IN WRITING. BUYER'S RIGHT TO VOID THIS AGREEMENT SHALL TERMINATE AT CLOSING.

A contract that does not conform to the requirements of this paragraph is voidable at the option of the purchaser prior to closing.

(2) NONDEVELOPER DISCLOSURE.—

(a) Each unit owner who is not a developer as defined by this chapter must comply with this subsection before the sale of his or her unit. Each prospective purchaser who has entered into a contract for the purchase of a condominium unit is entitled, at the seller's expense, to a current copy of all of the following:

1. The declaration of condominium.
2. Articles of incorporation of the association.
3. Bylaws and rules of the association.
4. Financial information required by s. 718.111.
5. A copy of the inspector-prepared summary of the milestone inspection report as described in s. 553.899 ~~ss. 553.899 and 718.301(4)(p)~~, if applicable.
6. The association's most recent structural integrity reserve study or a statement that the association has not completed a structural integrity reserve study.
7. A copy of the inspection report described in s. 718.301(4)(p) and (q) for a turnover inspection performed on or after July 1, 2023.
8. The document entitled "Frequently Asked Questions and Answers" required by s. 718.504.

(e) If the association is required to have completed a milestone inspection as described in s. 553.899, a turnover inspection report for a turnover inspection performed on or after July 1, 2023, or a structural integrity reserve study, and the association has not completed the milestone inspection, the turnover inspection report, or the structural integrity reserve study, each contract entered into after December 31, 2024, for the sale of a residential unit shall contain in conspicuous type a statement indicating that the association is required to have a milestone inspection, a turnover inspection report, or a structural integrity reserve study and has not completed such inspection, report, or study, as ap-

propriate. If the association is not required to have a milestone inspection as described in s. 553.899 or a structural integrity reserve study, each contract entered into after December 31, 2024, for the sale of a residential unit shall contain in conspicuous type a statement indicating that the association is not required to have a milestone inspection or a structural integrity reserve study, as appropriate. If the association has completed a milestone inspection as described in s. 553.899, a turnover inspection report for a turnover inspection performed on or after July 1, 2023, or a structural integrity reserve study, each contract entered into after December 31, 2024, for the resale of a residential unit shall contain in conspicuous type:

1. A clause which states: THE BUYER HEREBY ACKNOWLEDGES THAT BUYER HAS BEEN PROVIDED A CURRENT COPY OF THE INSPECTOR-PREPARED SUMMARY OF THE MILESTONE INSPECTION REPORT AS DESCRIBED IN SECTION 553.899, FLORIDA STATUTES, IF APPLICABLE; A COPY OF THE TURNOVER INSPECTION REPORT DESCRIBED IN SECTION 718.301(4)(p) AND (q), FLORIDA STATUTES, IF APPLICABLE; AND A COPY OF THE ASSOCIATION'S MOST RECENT STRUCTURAL INTEGRITY RESERVE STUDY DESCRIBED IN SECTIONS 718.103(26) AND 718.112(2)(g), FLORIDA STATUTES, IF APPLICABLE, MORE THAN 3 DAYS, EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS, PRIOR TO EXECUTION OF THIS CONTRACT; and

2. A clause which states: THIS AGREEMENT IS VOIDABLE BY BUYER BY DELIVERING WRITTEN NOTICE OF THE BUYER'S INTENTION TO CANCEL WITHIN 3 DAYS, EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS, AFTER THE DATE OF EXECUTION OF THIS AGREEMENT BY THE BUYER AND RECEIPT BY BUYER OF A CURRENT COPY OF THE INSPECTOR-PREPARED SUMMARY OF THE MILESTONE INSPECTION REPORT AS DESCRIBED IN SECTION 553.899, FLORIDA STATUTES, IF APPLICABLE; A COPY OF THE TURNOVER INSPECTION REPORT DESCRIBED IN SECTION 718.301(4)(p) AND (q), FLORIDA STATUTES, IF APPLICABLE; AND A COPY OF THE ASSOCIATION'S MOST RECENT STRUCTURAL INTEGRITY RESERVE STUDY DESCRIBED IN SECTIONS 718.103(26) AND 718.112(2)(g), FLORIDA STATUTES, IF APPLICABLE. ANY PURPORTED WAIVER OF THESE VOIDABILITY RIGHTS SHALL BE OF NO EFFECT. BUYER MAY EXTEND THE TIME FOR CLOSING FOR A PERIOD OF NOT MORE THAN 3 DAYS, EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS, AFTER THE BUYER RECEIVES A CURRENT COPY OF THE INSPECTOR-PREPARED SUMMARY OF THE MILESTONE INSPECTION REPORT AS DESCRIBED IN SECTION 553.899, FLORIDA STATUTES; A COPY OF THE TURNOVER INSPECTION REPORT DESCRIBED IN SECTION 718.301(4)(p) AND (q), FLORIDA STATUTES; OR A COPY OF THE ASSOCIATION'S MOST RECENT STRUCTURAL INTEGRITY RESERVE STUDY DESCRIBED IN SECTIONS 718.103(26) AND 718.112(2)(g), FLORIDA STATUTES, IF REQUESTED IN WRITING. BUYER'S RIGHT TO VOID THIS AGREEMENT SHALL TERMINATE AT CLOSING.

A contract that does not conform to the requirements of this paragraph is voidable at the option of the purchaser prior to closing.

Section 11. Paragraph (a) of subsection (7) and paragraph (c) of subsection (21) of section 718.504, Florida Statutes, are amended to read:

718.504 Prospectus or offering circular.—Every developer of a residential condominium which contains more than 20 residential units, or which is part of a group of residential condominiums which will be served by property to be used in common by unit owners of more than 20 residential units, shall prepare a prospectus or offering circular and file it with the Division of Florida Condominiums, Timeshares, and Mobile Homes prior to entering into an enforceable contract of purchase and sale of any unit or lease of a unit for more than 5 years and shall furnish a copy of the prospectus or offering circular to each buyer. In addition to the prospectus or offering circular, each buyer shall be furnished a separate page entitled "Frequently Asked Questions and Answers," which shall be in accordance with a format approved by the division and a copy of the financial information required by s. 718.111. This page shall, in readable language, inform prospective purchasers regarding their voting rights and unit use restrictions, including restrictions on the leasing of a unit; shall indicate whether and in what amount the unit owners or

the association is obligated to pay rent or land use fees for recreational or other commonly used facilities; shall contain a statement identifying that amount of assessment which, pursuant to the budget, would be levied upon each unit type, exclusive of any special assessments, and which shall further identify the basis upon which assessments are levied, whether monthly, quarterly, or otherwise; shall state and identify any court cases in which the association is currently a party of record in which the association may face liability in excess of \$100,000; and which shall further state whether membership in a recreational facilities association is mandatory, and if so, shall identify the fees currently charged per unit type. The division shall by rule require such other disclosure as in its judgment will assist prospective purchasers. The prospectus or offering circular may include more than one condominium, although not all such units are being offered for sale as of the date of the prospectus or offering circular. The prospectus or offering circular must contain the following information:

(7) A description of the recreational and other facilities that will be used in common with other condominiums, community associations, or planned developments which require the payment of the maintenance and expenses of such facilities, directly or indirectly, by the unit owners. The description shall include, but not be limited to, the following:

(a) Each building and facility committed to be built *and a summary description of the structural integrity of each building for which reserves are required pursuant to s. 718.112(2)(g).*

Descriptions shall include location, areas, capacities, numbers, volumes, or sizes and may be stated as approximations or minimums.

(21) An estimated operating budget for the condominium and the association, and a schedule of the unit owner's expenses shall be attached as an exhibit and shall contain the following information:

(c) The estimated items of expenses of the condominium and the association, except as excluded under paragraph (b), including, but not limited to, the following items, which shall be stated as an association expense collectible by assessments or as unit owners' expenses payable to persons other than the association:

1. Expenses for the association and condominium:
 - a. Administration of the association.
 - b. Management fees.
 - c. Maintenance.
 - d. Rent for recreational and other commonly used facilities.
 - e. Taxes upon association property.
 - f. Taxes upon leased areas.
 - g. Insurance.
 - h. Security provisions.
 - i. Other expenses.
 - j. Operating capital.
 - k. Reserves *for all applicable items referenced in s. 718.112(2)(g).*
 1. Fees payable to the division.
 2. Expenses for a unit owner:
 - a. Rent for the unit, if subject to a lease.
 - b. Rent payable by the unit owner directly to the lessor or agent under any recreational lease or lease for the use of commonly used facilities, which use and payment is a mandatory condition of ownership and is not included in the common expense or assessments for common maintenance paid by the unit owners to the association.

And the directory clause is amended as follows:

Delete line 518 and insert:

Section 12. Paragraphs (e), (f), (g), and (h) of subsection (2)

And the title is amended as follows:

Delete lines 45-65 and insert: requirements relating to budget meetings; revising condominium association reserve account requirements; revising requirements relating to waiving reserve requirements or providing less reserves than required by law; revising requirements relating to using reserve funds or interest accrued on reserve funds for certain purposes; revising requirements for structural integrity reserve studies and mandatory milestone inspections; providing applicability; conforming provisions to changes made by the act; amending s. 718.1255, F.S.; revising the definition of the term "dispute"; specifying that certain disputes are not subject to nonbinding arbitration and must be submitted to presuit mediation; amending s. 718.113, F.S.; revising requirements relating to maintenance, repair, and replacement of common elements and condominium property; amending s. 718.301, F.S.; revising items that developers are required to deliver to an association upon relinquishing control of the association; amending s. 718.503, F.S.; revising the documents developers are required to provide to prospective buyers or lessees; revising the documents that prospective purchasers are entitled to when purchasing a condominium unit from a unit owner; requiring specified disclosures relating to milestone inspections, turnover inspection reports, and structural integrity reserve studies for certain contracts entered into after a specified date; amending s. 718.504, F.S.; revising requirements for prospectuses and offering circulars; amending s. 719.103, F.S.; revising the

Amendment 4 (403744) (with title amendment)—Delete lines 1137-1532 and insert:

719.301(4)(p) and (q) until the association obtains new maintenance protocols from a licensed professional engineer or architect or a person certified as a reserve specialist or professional reserve analyst by the Community Associations Institute or the Association of Professional Reserve Analysts. The declaration may provide that certain limited common elements shall be maintained by those entitled to use the limited common elements or that the association shall provide the maintenance, either as a common expense or with the cost shared only by those entitled to use the limited common elements. If the maintenance is to be by the association at the expense of only those entitled to use the limited common elements, the declaration shall describe in detail the method of apportioning such costs among those entitled to use the limited common elements, and the association may use the provisions of s. 719.108 to enforce payment of the shares of such costs by the unit owners entitled to use the limited common elements.

Section 12. Paragraphs (e), (j), (k), and (l) of subsection (1) of section 719.106, Florida Statutes, are amended 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:

(e) *Budget procedures.*—

1. The board of administration shall mail, hand deliver, or electronically transmit to each unit owner at the address last furnished to the association, a meeting notice and copies of the proposed annual budget of common expenses to the unit owners not less than 14 days prior to the meeting at which the budget will be considered. Evidence of compliance with this 14-day notice must be made by an affidavit executed by an officer of the association or the manager or other person providing notice of the meeting and filed among the official records of the association. The meeting must be open to the unit owners.

2. If an adopted budget requires assessment against the unit owners in any fiscal or calendar year which exceeds 115 percent of the assessments for the preceding year, the board upon written application of 10 percent of the voting interests to the board, shall call a special meeting of the unit owners within 30 days, upon not less than 10 days' written notice to each unit owner. At the special meeting, unit owners shall consider and enact a budget. Unless the bylaws require a larger vote, the adoption of the budget requires a vote of not less than a majority of all the voting interests.

3. The board of administration may, in any event, propose a budget to the unit owners at a meeting of members or by writing, and if the budget or proposed budget is approved by the unit owners at the meeting or by a majority of all voting interests in writing, the budget is adopted. If a meeting of the unit owners has been called and a quorum is not attained or a substitute budget is not adopted by the unit owners, the budget adopted by the board of directors goes into effect as scheduled.

4. In determining whether assessments exceed 115 percent of similar assessments for prior years, any authorized provisions for reasonable reserves for repair or replacement of cooperative property, anticipated expenses by the association which are not anticipated to be incurred on a regular or annual basis, *insurance premiums*, or assessments for betterments to the cooperative property must be excluded from computation. However, as long as the developer is in control of the board of administration, the board may not impose an assessment for any year greater than 115 percent of the prior fiscal or calendar year's assessment without approval of a majority of all voting interests.

(j) *Annual budget.*—

1. The proposed annual budget of common expenses must be detailed and must show the amounts budgeted by accounts and expense classifications, including, if applicable, but not limited to, those expenses listed in s. 719.504(20). The board of administration shall adopt the annual budget at least 14 days before the start of the association's fiscal year. In the event that the board fails to timely adopt the annual budget a second time, it is deemed a minor violation and the prior year's budget shall continue in effect until a new budget is adopted.

2. In addition to annual operating expenses, the budget must include reserve accounts for capital expenditures and deferred maintenance. These accounts must include, but not be limited to, roof replacement, building painting, and pavement resurfacing, regardless of the amount of deferred maintenance expense or replacement cost, and for any other items for which the deferred maintenance expense or replacement cost exceeds \$10,000. The amount to be reserved ~~for an item is determined by the association's most recent structural integrity reserve study that must be completed by December 31, 2024. If the amount to be reserved for an item is not in the association's initial or most recent structural integrity reserve study or the association has not completed a structural integrity reserve study, the amount~~ must be computed by means of a formula which is based upon estimated remaining useful life and estimated replacement cost or deferred maintenance expense of the reserve item. *In a budget adopted by an association that is required to obtain a structural integrity reserve study, reserves must be maintained for the items identified in paragraph (k) for which the association is responsible pursuant to the declaration, and the reserve amount for such items must be based on the findings and recommendations of the association's most recent structural integrity reserve study. With respect to items for which an estimate of useful life is not readily ascertainable or with an estimated remaining useful life of greater than 25 years, an association is not required to reserve replacement costs for such items, but an association must reserve the amount of deferred maintenance expense, if any, which is recommended by the structural integrity reserve study for such items.* The association may adjust replacement reserve assessments annually to take into account an inflation adjustment and any changes in estimates or extension of the useful life of a reserve item caused by deferred maintenance. The members of a unit-owner-controlled association may determine, by a majority vote of the total voting interests ~~at a duly called meeting~~ of the association, for a fiscal year to provide no reserves or reserves less adequate than required by this subsection. Before turnover of control of an association by a developer to unit owners other than a developer under s. 719.301, the developer-controlled association may not vote to waive the reserves or reduce funding of the reserves. *For a budget adopted on or after Effective December 31, 2024, a unit-owner-controlled association that must obtain a structural integrity reserve study may not determine to provide no reserves or reserves less adequate than required by this paragraph for items listed in paragraph (k). If a meeting of the unit owners has been called to determine to provide no reserves, or reserves less adequate than required, and such result is not attained or a quorum is not attained, the reserves as included in the budget shall go into effect.*

3. Reserve funds and any interest accruing thereon shall remain in the reserve account or accounts, and shall be used only for authorized

reserve expenditures unless their use for other purposes is approved in advance by a vote of the majority of the *total* voting interests, ~~voting in person or by limited proxy at a duly called meeting~~ of the association. Before turnover of control of an association by a developer to unit owners other than the developer under s. 719.301, the developer may not vote to use reserves for purposes other than that for which they were intended. *For a budget adopted on or after Effective December 31, 2024, members of a unit-owner-controlled association that must obtain a structural integrity reserve study may not vote to use reserve funds, or any interest accruing thereon, that are reserved for items listed in paragraph (k) for purposes other than the replacement or deferred maintenance costs of the components listed in paragraph (k) their intended purpose.*

(k) *Structural integrity reserve study.*—

1. A residential cooperative ~~an~~ association must have a structural integrity reserve study completed at least every 10 years for each building on the cooperative property that is three stories or higher in height as determined by the Florida Building Code that includes, at a minimum, a study of the following items as related to the structural integrity and safety of the building:

a. Roof.

b. *Structure, including load-bearing walls and ~~or~~ other primary structural members and primary structural systems as those terms are defined in s. 627.706.*

c. ~~Floor.~~

d. ~~Foundation.~~

e. Fireproofing and fire protection systems.

d.f. Plumbing.

e.g. Electrical systems.

f.h. Waterproofing and exterior painting.

g.i. Windows and exterior doors.

h.j. Any other item that has a deferred maintenance expense or replacement cost that exceeds \$10,000 and the failure to replace or maintain such item negatively affects the items listed in *sub-subparagraphs a.-g. sub-subparagraphs a.-i,* as determined by the ~~licensed engineer or architect performing the~~ visual inspection portion of the structural integrity reserve study.

2. *A structural integrity reserve study is based on a visual inspection of the cooperative property. A structural integrity reserve study may be performed by any person qualified to perform such study. However, the visual inspection portion of the structural integrity reserve study must be performed or verified by an engineer licensed under chapter 471, an architect licensed under chapter 481, or a person certified as a reserve specialist or professional reserve analyst by the Community Associations Institute or the Association of Professional Reserve Analysts.*

3. *At a minimum, a structural integrity reserve study must identify each item of the cooperative property being visually inspected, state the estimated remaining useful life and the estimated replacement cost or deferred maintenance expense of each item of the cooperative property being visually inspected, and provide a reserve funding schedule with a recommended annual reserve amount that achieves the estimated replacement cost or deferred maintenance expense of each item of cooperative property being visually inspected by the end of the estimated remaining useful life of the item. The structural integrity reserve study may recommend that reserves do not need to be maintained for any item for which an estimate of useful life and an estimate of replacement cost cannot be determined, or the study may recommend a deferred maintenance expense amount for such item. The structural integrity reserve study may recommend that reserves for replacement costs do not need to be maintained for any item with an estimated remaining useful life of greater than 25 years, but the study may recommend a deferred maintenance expense amount for such item.*

4. *This paragraph does not apply to buildings less than three stories in height; single-family, two-family, or three-family dwellings with three*

or fewer habitable stories above ground; any portion or component of a building that has not been submitted to the cooperative form of ownership; or any portion or component of a building that is maintained by a party other than the association.

5. Before a developer turns over control of an association to unit owners other than the developer, the developer must have a structural integrity reserve study completed for each building on the cooperative property that is three stories or higher in height.

6. Associations existing on or before July 1, 2022, which are controlled by unit owners other than the developer, must have a structural integrity reserve study completed by December 31, 2024, for each building on the cooperative property that is three stories or higher in height. An association that is required to complete a milestone inspection on or before December 31, 2026, in accordance with s. 553.899 may complete the structural integrity reserve study simultaneously with the milestone inspection. In no event may the structural integrity reserve study be completed after December 31, 2026.

7. If the milestone inspection required by s. 553.899, or an inspection completed for a similar local requirement, was performed within the past 5 years and meets the requirements of this paragraph, such inspection may be used in place of the visual inspection portion of the structural integrity reserve study.

8. If the officers or directors of an association willfully and knowingly fail to complete a structural integrity reserve study pursuant to this paragraph, such failure is a breach of an officer's and director's fiduciary relationship to the unit owners under s. 719.104(9) s. 719.104(9).

(l) *Mandatory milestone inspections.*—If an association is required to have a milestone inspection performed pursuant to s. 553.899, the association must arrange for the milestone inspection to be performed and is responsible for ensuring compliance with the requirements of s. 553.899. The association is responsible for all costs associated with the milestone inspection attributable to the portions of the building which the association is responsible for maintaining under the governing documents of the association. If the officers or directors of an association willfully and knowingly fail to have a milestone inspection performed pursuant to s. 553.899, such failure is a breach of the officers' and directors' fiduciary relationship to the unit owners under s. 719.104(9)(a) s. 719.104(8)(a). Within 14 days after receipt of a written notice from the local enforcement agency that a milestone inspection is required, the association must notify the unit owners of the required milestone inspection and provide the date by which the milestone inspection must be completed. Such notice may be given by electronic submission to unit owners who consent to receive notice by electronic submission or by posting on the association's website. Within 45 days after receiving ~~Upon completion of a phase one or phase two milestone inspection and receipt of the inspector-prepared summary of the inspection~~ report from the architect or engineer who performed the inspection, the association must distribute a copy of the inspector-prepared summary of the inspection report to each unit owner, regardless of the findings or recommendations in the report, by United States mail or personal delivery at the mailing address, property address, or any other address of the owner provided to fulfill the association's notice requirements under this chapter and by electronic transmission to the e-mail address or facsimile number provided to fulfill the association's notice requirements to unit owners who previously consented to receive notice by electronic transmission; must post a copy of the inspector-prepared summary in a conspicuous place on the cooperative property; and must publish the full report and inspector-prepared summary on the association's website, if the association is required to have a website.

Section 13. Present paragraph (q) of subsection (4) of section 719.301, Florida Statutes, is redesignated as paragraph (r), a new paragraph (q) is added to that subsection, and paragraph (p) of that subsection is amended, to read:

719.301 Transfer of association control.—

(4) When unit owners other than the developer elect a majority of the members of the board of administration of an association, the developer shall relinquish control of the association, and the unit owners shall accept control. Simultaneously, or for the purpose of paragraph (c) not more than 90 days thereafter, the developer shall deliver to the

association, at the developer's expense, all property of the unit owners and of the association held or controlled by the developer, including, but not limited to, the following items, if applicable, as to each cooperative operated by the association:

(p) Notwithstanding when the certificate of occupancy was issued or the height of the building, a *structural integrity reserve study milestone inspection report* in compliance with s. 719.106(1)(k) s. 553.899 included in the official records, under seal of an architect or engineer authorized to practice in this state or a person certified as a reserve specialist or professional reserve analyst by the Community Associations Institute or the Association of Professional Reserve Analysts, attesting to required maintenance, condition, useful life, and replacement costs of the following applicable cooperative property comprising a turnover inspection report:

1. Roof.
2. Structure, including load-bearing walls and primary structural members and primary structural systems as those terms are defined in s. 627.706.
3. Fireproofing and fire protection systems.
4. Plumbing ~~Elevators.~~
5. Electrical systems ~~Heating and cooling systems.~~
6. Waterproofing and exterior painting ~~Plumbing.~~
7. Windows and exterior doors ~~Electrical systems.~~
8. ~~Swimming pool or spa and equipment.~~
9. ~~Seawalls.~~
10. ~~Pavement and parking areas.~~
11. ~~Drainage systems.~~
12. ~~Painting.~~
13. ~~Irrigation systems.~~
14. ~~Waterproofing.~~

(q) Notwithstanding when the certificate of occupancy was issued or the height of the building, a turnover inspection report included in the official records, under seal of an architect or engineer authorized to practice in this state or a person certified as a reserve specialist or professional reserve analyst by the Community Associations Institute or the Association of Professional Reserve Analysts, and attesting to required maintenance, condition, useful life, and replacement costs of the following applicable cooperative property comprising a turnover inspection report:

1. Elevators.
2. Heating and cooling systems.
3. Swimming pool or spa and equipment.
4. Seawalls.
5. Pavement and parking areas.
6. Drainage systems.
7. Irrigation systems.

Section 14. Paragraph (b) of subsection (1) and paragraph (a) of subsection (2) of section 719.503, Florida Statutes, are amended, and paragraph (d) is added to subsection (1) and paragraph (d) is added to subsection (2) of that section, to read:

719.503 Disclosure prior to sale.—

- (1) DEVELOPER DISCLOSURE.—

(b) *Copies of documents to be furnished to prospective buyer or lessee.*—Until such time as the developer has furnished the documents listed below to a person who has entered into a contract to purchase a unit or lease it for more than 5 years, the contract may be voided by that person, entitling the person to a refund of any deposit together with interest thereon as provided in s. 719.202. The contract may be terminated by written notice from the proposed buyer or lessee delivered to the developer within 15 days after the buyer or lessee receives all of the documents required by this section. The developer may not close for 15 days after the execution of the agreement and delivery of the documents to the buyer as evidenced by a receipt for documents signed by the buyer unless the buyer is informed in the 15-day voidability period and agrees to close before the expiration of the 15 days. The developer shall retain in his or her records a separate signed agreement as proof of the buyer's agreement to close before the expiration of the voidability period. The developer must retain such proof for a period of 5 years after the date of the closing transaction. The documents to be delivered to the prospective buyer are the prospectus or disclosure statement with all exhibits, if the development is subject to s. 719.504, or, if not, then copies of the following which are applicable:

1. The question and answer sheet described in s. 719.504, and cooperative documents, or the proposed cooperative documents if the documents have not been recorded, which shall include the certificate of a surveyor approximately representing the locations required by s. 719.104.
2. The documents creating the association.
3. The bylaws.
4. The ground lease or other underlying lease of the cooperative.
5. The management contract, maintenance contract, and other contracts for management of the association and operation of the cooperative and facilities used by the unit owners having a service term in excess of 1 year, and any management contracts that are renewable.
6. The estimated operating budget for the cooperative and a schedule of expenses for each type of unit, including fees assessed to a shareholder who has exclusive use of limited common areas, where such costs are shared only by those entitled to use such limited common areas.
7. The lease of recreational and other facilities that will be used only by unit owners of the subject cooperative.
8. The lease of recreational and other common areas that will be used by unit owners in common with unit owners of other cooperatives.
9. The form of unit lease if the offer is of a leasehold.
10. Any declaration of servitude of properties serving the cooperative but not owned by unit owners or leased to them or the association.
11. If the development is to be built in phases or if the association is to manage more than one cooperative, a description of the plan of phase development or the arrangements for the association to manage two or more cooperatives.
12. If the cooperative is a conversion of existing improvements, the statements and disclosure required by s. 719.616.
13. The form of agreement for sale or lease of units.
14. A copy of the floor plan of the unit and the plot plan showing the location of the residential buildings and the recreation and other common areas.
15. A copy of all covenants and restrictions that will affect the use of the property and are not contained in the foregoing.
16. If the developer is required by state or local authorities to obtain acceptance or approval of any dock or marina facilities intended to serve the cooperative, a copy of any such acceptance or approval acquired by the time of filing with the division pursuant to s. 719.502(1) or a statement that such acceptance or approval has not been acquired or received.

17. Evidence demonstrating that the developer has an ownership, leasehold, or contractual interest in the land upon which the cooperative is to be developed.

18. A copy of the inspector-prepared summary of the milestone inspection report as described in s. 553.899 ~~ss. 553.899 and 719.301(4)(p)~~, or a statement in conspicuous type indicating that the required milestone inspection described in s. 553.899 has not been completed or that a milestone inspection is not required, as applicable.

19. A copy of the association's most recent structural integrity reserve study or a statement in conspicuous type indicating that ~~the association has not completed~~ a required structural integrity reserve study has not been completed or that a structural integrity reserve study is not required, as applicable.

20. A copy of the turnover inspection report described in s. 719.301(4)(p) and (q) or a statement in conspicuous type indicating that a turnover inspection report has not been completed, as applicable.

(d) *Milestone inspection, turnover inspection report, or structural integrity reserve study.*—If the association is required to have completed a milestone inspection as described in s. 553.899, a turnover inspection report for a turnover inspection performed on or after July 1, 2023, or a structural integrity reserve study, and the association has not completed the milestone inspection, the turnover inspection report, or the structural integrity reserve study, each contract entered into after December 31, 2024, for the sale of a residential unit shall contain in conspicuous type a statement indicating that the association is required to have a milestone inspection, a turnover inspection report, or a structural integrity reserve study and has not completed such inspection, report, or study, as appropriate. If the association is not required to have a milestone inspection as described in s. 553.899 or a structural integrity reserve study, each contract entered into after December 31, 2024, for the sale of a residential unit shall contain in conspicuous type a statement indicating that the association is not required to have a milestone inspection or a structural integrity reserve study, as appropriate. If the association has completed a milestone inspection as described in s. 553.899, a turnover inspection report for a turnover inspection performed on or after July 1, 2023, or a structural integrity reserve study, each contract entered into after December 31, 2024, for the sale of a residential unit shall contain in conspicuous type:

1. A clause which states: **THE BUYER HEREBY ACKNOWLEDGES THAT BUYER HAS BEEN PROVIDED A CURRENT COPY OF THE INSPECTOR-PREPARED SUMMARY OF THE MILESTONE INSPECTION REPORT AS DESCRIBED IN SECTION 553.899, FLORIDA STATUTES, IF APPLICABLE; A COPY OF THE TURN-OVER INSPECTION REPORT DESCRIBED IN SECTION 719.301(4)(p) AND (q), FLORIDA STATUTES, IF APPLICABLE; AND A COPY OF THE ASSOCIATION'S MOST RECENT STRUCTURAL INTEGRITY RESERVE STUDY DESCRIBED IN SECTIONS 719.103(24) AND 719.106(1)(k), FLORIDA STATUTES, IF APPLICABLE, MORE THAN 15 DAYS, EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS, PRIOR TO EXECUTION OF THIS CONTRACT; and**

2. A clause which states: **THIS AGREEMENT IS VOIDABLE BY BUYER BY DELIVERING WRITTEN NOTICE OF THE BUYER'S INTENTION TO CANCEL WITHIN 15 DAYS, EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS, AFTER THE DATE OF EXECUTION OF THIS AGREEMENT BY THE BUYER AND RECEIPT BY BUYER OF A CURRENT COPY OF THE INSPECTOR-PREPARED SUMMARY OF THE MILESTONE INSPECTION REPORT AS DESCRIBED IN SECTION 553.899, FLORIDA STATUTES, IF APPLICABLE; A COPY OF THE TURN-OVER INSPECTION REPORT DESCRIBED IN SECTION 719.301(4)(p) AND (q), FLORIDA STATUTES, IF APPLICABLE; AND A COPY OF THE ASSOCIATION'S MOST RECENT STRUCTURAL INTEGRITY RESERVE STUDY DESCRIBED IN SECTIONS 719.103(24) AND 719.106(1)(k), FLORIDA STATUTES, IF APPLICABLE. ANY PURPORTED WAIVER OF THESE VOIDABILITY RIGHTS SHALL BE OF NO EFFECT. BUYER MAY EXTEND THE TIME FOR CLOSING FOR A PERIOD OF NOT MORE THAN 15 DAYS, EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS, AFTER THE BUYER RECEIVES A CURRENT COPY OF THE INSPECTOR-PREPARED SUMMARY OF THE MILESTONE INSPECTION REPORT AS DESCRIBED IN SECTION 553.899, FLORIDA STATUTES; A COPY OF THE TURN-**

OVER INSPECTION REPORT DESCRIBED IN SECTION 719.301(4)(p) AND (q), FLORIDA STATUTES; OR A COPY OF THE ASSOCIATION'S MOST RECENT STRUCTURAL INTEGRITY RESERVE STUDY DESCRIBED IN SECTIONS 719.103(24) AND 719.106(1)(k), FLORIDA STATUTES, IF REQUESTED IN WRITING. BUYER'S RIGHT TO VOID THIS AGREEMENT SHALL TERMINATE AT CLOSING.

A contract that does not conform to the requirements of this paragraph is voidable at the option of the purchaser prior to closing.

(2) NONDEVELOPER DISCLOSURE.—

(a) Each unit owner who is not a developer as defined by this chapter must comply with this subsection before the sale of his or her interest in the association. Each prospective purchaser who has entered into a contract for the purchase of an interest in a cooperative is entitled, at the seller's expense, to a current copy of all of the following:

1. The articles of incorporation of the association.
2. The bylaws and rules of the association.
3. A copy of the question and answer sheet as provided in s. 719.504.
4. A copy of the inspector-prepared summary of the milestone inspection report as described in s. 553.899 ~~ss. 553.899 and 719.301(4)(p)~~, if applicable.
5. A copy of the association's most recent structural integrity reserve study or a statement that the association has not completed a structural integrity reserve study.
6. *A copy of the inspection report described in s. 719.301(4)(p) and (q) for a turnover inspection performed on or after July 1, 2023.*

(d) *If the association is required to have completed a milestone inspection as described in s. 553.899, a turnover inspection report for a turnover inspection performed on or after July 1, 2023, or a structural integrity reserve study, and the association has not completed the milestone inspection, the turnover inspection report, or the structural integrity reserve study, each contract entered into after December 31, 2024, for the sale of a residential unit shall contain in conspicuous type a statement indicating that the association is required to have a milestone inspection, a turnover inspection report, or a structural integrity reserve study and has not completed such inspection, report, or study, as appropriate. If the association is not required to have a milestone inspection as described in s. 553.899 or a structural integrity reserve study, each contract entered into after December 31, 2024, for the sale of a residential unit shall contain in conspicuous type a statement indicating that the association is not required to have a milestone inspection or a structural integrity reserve study, as appropriate. If the association has completed a milestone inspection as described in s. 553.899, a turnover inspection report for a turnover inspection performed on or after July 1, 2023, or a structural integrity reserve study, each contract entered into after December 31, 2024, for the resale of a residential unit shall contain in conspicuous type:*

1. *A clause which states: THE BUYER HEREBY ACKNOWLEDGES THAT BUYER HAS BEEN PROVIDED A CURRENT COPY OF THE INSPECTOR-PREPARED SUMMARY OF THE MILESTONE INSPECTION REPORT AS DESCRIBED IN SECTION 553.899, FLORIDA STATUTES, IF APPLICABLE; A COPY OF THE TURN-OVER INSPECTION REPORT DESCRIBED IN SECTION 719.301(4)(p) AND (q), FLORIDA STATUTES, IF APPLICABLE; AND A COPY OF THE ASSOCIATION'S MOST RECENT STRUCTURAL INTEGRITY RESERVE STUDY DESCRIBED IN SECTIONS 719.103(24) AND 719.106(1)(k), FLORIDA STATUTES, IF APPLICABLE, MORE THAN 3 DAYS, EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS, PRIOR TO EXECUTION OF THIS CONTRACT; and*

2. *A clause which states: THIS AGREEMENT IS VOIDABLE BY BUYER BY DELIVERING WRITTEN NOTICE OF THE BUYER'S INTENTION TO CANCEL WITHIN 3 DAYS, EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS, AFTER THE DATE OF EXECUTION OF THIS AGREEMENT BY THE BUYER AND RECEIPT BY BUYER OF A CURRENT COPY OF THE INSPECTOR-PREPARED SUMMARY OF THE MILESTONE INSPECTION RE-*

PORT AS DESCRIBED IN SECTION 553.899, FLORIDA STATUTES, IF APPLICABLE; A COPY OF THE TURN-OVER INSPECTION REPORT DESCRIBED IN SECTION 719.301(4)(p) AND (q), FLORIDA STATUTES, IF APPLICABLE; AND A COPY OF THE ASSOCIATION'S MOST RECENT STRUCTURAL INTEGRITY RESERVE STUDY DESCRIBED IN SECTIONS 719.103(24) AND 719.106(1)(k), FLORIDA STATUTES, IF APPLICABLE. ANY PURPORTED WAIVER OF THESE VOIDABILITY RIGHTS SHALL BE OF NO EFFECT. BUYER MAY EXTEND THE TIME FOR CLOSING FOR A PERIOD OF NOT MORE THAN 3 DAYS, EXCLUDING SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS, AFTER THE BUYER RECEIVES A CURRENT COPY OF THE INSPECTOR-PREPARED SUMMARY OF THE MILESTONE INSPECTION REPORT AS DESCRIBED IN SECTION 553.899, FLORIDA STATUTES; A COPY OF THE TURN-OVER INSPECTION REPORT DESCRIBED IN SECTION 719.301(4)(p) AND (q), FLORIDA STATUTES; OR A COPY OF THE ASSOCIATION'S MOST RECENT STRUCTURAL INTEGRITY RESERVE STUDY DESCRIBED IN SECTIONS 719.103(24) AND 719.106(1)(k), FLORIDA STATUTES, IF REQUESTED IN WRITING. BUYER'S RIGHT TO VOID THIS AGREEMENT SHALL TERMINATE AT CLOSING.

A contract that does not conform to the requirements of this paragraph is voidable at the option of the purchaser prior to closing.

Section 15. Paragraph (a) of subsection (7) and paragraph (c) of subsection (20) of section 719.504, Florida Statutes, are amended to read:

719.504 Prospectus or offering circular.—Every developer of a residential cooperative which contains more than 20 residential units, or which is part of a group of residential cooperatives which will be served by property to be used in common by unit owners of more than 20 residential units, shall prepare a prospectus or offering circular and file it with the Division of Florida Condominiums, Timeshares, and Mobile Homes prior to entering into an enforceable contract of purchase and sale of any unit or lease of a unit for more than 5 years and shall furnish a copy of the prospectus or offering circular to each buyer. In addition to the prospectus or offering circular, each buyer shall be furnished a separate page entitled "Frequently Asked Questions and Answers," which must be in accordance with a format approved by the division. This page must, in readable language: inform prospective purchasers regarding their voting rights and unit use restrictions, including restrictions on the leasing of a unit; indicate whether and in what amount the unit owners or the association is obligated to pay rent or land use fees for recreational or other commonly used facilities; contain a statement identifying that amount of assessment which, pursuant to the budget, would be levied upon each unit type, exclusive of any special assessments, and which identifies the basis upon which assessments are levied, whether monthly, quarterly, or otherwise; state and identify any court cases in which the association is currently a party of record in which the association may face liability in excess of \$100,000; and state whether membership in a recreational facilities association is mandatory and, if so, identify the fees currently charged per unit type. The division shall by rule require such other disclosure as in its judgment will assist prospective purchasers. The prospectus or offering circular may include more than one cooperative, although not all such units are being offered for sale as of the date of the prospectus or offering circular. The prospectus or offering circular must contain the following information:

(7) A description of the recreational and other facilities that will be used in common with other cooperatives, community associations, or planned developments which require the payment of the maintenance and expenses of such facilities, directly or indirectly, by the unit owners. The description shall include, but not be limited to, the following:

(a) Each building and facility committed to be built *and a summary description of the structural integrity of each building for which reserves are required pursuant to s. 719.106(1)(k).*

Descriptions shall include location, areas, capacities, numbers, volumes, or sizes and may be stated as approximations or minimums.

(20) An estimated operating budget for the cooperative and the association, and a schedule of the unit owner's expenses shall be attached as an exhibit and shall contain the following information:

(c) The estimated items of expenses of the cooperative and the association, except as excluded under paragraph (b), including, but not limited to, the following items, which shall be stated as an association expense collectible by assessments or as unit owners' expenses payable to persons other than the association:

1. Expenses for the association and cooperative:
 - a. Administration of the association.
 - b. Management fees.
 - c. Maintenance.
 - d. Rent for recreational and other commonly used areas.
 - e. Taxes upon association property.
 - f. Taxes upon leased areas.
 - g. Insurance.
 - h. Security provisions.
 - i. Other expenses.
 - j. Operating capital.
 - k. Reserves for all applicable items referenced in s. 719.106(1)(k).
 1. Fee payable to the division.
 2. Expenses for a unit owner:
 - a. Rent for the unit, if subject to a lease.
 - b. Rent payable by the unit owner directly to the lessor or agent under any recreational lease or lease for the use of commonly used areas, which use and payment are a mandatory condition of ownership and are not included in the common expense or assessments for common maintenance paid by the unit owners to the association.

And the title is amended as follows:

Delete lines 71-84 and insert: revising requirements relating to budget procedures; revising cooperative association reserve account requirements; revising requirements relating to waiving reserve requirements or providing less reserves than required by law; revising a prohibition on using reserve funds or interest accrued on reserve funds for certain purposes; revising requirements for structural integrity reserve studies and mandatory milestone inspections; providing applicability; conforming provisions to changes made by the act; amending s. 719.301, F.S.; revising items that developers are required to deliver to an association upon relinquishing control of the association; amending s. 719.503, F.S.; revising the types of documents developers are required to provide to prospective buyers and lessees; revising the documents that a prospective purchaser is entitled to when purchasing an interest in cooperative from a unit owner; requiring specified disclosures relating to milestone inspections, turnover inspection reports, and structural integrity reserve studies for certain contracts entered into after a specified date; amending s. 719.504, F.S.; revising requirements for prospectuses and offering circulars;

Pursuant to Rule 4.19, **CS for CS for SB 154**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 232—A bill to be entitled An act relating to the exploitation of vulnerable persons; creating s. 817.5695, F.S.; defining terms; specifying conditions under which a person commits exploitation of a person 65 years of age or older; providing criminal penalties for violations of the act; specifying that not knowing the age of a victim is not a defense to such crime; providing circumstances under which the trial for a criminal action arising from specified violations may be advanced on the docket; authorizing persons who are in imminent danger of exploitation to petition for an injunction for protection; specifying applicable penalties for violations of any such injunction; amending s. 775.15, F.S.; providing time limitations for commencing prosecution for violations of the act; providing an exception for the time limitations for

commencing prosecution for certain felony violations involving elderly persons or disabled adults if certain conditions are met; amending ss. 825.1035 and 825.1036, F.S.; specifying that certain acts are included in exploitation of a vulnerable adult; amending s. 921.0022, F.S.; ranking certain offenses created by this act on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was read the second time by title.

Senator Garcia moved the following amendment which was adopted:

Amendment 1 (415238)—Delete lines 284-347 and insert:

(f) LEVEL 6

Florida Statute	Felony Degree	Description
316.027(2)(b)	2nd	Leaving the scene of a crash involving serious bodily injury.
316.193(2)(b)	3rd	Felony DUI, 4th or subsequent conviction.
400.9935(4)(c)	2nd	Operating a clinic, or offering services requiring licensure, without a license.
499.0051(2)	2nd	Knowing forgery of transaction history, transaction information, or transaction statement.
499.0051(3)	2nd	Knowing purchase or receipt of prescription drug from unauthorized person.
499.0051(4)	2nd	Knowing sale or transfer of prescription drug to unauthorized person.
775.0875(1)	3rd	Taking firearm from law enforcement officer.
784.021(1)(a)	3rd	Aggravated assault; deadly weapon without intent to kill.
784.021(1)(b)	3rd	Aggravated assault; intent to commit felony.
784.041	3rd	Felony battery; domestic battery by strangulation.
784.048(3)	3rd	Aggravated stalking; credible threat.
784.048(5)	3rd	Aggravated stalking of person under 16.
784.07(2)(c)	2nd	Aggravated assault on law enforcement officer.
784.074(1)(b)	2nd	Aggravated assault on sexually violent predators facility staff.
784.08(2)(b)	2nd	Aggravated assault on a person 65 years of age or older.
784.081(2)	2nd	Aggravated assault on specified official or employee.
784.082(2)	2nd	Aggravated assault by detained person on visitor or other detainee.
784.083(2)	2nd	Aggravated assault on code inspector.
787.02(2)	3rd	False imprisonment; restraining with purpose other than those in s. 787.01.

Florida Statute	Felony Degree	Description	Florida Statute	Felony Degree	Description
790.115(2)(d)	2nd	Discharging firearm or weapon on school property.	817.5695(3)(b)	2nd	Exploitation of person 65 years of age or older, value \$10,000 or more, but less than \$50,000.
790.161(2)	2nd	Make, possess, or throw destructive device with intent to do bodily harm or damage property.	825.102(1)	3rd	Abuse of an elderly person or disabled adult.
790.164(1)	2nd	False report concerning bomb, explosive, weapon of mass destruction, act of arson or violence to state property, or use of firearms in violent manner.	825.102(3)(c)	3rd	Neglect of an elderly person or disabled adult.
790.19	2nd	Shooting or throwing deadly missiles into dwellings, vessels, or vehicles.	825.1025(3)	3rd	Lewd or lascivious molestation of an elderly person or disabled adult.
794.011(8)(a)	3rd	Solicitation of minor to participate in sexual activity by custodial adult.	825.103(3)(c)	3rd	Exploiting an elderly person or disabled adult and property is valued at less than \$10,000.
794.05(1)	2nd	Unlawful sexual activity with specified minor.	827.03(2)(c)	3rd	Abuse of a child.
800.04(5)(d)	3rd	Lewd or lascivious molestation; victim 12 years of age or older but less than 16 years of age; offender less than 18 years.	827.03(2)(d)	3rd	Neglect of a child.
800.04(6)(b)	2nd	Lewd or lascivious conduct; offender 18 years of age or older.	827.071(2) & (3)	2nd	Use or induce a child in a sexual performance, or promote or direct such performance.
806.031(2)	2nd	Arson resulting in great bodily harm to firefighter or any other person.	828.126(3)	3rd	Sexual activities involving animals.
810.02(3)(c)	2nd	Burglary of occupied structure; unarmed; no assault or battery.	836.05	2nd	Threats; extortion.
810.145(8)(b)	2nd	Video voyeurism; certain minor victims; 2nd or subsequent offense.	836.10	2nd	Written or electronic threats to kill, do bodily injury, or conduct a mass shooting or an act of terrorism.
812.014(2)(b)1.	2nd	Property stolen \$20,000 or more, but less than \$100,000, grand theft in 2nd degree.	843.12	3rd	Aids or assists person to escape.
812.014(6)	2nd	Theft; property stolen \$3,000 or more; coordination of others.	847.011	3rd	Distributing, offering to distribute, or possessing with intent to distribute obscene materials depicting minors.
812.015(9)(a)	2nd	Retail theft; property stolen \$750 or more; second or subsequent conviction.	847.012	3rd	Knowingly using a minor in the production of materials harmful to minors.
812.015(9)(b)	2nd	Retail theft; aggregated property stolen within 30 days is \$3,000 or more; coordination of others.	847.0135(2)	3rd	Facilitates sexual conduct of or with a minor or the visual depiction of such conduct.
812.015(9)(d)	2nd	Retail theft; multiple thefts within specified period.	914.23	2nd	Retaliation against a witness, victim, or informant, with bodily injury.
812.13(2)(c)	2nd	Robbery, no firearm or other weapon (strong-arm robbery).	918.13(2)(b)	2nd	Tampering with or fabricating physical evidence relating to a capital felony.
817.4821(5)	2nd	Possess cloning paraphernalia with intent to create cloned cellular telephones.	944.35(3)(a)2.	3rd	Committing malicious battery upon or inflicting cruel or inhuman treatment on an inmate or offender on community supervision, resulting in great bodily harm.
817.49(2)(b)2.	2nd	Willful making of a false report of a crime resulting in death.	944.40	2nd	Escapes.
817.505(4)(b)	2nd	Patient brokering; 10 or more patients.	944.46	3rd	Harboring, concealing, aiding escaped prisoners.
			944.47(1)(a)5.	2nd	Introduction of contraband (firearm, weapon, or explosive) into correctional facility.
			951.22(1)(i)	3rd	Firearm or weapon introduced into county detention facility.

On motion by Senator Garcia, by two-thirds vote, **CS for SB 232**, 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

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	

Nays—None

Vote after roll call:

Yea—Collins

CS for CS for SB 258—A bill to be entitled An act relating to prohibited applications on government-issued devices; creating s. 112.22, F.S.; defining terms; requiring public employers to take certain actions relating to prohibited applications; prohibiting employees and officers of public employers from downloading or accessing prohibited applications on government-issued devices; providing exceptions; providing a deadline by which specified employees must remove, delete, or uninstall a prohibited application; requiring the Department of Management Services to compile a specified list and establish procedures for a specified waiver; authorizing the department to adopt emergency rules; requiring that such rulemaking occur within a specified timeframe; requiring the department to adopt specified rules; providing a declaration of important state interest; providing an effective date.

—was read the second time by title. On motion by Senator Burgess, by two-thirds vote, **CS for CS for SB 258** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	

Nays—None

Vote after roll call:

Yea—Collins

CS for CS for SB 284—A bill to be entitled An act relating to energy; amending s. 286.29, F.S.; revising the selection criteria for purchasing or leasing vehicles for state agencies, state universities, community colleges, and local governments under a state purchasing plan; specifying that, if available, a state agency must use certain fuels in vehicles with internal combustion engines; requiring the Department of Management Services, before a specified date, to make recommendations to

state agencies, state universities, community colleges, and local governments relating to the procurement and integration of electric and natural gas fuel vehicles and other vehicles powered by renewable energy; amending s. 553.791, F.S.; revising the definition of the term “single-trade inspection”; providing an effective date.

—was read the second time by title. On motion by Senator Brodeur, by two-thirds vote, **CS for CS for SB 284** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

CS for SB 108—A bill to be entitled An act relating to trees and vegetation within the rights-of-way of certain roads and rail corridors; amending s. 337.405, F.S.; providing that the prohibition against the removal, cutting, marring, defacing, or destruction of trees or other vegetation in certain rights-of-way does not apply if the Department of Transportation suspends such prohibition pursuant to a declared state of emergency; requiring the department to publish informational guidelines regarding the removal of debris from certain emergencies; providing an effective date.

—was read the second time by title. On motion by Senator Rodriguez, by two-thirds vote, **CS for SB 108** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

CS for SB 50—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing a definition; adding current judicial assistants and their spouses and children to the list of specified agency personnel and family members to whom an exemption from public records requirements for identification and location information applies; providing for future legislative review and repeal of the exemption; providing for retroactive application of the exemption; providing a statement of public necessity; providing an effective date.

—was read the second time by title. On motion by Senator Wright, by two-thirds vote, **CS for SB 50** 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—37

Madam President	DiCeglie	Pizzo
Albritton	Garcia	Polsky
Avila	Grall	Powell
Baxley	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingolia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	
Collins	Perry	

Nays—2

Berman	Davis
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CS for CS for SB 192—A bill to be entitled An act relating to the Everglades Protection Area; amending s. 163.3184, F.S.; requiring that comprehensive plans and plan amendments that apply to certain lands within or near the Everglades Protection Area follow the state coordinated review process; requiring the Department of Environmental Protection, in consultation with specified entities, to make certain determinations for such plans and amendments, to provide written determinations to the local government and specified entities within a specified timeframe, and to coordinate with the local government and specified entities on certain planning strategies and mitigation measures; providing a condition for the adoption of such plans and plan amendments upon certain determinations by the department; authorizing a local government to consider an application for a development permit or development order contingent upon adoption of such plans and amendments; specifying a requirement for the transmittal of certain comprehensive plan amendments to the department; revising the scope of the state land planning agency’s compliance determination relating to plans and plan amendments; making technical changes; amending s. 163.3187, F.S.; authorizing site-specific text changes for small-scale future land use map amendments; prohibiting the adoption of small-scale development amendments for properties located within or near the Everglades Protection Area; requiring local governments whose boundaries include any portion of the Everglades Protection Area to transmit copies of adopted small-scale development amendments to the state land planning agency within a specified timeframe; making technical changes; amending s. 420.615, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title. On motion by Senator Avila, by two-thirds vote, **CS for CS for SB 192** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingolia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

CS for SB 404—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining the term “killing of a minor”; ex-

panding an existing exemption from public records requirements for certain photographs or video or audio recordings held by an agency to include photographs and video and audio recordings held by an agency which depict or record the killing of a minor, with exceptions; providing construction; conforming provisions to changes made by the act; providing criminal penalties; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing for the reversion of certain provisions if the exemption is repealed; providing a short title; amending s. 406.135, F.S.; revising the definition of the term “medical examiner”; defining the term “minor”; creating an exemption from public records requirements for autopsy reports of minors whose deaths were related to acts of domestic violence; providing exceptions; requiring that any viewing, copying, or other handling of such autopsy reports be under the direct supervision of the custodian of the record or his or her designee; requiring that certain surviving parents of a minor whose death was related to an act of domestic violence be given notice of petitions to view or copy the minor’s autopsy report and the opportunity to be present and heard at related hearings under certain circumstances; providing criminal penalties; providing construction; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing statements of public necessity; providing an effective date.

—was read the second time by title.

Senator Perry moved the following amendment which was adopted:

Amendment 1 (550788) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (p) of subsection (2) of section 119.071, Florida Statutes, is amended to read:

119.071 General exemptions from inspection or copying of public records.—

(2) AGENCY INVESTIGATIONS.—

(p)1. As used in this paragraph, the term:

a. “Killing of a law enforcement officer who was acting in accordance with his or her official duties” means all acts or events that cause or otherwise relate to the death of a law enforcement officer who was acting in accordance with his or her official duties, including any related acts or events immediately preceding or subsequent to the acts or events that were the proximate cause of death.

b. “Killing of a minor” means all acts or events that cause or otherwise relate to the death of a victim who has not yet reached the age of 18 at the time of the death, including any related acts or events immediately preceding or subsequent to the acts or events that were the proximate cause of the death of a victim under the age of 18, events that depict a victim under the age of 18 being killed, or events that depict the body of a victim under the age of 18 who has been killed.

c. “Killing of a victim of mass violence” means events that depict either a victim being killed or the body of a victim killed in an incident in which three or more persons, not including the perpetrator, are killed by the perpetrator of an intentional act of violence.

2.a. A photograph or video or audio recording that depicts or records the killing of a law enforcement officer who was acting in accordance with his or her official duties or the killing of a victim of mass violence is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution, except that a surviving spouse of the decedent may view and copy any such photograph or video recording or listen to or copy any such audio recording. If there is no surviving spouse, the surviving parents shall have access to such records. If there is no surviving spouse or parent, the adult children shall have access to such records. Nothing in this ~~sub-subparagraph~~ ~~paragraph~~ precludes a surviving spouse, parent, or adult child of the victim from sharing or publicly releasing such photograph or video or audio recording.

b. A photograph or video or audio recording that depicts or records the killing of a minor is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution, except that a surviving parent of the deceased minor may view and copy any such photograph or video recording or listen to or copy any such audio recording. Nothing in this sub-subparagraph precludes a surviving parent of the victim from

sharing or publicly releasing such photograph or video or audio recording.

3.a. The deceased's surviving relative, with whom authority rests to obtain such records, may designate in writing an agent to obtain such records.

b. *Notwithstanding subparagraph 2.*, a local governmental entity, or a state or federal agency, in furtherance of its official duties, pursuant to a written request, may view or copy a photograph or video recording or may listen to or copy an audio recording of the killing of a law enforcement officer who was acting in accordance with his or her official duties, ~~or~~ the killing of a victim of mass violence, *or the killing of a minor*, and, unless otherwise required in the performance of its duties, the identity of the deceased shall remain confidential and exempt.

c. The custodian of the record, or his or her designee, may not permit any other person to view or copy such photograph or video recording or listen to or copy such audio recording without a court order.

4.a. The court, upon a showing of good cause, may issue an order authorizing any person to view or copy a photograph or video recording that depicts or records the killing of a law enforcement officer who was acting in accordance with his or her official duties, ~~or~~ the killing of a victim of mass violence, *or the killing of a minor*, or to listen to or copy an audio recording that depicts or records the killing of a law enforcement officer who was acting in accordance with his or her official duties, ~~or~~ the killing of a victim of mass violence, *or the killing of a minor*, and may prescribe any restrictions or stipulations that the court deems appropriate.

b. In determining good cause, the court shall consider:

(I) Whether such disclosure is necessary for the public evaluation of governmental performance;

(II) The seriousness of the intrusion into the family's right to privacy and whether such disclosure is the least intrusive means available; and

(III) The availability of similar information in other public records, regardless of form.

c. In all cases, the viewing, copying, listening to, or other handling of a photograph or video or audio recording that depicts or records the killing of a law enforcement officer who was acting in accordance with his or her official duties, ~~or~~ the killing of a victim of mass violence, *or the killing of a minor* must be under the direct supervision of the custodian of the record or his or her designee.

5.a. A surviving spouse shall be given reasonable notice of a petition filed with the court to view or copy a photograph or video recording that depicts or records the killing of a law enforcement officer who was acting in accordance with his or her official duties or the killing of a victim of mass violence, or to listen to or copy any such audio recording, a copy of such petition, and reasonable notice of the opportunity to be present and heard at any hearing on the matter. If there is no surviving spouse, such notice must be given to the parents of the deceased and, ~~if there is the deceased has~~ no surviving parent, to the adult children of the deceased.

b. *A surviving parent must be given reasonable notice of a petition filed with the court to view or copy a photograph or video recording that depicts or records the killing of a minor or to listen to or copy any such audio recording; a copy of such petition; and reasonable notice of the opportunity to be present and heard at any hearing on the matter.*

6.a. Any custodian of a photograph or video or audio recording that depicts or records the killing of a law enforcement officer who was acting in accordance with his or her official duties, ~~or~~ the killing of a victim of mass violence, *or the killing of a minor* who willfully and knowingly violates this paragraph commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

b. Any person who willfully and knowingly violates a court order issued pursuant to this paragraph commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

c. A criminal or administrative proceeding is exempt from this paragraph but, unless otherwise exempted, is subject to all other pro-

visions of chapter 119; however, this paragraph does not prohibit a court in a criminal or administrative proceeding upon good cause shown from restricting or otherwise controlling the disclosure of a killing, crime scene, or similar photograph or video or audio recording in the manner prescribed in this paragraph.

7. The exemption in this paragraph shall be given retroactive application and shall apply to all photographs or video or audio recordings that depict or record the killing of a law enforcement officer who was acting in accordance with his or her official duties, ~~or~~ the killing of a victim of mass violence, *or the killing of a minor*, regardless of whether the killing of the person occurred before, on, or after May 23, 2019. However, nothing in this paragraph is intended to, nor may be construed to, overturn or abrogate or alter any existing orders duly entered into by any court of this state, as of the effective date of this act, which restrict or limit access to any photographs or video or audio recordings that depict or record the killing of a law enforcement officer who was acting in accordance with his or her official duties, ~~or~~ the killing of a victim of mass violence, *or the killing of a minor*.

8. This paragraph applies only to such photographs and video and audio recordings held by an agency.

9. This paragraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2028 ~~2024~~, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 2. (1) *The Legislature finds that it is a public necessity that photographs and video and audio recordings that depict or record the killing of a minor be made confidential and exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution and that such exemption be applied retroactively. The Legislature finds that photographs and video and audio recordings that depict or record the killing of a minor render a graphic and often disturbing visual or aural representation of the deceased. Such photographs and video and audio recordings provide a view of the deceased in the final moments of life, in which they are often bruised, bloodied, broken, with bullet wounds or other wounds, lacerated, dismembered, or decapitated. As such, photographs and video and audio recordings that depict or record the killing of a minor are highly sensitive representations of the deceased which, if heard, viewed, copied, or publicized, could result in trauma, sorrow, humiliation, or emotional injury to the immediate family of the deceased and detract from the memory of the deceased. The Legislature recognizes that the existence of the Internet and the proliferation of personal computers and cellular telephones throughout the world encourages and promotes the wide dissemination of such photographs and video and audio recordings 24 hours a day and that widespread unauthorized dissemination of such photographs and video and audio recordings would subject the immediate family of the deceased to continuous injury.*

(2) *In addition to the emotional and mental injury that these photographs and video and audio recordings may cause family members, the Legislature is also concerned that dissemination of photographs and video and audio recordings that depict or record the killing of a minor is harmful to the public. The Legislature is concerned that the release of these photographs and video and audio recordings may educe violent acts by persons who have a mental illness or who are morally corrupt.*

Section 3. *Sections 4 and 5 of this act may be cited as the "Rex and Brody Act."*

Section 4. Section 406.135, Florida Statutes, is amended to read:

406.135 Autopsies; confidentiality of photographs and video and audio recordings; confidentiality of reports of minor victims of domestic violence; exemption.—

(1) As used in ~~For the purpose of~~ this section, the term:

(a) "Domestic violence" has the same meaning as in s. 741.28.

(b) "Medical examiner" means any district medical examiner, associate medical examiner, or substitute medical examiner acting pursuant to this chapter, as well as any employee, deputy, or agent of a medical examiner or any other person who may obtain possession of a report, photograph, or audio or video recording of an autopsy in the

course of assisting a medical examiner in the performance of his or her official duties.

(c) “Minor” means a person younger than 18 years of age who has not had the disability of nonage removed pursuant to s. 743.01 or s. 743.015.

(2)(a) A photograph or video or audio recording of an autopsy held by a medical examiner is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution, except that a surviving spouse may view and copy a photograph or video recording or listen to or copy an audio recording of the deceased spouse’s autopsy. If there is no surviving spouse, then the surviving parents shall have access to such records. If there is no surviving spouse or parent, then an adult child shall have access to such records.

(b) *An autopsy report of a minor whose death was related to an act of domestic violence held by a medical examiner is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution, except that a surviving parent of the deceased minor may view and copy the autopsy report if the surviving parent did not commit the act of domestic violence which led to the minor’s death.*

(3)(a) The deceased’s surviving relative, with whom authority rests to obtain such records, may designate in writing an agent to obtain such records.

(b) *Notwithstanding subsection (2), a local governmental entity, or a state or federal agency, in furtherance of its official duties, pursuant to a written request, may:*

1. View or copy a photograph or video recording or may listen to or copy an audio recording of an autopsy; and
2. *View or copy an autopsy report of a minor whose death was related to an act of domestic violence.*

Unless otherwise required in the performance of official ~~their~~ duties, the identity of the deceased shall remain confidential and exempt.

(c) The custodian of the record, or his or her designee, may not permit any other person, except an agent designated in writing by the deceased’s surviving relative with whom authority rests to obtain such records, to view or copy *an autopsy report of a minor whose death was related to an act of domestic violence or a ~~such~~ photograph or video recording of an autopsy* or listen to or copy an audio recording of an autopsy without a court order.

(4)(a) The court, upon a showing of good cause, may issue an order authorizing any person to view or copy *an autopsy report of a minor whose death was related to an act of domestic violence or a photograph or video recording of an autopsy* or to listen to or copy an audio recording of an autopsy and may prescribe any restrictions or stipulations that the court deems appropriate.

(b) In determining good cause, the court shall consider whether such disclosure is necessary for the public evaluation of governmental performance; the seriousness of the intrusion into the family’s right to privacy and whether such disclosure is the least intrusive means available; and the availability of similar information in other public records, regardless of form.

(c) In all cases, the viewing, copying, listening to, or other handling of *an autopsy report of a minor whose death was related to an act of domestic violence or a photograph or video or audio recording of an autopsy* must be under the direct supervision of the custodian of the record or his or her designee.

(5)(a) A surviving spouse ~~must~~ *shall* be given reasonable notice of a petition filed with the court to view or copy a photograph or video recording of an autopsy or a petition to listen to or copy an audio recording, a copy of such petition, and reasonable notice of the opportunity to be present and heard at any hearing on the matter. If there is no surviving spouse, then such notice must be given to the parents of the deceased, and if ~~there is the deceased has~~ no living parent, then to the adult children of the deceased.

(b) *For an autopsy report of a minor whose death was related to an act of domestic violence, any surviving parent who did not commit the act of domestic violence which led to the minor’s death must be given*

reasonable notice of a petition filed with the court to view or copy the autopsy report, a copy of such petition, and reasonable notice of the opportunity to be present and heard at any hearing on the matter.

(6)(a) Any custodian of an autopsy report of a minor whose death was related to an act of domestic violence or a photograph or video or audio recording of an autopsy who willfully and knowingly violates this section commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(b) Any person who willfully and knowingly violates a court order issued pursuant to this section commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(7) A criminal or administrative proceeding is exempt from this section, but ~~unless otherwise exempted,~~ *is subject to all other provisions of chapter 119 unless otherwise exempted.*, ~~provided however that~~ This section does not prohibit a court in a criminal or administrative proceeding upon good cause shown from restricting or otherwise controlling the disclosure of an autopsy, crime scene, or similar ~~report, photograph, or video or audio recording recordings~~ in the manner prescribed herein.

(8) *The exemptions in this section* ~~This exemption~~ shall be given retroactive application.

(9) *This section is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2028, unless reviewed and saved from repeal through reenactment by the Legislature.*

Section 5. *The Legislature finds that it is a public necessity that autopsy reports of minors whose deaths were related to acts of domestic violence be made confidential and exempt from s. 119.07(1), Florida Statutes, and s. 24(a), Article I of the State Constitution. The Legislature finds that autopsy reports describe the deceased in a graphic and often disturbing fashion and that autopsy reports of minors whose deaths were related to acts of domestic violence may describe the deceased nude, bruised, bloodied, broken, with bullet wounds or other wounds, lacerated, dismembered, or decapitated. As such, these reports often contain highly sensitive descriptions of the deceased which, if heard, viewed, copied, or publicized, could result in trauma, sorrow, humiliation, or emotional injury to the immediate family and minor friends of the deceased, as well as injury to the memory of the deceased. The Legislature recognizes that the existence of the Internet and the proliferation of websites throughout the world encourages and promotes the wide dissemination of reports and publications 24 hours a day and that widespread unauthorized dissemination of autopsy reports of minors whose deaths were related to acts of domestic violence would subject the immediate family and minor friends of the deceased to continuous injury. The Legislature further finds that the exemption provided in this act should be given retroactive application because it is remedial in nature.*

Section 6. 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 public records; amending s. 119.071, F.S.; defining the term “killing of a minor”; creating an exemption from public records requirements for a photograph or video or audio recording of the killing of a minor, with exceptions; providing construction; requiring that any viewing, copying, listening to, or other handling of such photograph or video or audio recording be under the direct supervision of the custodian of the record or his or her designee; requiring that surviving parents of a minor who was killed be given reasonable notice of any petition to view or copy a photograph or video recording, or to listen to or copy any such audio recording, of the killing of the minor; a copy of the petition; and the opportunity to be present and heard at related hearings; providing penalties; providing construction; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing statements of public necessity; providing a short title; amending s. 406.135, F.S.; defining the terms “domestic violence” and “minor”; revising the definition of the term “medical examiner”; creating an exemption from public records requirements for autopsy reports of minors whose deaths were related to acts of domestic violence; providing exceptions; requiring that any viewing, copying, listening to, or other handling of such autopsy reports be under the direct supervision of the custodian of the record or his or her de-

signee; requiring that certain surviving parents of a minor whose death was related to an act of domestic violence be given reasonable notice of any petition to view or copy the minor's autopsy report, a copy of the petition, and the opportunity to be present and heard at related hearings; providing penalties; providing construction; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

On motion by Senator Perry, by two-thirds vote, **CS for SB 404**, as amended, was read the third time by title, passed by the required constitutional two-thirds vote of the members present and voting, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingolia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

MOTIONS

On motion by Senator Mayfield, the rules were waived and a deadline of one hour after adjournment was set for filing amendments to Bills on Third Reading to be considered Wednesday, April 12, 2023.

BILLS ON SPECIAL ORDERS

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 11, 2023: CS for SB 478, CS for SB 664, CS for SB 732, CS for SB 764, CS for CS for SB 1098, SB 1210, SM 1382, CS for SB 7014, CS for CS for SB 774, SB 678, CS for CS for SB 154, CS for SB 232, CS for CS for SB 258, CS for CS for SB 264, CS for CS for SB 284, CS for SB 108, CS for SB 50, CS for CS for SB 192, CS for SB 404.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

REPORTS OF COMMITTEES

The Committee on Community Affairs recommends the following pass: CS for SB 224

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 976

The Committee on Community Affairs recommends the following pass: SB 1400

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

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1046; SB 1048

The Committee on Judiciary recommends the following pass: SB 2

The bills contained in the foregoing reports were referred to the Appropriations Committee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Regulated Industries recommends the following pass: SB 534

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 1080

The Committee on Regulated Industries recommends the following pass: SB 1712

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

The Committee on Judiciary recommends the following pass: SB 582

The bill was referred to the Committee on Criminal Justice under the original reference.

The Committee on Commerce and Tourism recommends the following pass: CS for SB 1636

The bill was referred to the Committee on Fiscal Policy under the original reference.

The Committee on Community Affairs recommends the following pass: SB 1490

The bill was referred to the Committee on Governmental Oversight and Accountability under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 46; SB 1344

The bills were referred to the Committee on Health Policy under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1440; CS for SB 1596

The Committee on Commerce and Tourism recommends the following pass: CS for SB 628; CS for SB 940; SB 1246

The Committee on Community Affairs recommends the following pass: SB 6; CS for SB 522; CS for SB 760; SJR 1066; CS for SB 1096; CS for SB 1454

The Committee on Education Postsecondary recommends the following pass: CS for SB 454

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 696; CS for SB 718; SB 832; CS for SB 998; CS for SB 1278

The Committee on Judiciary recommends the following pass: CS for SB 312; SB 610; SB 1300; CS for SB 1458

The Committee on Regulated Industries recommends the following pass: SB 562; CS for SB 1282

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

The Committee on Rules recommends the following pass: SB 10; SJR 94; CS for SB 196; CS for SB 384; CS for SB 408; CS for CS for SB 538; CS for SB 552; CS for SB 574; CS for SB 598; CS for SB 626; CS for SB 636; SB 662; CS for SB 666; SB 708; SB 722; SB 938; SB 942; CS for SB 946; SB 948; CS for SB 978; CS for SB 980; CS for SB 1332; SB 1396; CS for SB 1416; SB 1442

The bills were placed on the Calendar.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 622

The Committee on Regulated Industries recommends committee substitutes for the following: SB 1114; SB 1262; SB 1418

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Committee on Agriculture, Environment, and General Government under the original reference.

The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 1012; SB 1384

The Committee on Criminal Justice recommends committee substitutes for the following: SB 174; SB 340; SB 432; SB 1478

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

The Committee on Education Pre-K -12 recommends committee substitutes for the following: SB 780; SB 1328

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

The Committee on Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 272; SB 1016; SB 1540; SB 1542

The Committee on Health Policy recommends committee substitutes for the following: SB 56; SB 58; SB 858; SB 1338; SB 1408; SB 1548

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Committee on Health and Human Services under the original reference.

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 1606

The Committee on Transportation recommends a committee substitute for the following: SB 766

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Committee 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 1578

The Committee on Judiciary recommends committee substitutes for the following: SB 12; SB 694

The Committee on Transportation recommends committee substitutes for the following: SB 1290; 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 Judiciary recommends a committee substitute for the following: SB 1302

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

The Committee on Health Policy recommends a committee substitute for the following: SB 238

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

The Committee on Education Pre-K -12 recommends a committee substitute for the following: SB 926

The Committee on Transportation recommends a committee substitute for the following: SB 1646

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 Commerce and Tourism recommends committee substitutes for the following: SB 262; SB 1242; SB 1648

The Committee on Community Affairs recommends a committee substitute for the following: SB 1604

The Committee on Criminal Justice recommends committee substitutes for the following: SB 376; SB 424; SB 510

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 Commerce and Tourism recommends a committee substitute for the following: SB 1308

The Committee on Community Affairs recommends committee substitutes for the following: SB 512; SB 1256

The bills with committee substitute attached contained in the foregoing reports were 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 1614

The Committee on Commerce and Tourism recommends committee substitutes for the following: CS for SB 564; CS for SB 712; CS for SB 752

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 1072; CS for SB 1110; CS for SB 1126

The Committee on Criminal Justice recommends committee substitutes for the following: CS for SB 296; SB 784; SB 1266

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 216; CS for SB 620; SB 1040; SB 1166; SB 1402

The Committee on Health Policy recommends a committee substitute for the following: SB 1594

The Committee on Judiciary recommends a committee substitute for the following: SB 1322

The Committee on Transportation recommends a committee substitute for the following: SB 1374

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 a committee substitute for the following: CS for CS for SB 1068

The bill with committee substitute attached was placed on the Calendar.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Banking and Insurance recommends that the Senate confirm the following appointment made by the Governing Board:

Office and Appointment

Executive Director, Citizens Property Insurance Corporation

Appointee: Cerio, Timothy M.

*For Term
Ending*

Pleasure of
the Board

The Committee on Education Postsecondary recommends that the Senate confirm the following appointments made by the Board of Governors:

Office and Appointment

Board of Trustees, Florida State University

Appointee: Roth, Justin

*For Term
Ending*

01/06/2026

Board of Trustees, Florida Gulf Coast University

Appointee: Eide, Richard P., Jr.

02/28/2028

Board of Trustees, Florida International University

Appointee: Tovar, Rogelio "Roger"

01/25/2028

Board of Trustees, New College of Florida

Appointee: Anderson, Ryan

01/25/2028

Board of Trustees, Florida Polytechnic University

Appointee: Williams, David B.

07/15/2024

The Committee on Criminal Justice recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

Secretary of Corrections

Appointee: Dixon, Ricky

*For Term
Ending*

Pleasure of
Governor

Secretary of Juvenile Justice

Appointee: Hall, Eric

Pleasure of
Governor

The Committee on Education Postsecondary recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

*For Term
Ending*

Board of Governors of the State University System

Appointee: Mateer, Craig C.

01/06/2027

Board of Trustees, New College of Florida

Appointees: Bauerlein, Mark
Jenks, Debra A.
Kesler, Charles R.
Rufo, Christopher F.
Spalding, Matthew
Speir, Jason "Eddie"

01/06/2026
01/06/2026
01/06/2025
01/06/2026
01/06/2028
01/06/2025

Board of Trustees, University of Florida

Appointee: Zalupski, Patrick

01/06/2028

The Committee on Criminal Justice recommends that the Senate confirm the following appointment made by the Governor and Cabinet:

Office and Appointment

*For Term
Ending*

Executive Director of Department of Law Enforcement

Appointee: Glass, Jeffrey Mark

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

Senate Bills 7000-7044—Previously introduced.

By the Committee on Regulated Industries—

SB 7046—A bill to be entitled An act relating to licensing fee relief; amending s. 455.213, F.S.; requiring the Department of Business and Professional Regulation to waive a portion of the initial license application fee and the renewal fee for certain licenses; providing a maximum waiver; providing for expiration; providing an appropriation; providing for the disposition of any unexpended balance; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Military and Veterans Affairs, Space, and Domestic Security—

SB 7048—A bill to be entitled An act relating to Space Florida; amending s. 20.60, F.S.; requiring the Secretary of Economic Opportunity to serve as the manager for the state with respect to contracts with Space Florida; requiring that an annual report submitted by the Department of Economic Opportunity include specified information provided by Space Florida and a certain analysis; amending s. 288.0001, F.S.; requiring the Office of Economic and Demographic Research and the Office of Program Policy Analysis and Government Accountability to provide to the Governor and the Legislature an analysis of Space Florida and certain tax credits by a specified date and at certain intervals thereafter; amending s. 331.303, F.S.; revising definitions; amending s. 331.305, F.S.; making a technical change; amending s.

331.3051, F.S.; revising the duties of Space Florida; requiring the Department of Economic Opportunity to annually submit a proposed operating budget by a specified date; requiring Space Florida to annually report on its performance by a specified date; amending s. 331.3081, F.S.; revising membership of the board of directors of Space Florida; providing for staggered terms, reappointments, filling of vacancies, and removal of members; providing that members serve without compensation but may receive reimbursement for per diem and travel expenses; providing financial disclosure requirements; providing an exception; providing requirements for meetings of the board; providing that open meeting and public records apply to Space Florida and its board of directors; requiring the board to conduct certain education programs for new board members; prohibiting Space Florida from endorsing a candidate for elected public office or contributing moneys to such candidate's campaign; specifying that certain members of the board may serve until a specified date; requiring that the appointments of certain board members take effect on a specified date; amending s. 331.310, F.S.; conforming a cross-reference; revising the powers and duties of the board of directors of Space Florida; amending s. 331.3101, F.S.; revising the scheduled expiration of provisions requiring certain information in an annual report; deleting the scheduled expiration of provisions relating to the expenditure of certain funds; amending s. 331.312, F.S.; expanding the authority Space Florida may exercise within certain geographical limits; amending s. 331.313, F.S.; requiring Space Florida to consult with certain agencies and jurisdictions regarding certain roads; requiring Space Florida to advise the Department of Transportation of certain determinations and take certain actions relating to certain construction projects; requiring Space Florida to transfer certain funds to the Department of Transportation; authorizing the Department of Transportation to proceed with certain construction or maintenance in a certain manner; amending s. 331.324, F.S.; requiring that certain contracts include provisions requiring a service auditor report to provide certain periodic assessments; requiring Space Florida to submit the service auditor's final assessment report to specified entities; requiring the board of directors to submit a certain statement to the Department of Economic Opportunity within a specified timeframe; providing construction; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Ethics and Elections—

SB 7050—A bill to be entitled An act relating to elections; amending s. 97.012, F.S.; requiring the Secretary of State to provide mandatory formal signature matching training to specified persons; requiring the Department of State to adopt specified rules; amending s. 97.022, F.S.; authorizing the Office of Election Crimes and Security to review complaints and conduct preliminary investigations relating to any alleged election irregularity involving the Florida Election Code; authorizing the office to make referrals to specified entities based on the findings of its reviews and investigations; requiring the statewide prosecutor to promptly investigate complaints and undertake any related criminal actions; requiring the Office of the Statewide Prosecutor to report to the Office of Election Crimes and Security the result of any investigation, action taken, and final disposition; providing construction; amending s. 97.0535, F.S.; requiring first-time applicants registering to vote in this state to comply with specified identification requirements; requiring voter registration officials to issue a certain notice to applicants under specified conditions; requiring certain applicants who register to vote for the first time in this state to vote in person; providing exceptions; conforming provisions to changes made by the act; amending s. 97.057, F.S.; conforming a cross-reference; amending s. 97.0575, F.S.; requiring third-party voter registration organizations to inform the Division of Elections as to the general election cycle for which they are registering persons to vote; providing applicability; providing that the registration of such organizations expires at the conclusion of the organizations' lawful responsibilities following such election cycle; providing applicability; requiring such organizations to provide applicants with a specified receipt; requiring the division to adopt a certain rule; revising the timeframe within which such organizations must deliver applications to the division or the supervisor of elections in each county; revising the fines for failure to submit applications to the division or the supervisor within the specified timeframe; prohibiting a person collecting applications on behalf of a third-party voter registration organization from copying specified information from the application for reasons other than complying with specified requirements; providing criminal penal-

ties; prohibiting organizations from providing prefilled voter registration applications to applicants; providing for civil penalties; amending s. 97.071, F.S.; revising the contents of voter information cards; providing construction; amending s. 98.065, F.S.; revising the frequency of and the procedures a supervisor must incorporate as part of his or her registration list maintenance program; requiring a supervisor to record all list maintenance actions in the statewide voter registration system; requiring the supervisor to send an address confirmation request if the supervisor receives certain change of address information; requiring the supervisor to place a voter's name on the inactive list if certain information is received; revising a provision that required address confirmation final notices be sent to all addresses on file for a voter; revising the actions an inactive voter may take to have his or her name restored to the active voter list; revising the criteria that would allow an inactive voter to be removed from the voter registration system; prohibiting list maintenance programs from being initiated within a specified timeframe; requiring supervisors to conduct periodic reviews of voter registration records to identify illegal residential addresses; requiring supervisors to initiate list maintenance under certain conditions; requiring supervisors to certify to the Department of State, by specified dates, that address list maintenance activities were conducted; requiring the department to coordinate with supervisors to ensure that the appropriate list maintenance activities are conducted; amending s. 98.0655, F.S.; revising the registration list maintenance forms and the address confirmation requests prescribed by the department for use by supervisors; revising the locations to which an address confirmation request must be mailed; requiring that the request be sent by forwardable mail and include a postage prepaid, preaddressed return form and a specified statement; requiring the voter to respond and provide certain information within a specified timeframe; requiring confirmation of the voter's address of legal residence before the voter may vote in an election; conforming provisions to changes made by the act; amending s. 98.075, F.S.; deleting the scheduled repeal of a public records exemption for certain voter registration information from another state or the District of Columbia; requiring the supervisor to remove the name of a registered voter from the statewide voter registration system within a specified timeframe if certain conditions exist; requiring the supervisor to coordinate with his or her respective clerk of the court to obtain information of those registered voters convicted of a felony who have not had their voting rights restored; requiring a supervisor to adhere to specified procedures before the removal of a registered voter from the statewide voter registration system; providing construction; providing the notice that the supervisor provides to a potentially ineligible voter to include that he or she may be required to vote using a provisional ballot until a final determination of eligibility is made; authorizing a supervisor to post a specified notice on the county's website or the supervisor's website; revising criteria for the notice; requiring the supervisor to make a final determination of the voter's eligibility within a specified timeframe and remove the name of a registered voter within a specified timeframe if the registered voter fails to respond to certain notices; requiring the supervisor to immediately make a final determination of eligibility and remove the name of a registered voter if the voter responds and admits the accuracy of the information related to his or her ineligibility; requiring the supervisor to review evidence and make a determination of eligibility within a specified timeframe if the voter responds and denies the accuracy of the information related to his or her ineligibility; requiring the supervisor to remove an ineligible voter within a specified timeframe and notify the voter that he or she has the right to appeal the determination of ineligibility; requiring the supervisor to schedule and issue notice of a hearing within a specified timeframe after receiving the voter's hearing request; requiring that the hearing be held within a specified timeframe; requiring the department to coordinate with the supervisor to ensure that such actions and activities are conducted; conforming provisions to changes made by the act; amending s. 98.077, F.S.; deleting a reference to the department from a provision requiring correspondence to include certain information; requiring a supervisor to publish a specified notice in a newspaper, on the county's website, or on the supervisor's website; requiring that signature updates used to verify signatures on ballot certificates or petitions be received by the supervisor before the voter's ballot is received, his or her provisional ballot is cast, or the petition is submitted for signature verification; requiring the supervisor to use the signature on file at the time the vote-by-mail ballot is received, the provisional ballot is cast, or the petition is reviewed; providing an exception; amending s. 98.093, F.S.; requiring the Department of Health to weekly furnish a specified list to the Department of State; requiring clerks of the circuit court to weekly furnish specified information to the super-

visors; requiring the Department of Law Enforcement to identify and report specified persons to the Department of State on a weekly basis; requiring the Florida Commission on Offender Review to furnish data on clemency to the Department of State on a weekly basis; requiring the Department of Corrections to identify persons convicted of a felony and committed to its custody, and to provide such information to the Department of State, on a weekly basis; requiring the Department of Highway Safety and Motor Vehicles to provide specified information to the Department of State on a weekly basis; revising construction; making technical changes; amending s. 98.0981, F.S.; requiring supervisors to submit specified reports to the department within a specified timeframe; requiring supervisors to prepare a reconciliation report and submit such report to the department; providing requirements for, and the required format of, the report; revising the requirement that supervisors transmit to the department, in a specified format, the completely updated voting history information for each qualified voter who voted; defining the term “unique precinct identifier”; requiring supervisors to submit a specified geographical information system map to the department; requiring the department to submit a specified election summary report to the Legislature following the certification by the Elections Canvassing Commission of specified elections; deleting a provision detailing the file specifications; revising the timeframe for a supervisor to collect and submit to the department precinct-level election results after certification by the commission of specified elections; revising the procedures to compile such results; requiring the supervisor to research and address questions or issues identified by the department in such results; requiring submittal of amended precinct-level election results within a specified timeframe, if certain conditions exist; requiring the department to publish such results online within a specified timeframe; specifying requirements for the website; requiring that specified precinct-level statistical data contain unique precinct identifier numbers; requiring the department to adopt specified rules; amending s. 99.021, F.S.; revising the form of the candidate oath to require that candidates acknowledge certain outstanding fines, fees, or penalties related to ethics or campaign finance violations; creating s. 99.0215, F.S.; requiring a candidate to specify in the candidate’s oath the name he or she would like to have printed on the ballot, subject to specified conditions; requiring a candidate to file a specified affidavit simultaneously with the oath if the candidate wishes to use a nickname, which is subject to certain conditions; defining the term “political slogan”; prohibiting the use of a professional title or degree except in specified circumstances; amending s. 99.097, F.S.; requiring the person or organization that submits signatures for a local or statewide issue to pay the supervisor in advance for checking the signatures; making technical changes; amending s. 100.342, F.S.; specifying that the notice for a special election or referendum may be published on the county’s website, the municipality’s website, or the supervisor’s website, as applicable; amending s. 101.001, F.S.; revising requirements for specified maps maintained by supervisors of elections; deleting a provision requiring supervisors to provide the department certain data on precincts in the county; deleting a provision requiring the department to maintain a certain database; requiring supervisors of elections to include changes in the name of a precinct in a certain document; amending s. 101.048, F.S.; providing that specified persons are entitled to vote a provisional ballot; amending s. 101.151, F.S.; requiring that on an election ballot, under specified conditions, the word “incumbent” appear next to a candidate’s name; amending s. 101.6103, F.S.; conforming a cross-reference; making technical changes; amending s. 101.62, F.S.; specifying that a supervisor must accept requests for vote-by-mail ballots only from specified persons; requiring the department to adopt a specified rule; requiring a supervisor to cancel a request for a vote-by-mail ballot if certain mail sent by the supervisor to the voter is returned to the supervisor as undeliverable; requiring a voter who subsequently requests a vote-by-mail ballot to provide or confirm his or her current residential address; requiring the supervisor to add missing information to the voter’s registration record if such information is provided in the vote-by-mail request; revising the definition of the term “immediate family”; deleting a provision requiring vote-by-mail ballot requests to be received by a specified time before the supervisor mails a vote-by-mail ballot; providing the deadline for submitting a vote-by-mail ballot request; revising the means a supervisor must use to send a vote-by-mail ballot to a voter; prohibiting a supervisor from personally delivering a vote-by-mail ballot to certain voters or delivering a vote-by-mail ballot to certain voter’s designees during the mandatory early voting period or on election day, unless certain conditions exist; making technical changes; amending s. 101.657, F.S.; revising when early voting may be offered by a supervisor; amending s. 101.68, F.S.; prohibiting vote-by-

mail ballots from being counted if two or more ballots arrive in one mailing envelope; conforming provisions to changes made by the act; amending s. 101.6921, F.S.; revising applicability; conforming provisions to changes made by the act; amending s. 101.6923, F.S.; revising applicability; requiring that a specified statement be included in a vote-by-mail ballot provided to certain voters; conforming provisions to changes made by the act; amending s. 101.6925, F.S.; revising the deadline for a voter to make specified information available to the supervisor before a vote-by-mail ballot can be canvassed; amending s. 101.694, F.S.; conforming a cross-reference; amending s. 102.111, F.S.; revising the time that the Elections Canvassing Commission meets to certify returns; amending s. 102.112, F.S.; revising the timeframe in which county returns are filed with the department; amending s. 102.141, F.S.; specifying the allowable number of certain alternate canvassing board members; requiring the supervisor to file a report with the Division of Elections within a specified timeframe; revising the requirements for the report; requiring the division to review the report and offer specified training to supervisors based on the report; requiring the department to submit an analysis of specified reports to the Governor and the Legislature by a specified date; amending s. 103.021, F.S.; revising the timeframe within which a political party executive committee must submit its presidential electors to the Governor for nomination; requiring the state executive committee of each party to include the voter registration number and contact information of such electors; requiring that electors be qualified registered voters and members of the political party for which they are named as electors; specifying that a required oath be made in writing; revising the timeframe within which the Governor must certify the electors to the department; revising the timeframe within which a minor political party must submit its list of presidential electors to the department; amending s. 103.022, F.S.; requiring certain write-in candidates to file specified information with the department; amending s. 103.091, F.S.; allowing candidates for a state or county political party executive committee to submit qualifying papers within a specified timeframe before the qualifying period; amending s. 104.18, F.S.; authorizing that a prosecution for voting more than one ballot proceed in any jurisdiction in which a ballot was willfully cast; providing that it is not necessary to prove which ballot was cast first; defining the term “willfully votes more than one ballot at any election”; amending s. 104.42, F.S.; authorizing the supervisors to report his or her findings of specified investigations to the Office of Election Crimes and Security rather than the Florida Elections Commission; creating s. 104.47, F.S.; defining the term “election worker”; prohibiting a person from intimidating, threatening, coercing, harassing, or attempting to intimidate, threaten, coerce, or harass an election worker with specified intent; providing criminal penalties; amending s. 106.07, F.S.; revising reporting intervals for candidates and political committees from monthly to quarterly; preempting local governments from establishing reporting schedules that differ from those established in that section; conforming a cross reference; amending s. 106.0702, F.S.; conforming a cross-reference; amending s. 106.0703, F.S.; revising reporting intervals for electioneering communications organizations from monthly to quarterly; conforming a cross-reference; amending s. 106.08, F.S.; adding text messages to the items that do not constitute contributions to be counted toward contribution limits; creating s. 106.1436, F.S.; defining the term “voter guide”; prohibiting a person from representing that a voter guide is an official publication of a political party; providing an exception; providing disclosure requirements for such voter guides; providing criminal penalties and fines; amending s. 106.265, F.S.; increasing the maximum civil fines that may be imposed for specified violations; providing that fines assessed against a political committee also attach jointly and severally to persons with control over the political committee; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Banking and Insurance—

SB 7052—A bill to be entitled An act relating to insurer accountability; amending s. 624.307, F.S.; authorizing electronic responses to certain requests from the Division of Consumer Services of the Department of Financial Services concerning consumer complaints; revising the timeframe in which responses must be made; revising administrative penalties; amending s. 624.315, F.S.; specifying reporting requirements for the Office of Insurance Regulation’s internal auditor in the office’s annual report relating to the enforcement of insurer compliance; creating s. 624.3152, F.S.; specifying requirements for the

office to report quarterly to the Legislature relating to the enforcement of insurer compliance; amending s. 624.316, F.S.; requiring the office to create a specified methodology for scheduling examinations of insurers; specifying requirements for such methodology; providing construction; amending s. 624.3161, F.S.; providing that authorized property insurers must, rather than may, be subject to an additional market conduct examination after a hurricane if specified conditions are met; revising the applicability of such conditions; requiring the office to create, and the Financial Services Commission to adopt by rule, a specified methodology for scheduling examinations of insurers; specifying requirements for such methodology; providing construction; amending s. 624.4211, F.S.; revising administrative fines the office may impose in lieu of revocation or suspension; amending s. 624.424, F.S.; revising reporting requirements for insurers that pay financial consideration or payment to affiliates; revising factors the office must consider in determining whether such financial consideration or payment is fair and reasonable; specifying reporting requirements for insurers relating to agreements with affiliates; creating s. 624.4301, F.S.; specifying requirements for insurers temporarily suspending writing new policies in notifying the office; amending s. 626.207, F.S.; revising a condition for disqualification of an insurance representative applicant or licensee; amending s. 626.9521, F.S.; revising and specifying applicable fines for unfair methods of competition and unfair or deceptive acts or practices; amending s. 626.9541, F.S.; adding an unfair claim settlement practice by an insurer; prohibiting an officer or a director of an impaired insurer to authorize or permit the insurer to pay a bonus to any officer or director of the insurer; defining the term “bonus”; providing a criminal penalty; amending s. 626.9743, F.S.; revising applicability of provisions relating to motor vehicle insurance claim settlement practices; specifying requirements, procedures, and authorized actions for insurers relating to communications, investigations, estimates, and recordkeeping; defining the terms “factors beyond the control of the insurer” and “insurer”; specifying required notices by insurers; specifying requirements and procedures for insurers in paying or denying claims; providing construction and applicability; amending s. 626.989, F.S.; revising a reporting requirement for the department’s Division of Investigative and Forensic Services; requiring the division to submit an annual performance report to the Legislature; specifying requirements for the report; amending s. 627.0629, F.S.; specifying requirements for residential property insurers in providing certain hurricane mitigation discount information to policyholders in a specified manner; specifying requirements for the office in reevaluating and updating certain fixtures and construction techniques; deleting obsolete dates; amending s. 627.351, F.S.; prohibiting Citizens Property Insurance Corporation from determining that a risk is ineligible for coverage solely on a specified basis; amending s. 627.410, F.S.; prohibiting the office from exempting specified insurers from form filing requirements; creating s. 627.4108, F.S.; providing legislative intent; specifying requirements for insurers in submitting claims-handling manuals to the office; authorizing the office to conduct examinations; authorizing the commission to adopt emergency rules; amending s. 627.4133, F.S.; revising prohibitions on insurers against the cancellation or nonrenewal of property insurance policies; revising applicability; providing construction; defining the term “insurer”; amending s. 627.426, F.S.; requiring the office to ensure that each liability insurer, upon receiving certain notice, takes specified actions; providing construction; amending s. 627.701, F.S.; providing that if a roof deductible is applied under a personal lines residential property insurance policy, no other deductible under the policy may be applied to any other loss to the property caused by the same covered peril; amending s. 627.70132, F.S.; providing for the tolling of certain timeframes for filing notices of property insurance claims for servicemembers; amending s. 627.7019, F.S.; providing that surplus lines insurers are subject to the commission’s rulemaking authority as to requirements of insurers after natural disasters; amending s. 627.782, F.S.; revising rate filing requirements for title insurers; providing that the office, rather than the commission, must review premium rates; providing construction relating to chapter 2022-271, Laws of Florida; requiring residential property insurers and motor vehicle insurer rate filings to reflect certain savings and reductions in expenses; specifying requirements for the office in reviewing rate filings; authorizing the office to develop certain factors and contract with a vendor for a certain purpose; providing appropriations; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Banking and Insurance—

SB 7054—A bill to be entitled An act relating to central bank digital currency; amending s. 671.201, F.S.; defining the term “central bank digital currency” and revising the definition of the term “money” for purposes of the Uniform Commercial Code; amending ss. 328.0015, 559.9232, 563.022, and 668.50, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—was referred to the Committee on Fiscal Policy.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Polsky—

CS for SB 12—A bill to be entitled An act for the relief of Ricardo Medrano-Arzate and Eva Chavez-Medrano, as personal representatives of Hilda Medrano, by the Okeechobee County Sheriff’s Office; providing for an appropriation of funds to pay Ricardo Medrano-Arzate and Eva Chavez-Medrano for the damages awarded in connection with the death of their daughter as a result of the negligence of the Okeechobee County Sheriff’s Office; providing a limitation on the payment of compensation, attorney and lobbying fees, and costs or similar expenses; providing an effective date.

By the Committee on Health Policy; and Senator Harrell—

CS for SB 56—A bill to be entitled An act relating to the Psychology Interjurisdictional Compact; creating s. 490.0075, F.S.; enacting the Psychology Interjurisdictional Compact; providing purposes and objectives; defining terms; providing for recognition of psychologist licenses in compact states; authorizing a compact state to require licensure under certain circumstances; requiring compact states to meet certain criteria for their licensed psychologists to participate in the compact; requiring compact states to recognize the right of psychologists to practice telepsychology and practice temporarily in compact states under the compact; specifying criteria that a psychologist must satisfy to exercise the authority to practice interjurisdictional telepsychology in a receiving state or the temporary authorization to practice in a distant state under the compact; providing that, while authority over a psychologist’s license remains with the home state, receiving states and distant states may define the scope of and act on a psychologist’s authority to practice in the receiving or distant state, as applicable, under the compact; requiring a psychologist’s e-passport or interjurisdictional practice certificate, as applicable, and right to practice under the compact to be revoked under certain circumstances; specifying conditions for the practice of telepsychology in receiving states; providing for adverse actions against psychologists under the compact; requiring compact states to report adverse actions they take against psychologists to the Psychology Interjurisdictional Compact Commission; authorizing the psychology regulatory authorities of compact states to take specified actions; prohibiting psychologists from changing their home state licensure under the compact during a disciplinary investigation; providing requirements for changing home state licensure after the investigation is complete; providing for the confidential exchange of certain information between compact states under certain circumstances; requiring the commission to develop and maintain a coordinated licensure information system; requiring compact states to submit specified information to the system; requiring the coordinated database administrator to notify compact states of specified information submitted to the system; authorizing compact states to designate reported information as exempt from public disclosure; providing for the removal of submitted information from the system under certain circumstances; establishing the Psychology Interjurisdictional Compact Commission; providing for the jurisdiction and venue for court proceedings by or against the commission; providing construction; providing for commission membership, voting, and meetings; requiring the commission to prescribe bylaws; specifying powers of the commission; providing for membership and duties of the executive board of the commission; providing for financing of the commission; providing for qualified immunity, defense, and indemnification of the commission; providing for commission rulemaking; providing for state enforcement of the compact; providing for the default and termination of compact membership; providing for appeals and costs; providing procedures for

the resolution of certain disputes; providing for enforcement against a defaulting state; providing for implementation and administration of the compact; providing that compact states that join after initial adoption of the commission's rules are subject to such rules; specifying procedures for compact states to withdraw from the compact; providing construction; providing for amendment of the compact; providing construction and severability; amending s. 456.073, F.S.; requiring the Department of Health to report certain investigative information to the coordinated licensure information system; amending s. 456.076, F.S.; requiring that monitoring contracts for impaired practitioners participating in treatment programs contain specified terms; amending s. 490.004, F.S.; requiring the Board of Psychology to appoint an individual to serve as the state's commissioner on the Psychology Interjurisdictional Compact Commission; amending ss. 490.005 and 490.006, F.S.; exempting certain persons from psychology licensure requirements; amending s. 490.009, F.S.; authorizing certain disciplinary action under the compact for specified prohibited acts; amending s. 768.28, F.S.; designating the state commissioner and other members or employees of the commission as state agents for the purpose of applying sovereign immunity and waivers of sovereign immunity; requiring the commission to pay certain judgments or claims; authorizing the commission to maintain insurance coverage to pay such claims or judgments; providing an effective date.

By the Committee on Health Policy; and Senator Harrell—

CS for SB 58—A bill to be entitled An act relating to public records and meetings; creating s. 490.0076, F.S.; providing an exemption from public records requirements for certain information held by the Department of Health or the Board of Psychology pursuant to the Psychology Interjurisdictional Compact; authorizing disclosure of exempt information under certain circumstances; providing an exemption from public meeting requirements for certain meetings of the Psychology Interjurisdictional Compact Commission; providing an exemption from public records requirements for recordings, minutes, and records generated during the closed portion of such meetings; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Criminal Justice; and Senator Polsky—

CS for SB 174—A bill to be entitled An act relating to protection of specified personnel; amending s. 836.12, F.S.; defining the term “judicial assistant”; providing that threats committed with specified intent are specified violations of the act; prohibiting specified threats against a justice or judicial assistant or a family member of such person; prohibiting specified harassment of certain personnel with the intent to intimidate or coerce such person to perform or refrain from performing a lawful duty; providing criminal penalties; providing an effective date.

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

CS for SB 216—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 current county attorneys, deputy county attorneys, assistant county attorneys, city attorneys, deputy city attorneys, and assistant city attorneys, and the names and personal and identifying and location information of the spouses and children of such attorneys; providing applicability; providing for retroactive application; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

By the Committee on Health Policy; and Senator Burton—

CS for SB 238—A bill to be entitled An act relating to public records; amending s. 381.00318, F.S.; providing an exemption from public records requirements for certain information held by the Department of Legal Affairs or the Department of Health relating to complaints or investigations regarding violations of provisions protecting from discrimination based on health care choices; 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 a contingent effective date.

By the Committee on Commerce and Tourism; and Senator Bradley—

CS for SB 262—A bill to be entitled An act relating to technology transparency; creating s. 112.23, F.S.; defining terms; prohibiting officers or salaried employees of governmental entities from using their positions or state resources to make certain requests of social media platforms; prohibiting governmental entities from initiating or maintaining agreements or working relationships with social media platforms under a specified circumstance; providing exceptions; creating s. 501.173, F.S.; providing applicability; defining terms; prohibiting a controller from collecting certain consumer information without the consumer's authorization; requiring controllers that collect a consumer's personal information to disclose certain information regarding data collection and selling practices to the consumer at or before the point of collection; specifying that such information may be provided through a general privacy policy or through a notice informing the consumer that additional specific information will be provided upon a certain request; prohibiting controllers from collecting additional categories of personal information or using personal information for additional purposes without notifying the consumer; requiring controllers that collect personal information to implement reasonable security procedures and practices to protect such information; authorizing consumers to request controllers to disclose the specific personal information the controller has collected about the consumer; requiring controllers to make available two or more methods for consumers to request their personal information; requiring controllers to provide such information free of charge within a certain timeframe and in a certain format upon receiving a verifiable consumer request; specifying requirements for third parties with respect to consumer information acquired or used; providing construction; authorizing consumers to request controllers to delete or correct personal information collected by the controllers; providing exceptions; specifying requirements for controllers to comply with deletion or correction requests; authorizing consumers to opt out of third-party disclosure of personal information collected by a controller; prohibiting controllers from selling or disclosing the personal information of consumers younger than a certain age, except under certain circumstances; prohibiting controllers from selling or sharing a consumer's information if the consumer has opted out of such disclosure; prohibiting controllers from taking certain actions to retaliate against consumers who exercise certain rights; providing applicability; providing that a contract or agreement that waives or limits certain consumer rights is void and unenforceable; authorizing the Department of Legal Affairs to bring an action under the Florida Deceptive and Unfair Trade Practices Act and to adopt rules; requiring the department to submit an annual report to the Legislature; providing report requirements; providing that controllers must have a specified timeframe to cure any violations; providing jurisdiction; declaring that the act is a matter of statewide concern; preempting the collection, processing, sharing, and sale of consumer personal information to the state; amending s. 501.171, F.S.; revising the definition of “personal information”; amending s. 16.53, F.S.; requiring that certain attorney fees, costs, and penalties recovered by the Attorney General be deposited in the Legal Affairs Revolving Trust Fund; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Garcia, Osgood, Perry, and Book—

CS for SB 272—A bill to be entitled An act relating to education for children and young adults in out-of-home care; amending s. 39.4085, F.S.; requiring a case manager or other staff to provide a child with verbal and written information about certain topics; deleting limitations on the type of questions a child may ask; establishing the Office of the Children's Ombudsman within the Department of Children and Families; specifying responsibilities of the office; requiring the department to consult with specified children and young adults when creating or revising certain print or digital written information; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Criminal Justice; and Transportation; and Senator DiCeglie—

CS for CS for SB 296—A bill to be entitled An act relating to a lawful breath test for alcohol; amending s. 316.1932, F.S.; requiring that a person arrested for driving under the influence who refuses to submit to a lawful test of his or her breath be told that he or she is subject to mandatory placement, for a specified period of time and at his or her expense, of an ignition interlock device on vehicles he or she leases or owns and routinely operates; amending s. 316.1939, F.S.; requiring that a person arrested for driving under the influence who refuses to submit to a lawful test of his or her breath install an ignition interlock device, at his or her expense, for a specified period of time; conforming a provision to changes made by the act; amending s. 322.2615, F.S.; decreasing the timeframe during which a person whose license is suspended for failure to submit to a breath, urine, or blood test is not eligible to receive a license for business or employment purposes only; amending s. 322.2715, F.S.; requiring a driver who refuses to take a lawful test of his or her breath to install an ignition interlock device, upon a reinstatement of certain licenses and for a specified time, on vehicles he or she leases or owns and routinely operates; providing an effective date.

By the Committee on Criminal Justice; and Senators Osgood, Stewart, Book, Davis, Thompson, Powell, Calatayud, Torres, and Garcia—

CS for SB 340—A bill to be entitled An act relating to the Trust Fund for Victims of Human Trafficking; creating s. 787.063, F.S.; specifying the authorized uses of funds from the Trust Fund for Victims of Human Trafficking; providing a contingent effective date.

By the Committee on Criminal Justice; and Senators Burgess and Perry—

CS for SB 376—A bill to be entitled An act relating to automatic sealing of criminal history records and making confidential related court records; amending s. 943.0595, F.S.; requiring a clerk of the court to automatically keep confidential court records related to certain criminal history records that meet specified criteria; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senator Davis—

CS for SB 424—A bill to be entitled An act relating to time limitations for prosecution of certain sexual battery offenses; amending s. 775.15, F.S.; revising the time limitations for prosecution of specified sexual battery offenses committed on victims 18 years of age or older in certain circumstances; providing applicability; providing an effective date.

By the Committee on Criminal Justice; and Senator Wright—

CS for SB 432—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; prohibiting a trial court from accepting specified pleas when a person is charged with the offense of driving under the influence unless specified conditions are met; amending s. 316.1932, F.S.; requiring a person to be told that his or her first failure to submit to a lawful test of breath or urine is a second degree misdemeanor and his or her second or subsequent refusal is a first degree misdemeanor; making technical changes; amending s. 316.1939, F.S.; reclassifying a person's first failure to submit to a lawful test of breath or urine as a second degree misdemeanor; clarifying provisions related to a person's second or subsequent failure to submit to a lawful test of breath, urine, or blood; making technical changes; creating s. 316.19395, F.S.; authorizing judicial circuits to create a Driving Under the Influence Diversion Program; requiring the policies and procedures of the program to be published on the website of a participating state attorney's office; requiring each judicial circuit operating such a program to submit participant information for persons who successfully complete the program to the Department of Highway Safety and Motor Vehicles; requiring the department to notate the driver record of such participants indicating successful completion; prohibiting a person from completing a subsequent Driving Under the Influence Diversion Program; amending s. 316.656, F.S.; prohibiting a

court from suspending, deferring, or withholding adjudication of guilt or imposition of sentence for a specified violation; providing an effective date.

By the Committee on Criminal Justice; and Senator Burgess—

CS for SB 510—A bill to be entitled An act relating to victim's right to candor in criminal proceedings; amending s. 960.001, F.S.; requiring that a victim be notified that he or she has the right to be informed of specified information if contacted by certain persons acting on behalf of a defendant in a criminal proceeding; providing an effective date.

By the Committee on Community Affairs; and Senator Hooper—

CS for SB 512—A bill to be entitled An act relating to building construction; amending s. 489.105, F.S.; revising definitions; amending s. 553.79, F.S.; requiring local building code administrators, plans examiners, or inspectors to provide certain information to the local enforcing agency under certain circumstances; prohibiting local enforcing agencies from making or requiring substantive changes to plans or specifications after a permit has been issued; providing exceptions; requiring local enforcing agencies that require substantive changes to plans or specifications after a permit has been issued to provide certain information to the permit holder in writing; providing that a plans examiner, inspector, or building code administrator is subject to disciplinary action under certain circumstances; amending s. 633.208, F.S.; requiring local fire officials to provide certain information to a permit applicant if building plans do not comply with the Florida Fire Prevention Code or the Life Safety Code; prohibiting a municipality, county, or special district from making or requiring substantive changes to building plans after a permit has been issued; providing exceptions; requiring a local fire official to provide certain information to the permit holder if a municipality, county, or special district requires substantive changes to building plans after a permit is issued; providing that a local fire official who is a certified firesafety inspector is subject to disciplinary action under certain circumstances; providing an effective date.

By the Committees on Commerce and Tourism; and Banking and Insurance; and Senator Hutson—

CS for CS for SB 564—A bill to be entitled An act relating to interchange fees on taxes; creating s. 501.0119, F.S.; defining terms; providing applicability; prohibiting issuers, payment card networks, acquirer banks, and processors from receiving or charging merchants interchange fees on the tax amounts of electronic payment transactions if the merchant provides certain information in a specified manner; requiring an issuer to credit a merchant the amount of interchange fees on taxes within a certain timeframe if the merchant meets certain conditions; providing a civil penalty; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Ethics and Elections; and Senators DiCeglie and Yarborough—

CS for CS for SB 620—A bill to be entitled An act relating to ethics requirements for officers and employees of special tax districts; amending s. 112.313, F.S.; specifying that certain conduct by certain public officers and employees is deemed a conflict of interest; making technical changes; amending s. 112.3142, F.S.; requiring certain ethics training for elected local officers of independent special districts, beginning on a specified date; specifying requirements for such training; providing an effective date.

By the Committee on Banking and Insurance; and Senator Yarborough—

CS for SB 622—A bill to be entitled An act relating to continuing care contracts; amending s. 651.011, F.S.; defining the terms "designated resident representative" and "residents' council"; amending s. 651.0246, F.S.; revising a requirement for specified information that must be submitted by a provider applying for expansion of a certificated continuing care facility; revising a condition for the release of certain escrowed funds to providers; revising the timeframe in which the Office

of Insurance Regulation must complete its review of an application for expansion; amending s. 651.026, F.S.; revising information required to be contained in certain providers' financial reports in their annual reports; amending s. 651.033, F.S.; revising financial institutions in which escrow accounts must be established; revising a condition under which a provider may hold and not deposit a resident's check for a specified period; amending s. 651.034, F.S.; revising the timeframe during which the office may exempt certain providers from certain regulatory actions; amending s. 651.035, F.S.; providing that certain documents relating to a provider's debt service reserve must require certain notice to the office before the withdrawal of debt service reserve funds; specifying requirements for the notice and for certain plans to replenish withdrawn funds; revising the calculation of minimum liquid reserve requirements for certain facilities; revising requirements for letters of credit which satisfy minimum liquid reserve requirements; revising circumstances under which a provider may withdraw funds held in escrow without the office's approval; making a technical change; amending s. 651.055, F.S.; specifying that a forfeiture penalty may be deducted from certain resident refunds, except under certain circumstances; conforming a provision to changes made by the act; amending s. 651.081, F.S.; specifying the authority of residents' councils and the eligibility of persons to participate in residents' council matters; deleting a requirement for open meetings of residents' councils; amending s. 651.083, F.S.; specifying that a resident has the right to access ombudsman staff; amending s. 651.085, F.S.; requiring residents' councils to nominate and elect a designated resident representative to represent them on specified matters; providing requirements for designated resident representatives; revising meetings of the full governing body for which the designated resident representative must be notified; requiring each facility of certain providers to have its own designated resident representative; providing a requirement for certain designated resident representatives; amending s. 651.091, F.S.; adding reporting and notice requirements for continuing care facilities; adding a disclosure requirement for providers to prospective residents or their legal representatives; amending s. 651.105, F.S.; specifying requirements for the office's examination of providers and applicants for certificates of authority; deleting a requirement for a provider's representative to give examination reports and corrective action plans to the governing body's executive officer within a certain timeframe; amending ss. 651.012 and 651.0261, F.S.; conforming cross-references; providing an effective date.

By the Committee on Judiciary; and Senator Gruters—

CS for SB 694—A bill to be entitled An act relating to private property for motor vehicle parking; amending s. 715.075, F.S.; requiring that invoices for parking charges be sent by certified mail to a specified party; prohibiting the assessment of a late fee before a certain period; prohibiting a county or municipality from adopting a certain ordinance or regulation; prohibiting a private property owner or operator from charging specified parties under certain conditions; providing an effective date.

By the Committees on Commerce and Tourism; and Transportation; and Senators Avila and Garcia—

CS for CS for SB 712—A bill to be entitled An act relating to motor vehicle sales; amending s. 320.60, F.S.; revising and providing definitions; amending s. 320.605, F.S.; providing legislative intent; amending s. 320.64, F.S.; prohibiting an applicant or a licensee from certain actions in the allocation or distribution of motor vehicles to franchised motor vehicle dealers; revising the definition of the term "unfair"; prohibiting applicants and licensees from engaging in certain activities; authorizing an applicant or a licensee, or a common entity thereof, to sell or activate certain motor vehicle features or improvements through remote electronic transmission; providing for a payment of the percentage of such sale or activation to a motor vehicle dealer; providing applicability; requiring certain payments to be made within a certain timeframe; amending s. 320.642, F.S.; conforming cross-references; amending s. 320.645, F.S.; revising provisions prohibiting a manufacturer, a distributor, or an importer from owning, operating, or controlling a motor vehicle dealership in this state; specifying when certain licenses may be and are prohibited from being issued; revising exceptions to certain prohibitions on licensees; providing applicability; making technical changes; deleting the definition of the term "independent person"; conforming cross-references; prohibiting a distributor or af-

filiate thereof from receiving a certain license under certain circumstances; amending s. 320.67, F.S.; requiring the Department of Highway Safety and Motor Vehicles to conduct an inquiry relating to certain written complaints; providing purposes of the department's use of a subpoena; authorizing the department to allow a written response to the complaint; requiring the department to commence the inquiry within a certain timeframe; requiring the department to provide a certain written response to the complainant by a certain date; requiring the department to take certain action if the department determines that a licensee violated certain statutes; providing construction; amending ss. 681.102 and 681.113, F.S.; conforming cross-references; providing an effective date.

By the Committees on Commerce and Tourism; and Regulated Industries; and Senator Calatayud—

CS for CS for SB 752—A bill to be entitled An act relating to temporary commercial kitchens; amending s. 509.101, F.S.; requiring operators of public food service establishments who provide commissary services to maintain a temporary commercial kitchen registry; requiring temporary commercial kitchen operators to display license numbers; amending s. 509.102, F.S.; defining the term "temporary commercial kitchen"; preempting regulation of temporary commercial kitchens to the state; authorizing mobile food dispensing vehicles and temporary commercial kitchens in specified locations to operate during certain hours; authorizing temporary commercial kitchens to be used in conjunction with licensed permanent food service establishments for specified purposes; authorizing such operation for specified timeframes; authorizing the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to grant extensions; requiring a temporary commercial kitchen to notify the division within a specified timeframe of commencing operation; providing construction; providing an effective date.

By the Committee on Transportation; and Senator Burgess—

CS for SB 766—A bill to be entitled An act relating to enforcement of school bus passing infractions; amending s. 316.003, F.S.; defining the term "school bus infraction detection system"; creating s. 316.173, F.S.; authorizing school districts to install and operate school bus infraction detection systems for a specified purpose; authorizing school districts to contract with a vendor or manufacturer for specified purposes; requiring that the decision to install school bus infraction detection systems be in the interest of public safety; prohibiting an individual from receiving a commission from violations detected through the school bus infraction detection system; prohibiting a vendor or manufacturer from receiving a fee or remuneration based on the number of violations detected; requiring the school district to ensure that each school bus infraction detection system meets certain requirements; requiring the school district to enter into interlocal agreements with law enforcement agencies to enforce violations; providing signage requirements; prohibiting the sufficiency of signage from being raised in certain proceedings; requiring a school district that installs a school bus infraction detection system to provide certain notice to the public; requiring a school district that has never conducted a school bus infraction detection system program to conduct a public awareness campaign before commencing enforcement of such system; limiting penalties in effect during the public awareness campaign; requiring the vendor or manufacturer to submit information regarding alleged violations within a specified period of time; providing requirements for such submissions; providing notification requirements and procedures for law enforcement agencies; providing for waiver of challenge or dispute as to the delivery of notification of violation; providing for the distribution of funds; providing requirements for issuance of a traffic citation; providing for waiver of challenge or dispute as to the delivery of the traffic citation; providing notification requirements and procedures; specifying that the registered owner of a motor vehicle is responsible and liable for paying a traffic citation; providing exceptions; requiring an owner of a motor vehicle to furnish an affidavit under certain circumstances; specifying requirements for such affidavit; requiring the law enforcement agency to dismiss a notice of violation and provide proof of such dismissal under certain circumstances; requiring the law enforcement agency to notify the registered owner that the notice or citation will not be dismissed under certain circumstances; authorizing the law enforcement agency to issue a certain person a notification of violation; providing that the affidavit is

admissible in a proceeding for the purpose of proving who was operating the motor vehicle at the time of the violation; providing that the owner of a leased vehicle is not responsible for paying a traffic citation or submitting an affidavit; specifying a timeframe for a law enforcement agency to issue a notification under certain circumstances; requiring certain persons to issue an affidavit; providing a criminal penalty for submitting a false affidavit; providing that certain images or video are admissible in certain proceedings; providing a rebuttable presumption; providing construction; specifying requirements of and prohibitions on the use of recorded video and images captured by the school bus infraction detection system; requiring school districts to submit a report to the Department of Education; specifying requirements for such report; requiring the department to submit a summary report to the Governor and Legislature; requiring school bus infraction detection systems to meet the State Board of Education specifications; requiring the state board to establish certain specifications through rule by a specified date; authorizing the state board to adopt rules regarding student privacy; amending s. 318.14, F.S.; conforming provisions to changes made by the act; amending s. 318.18, F.S.; providing exceptions to penalties for violations enforced by a school bus infraction detection system; amending s. 322.27, F.S.; prohibiting points from being imposed against a driver license for certain infractions enforced by a school bus infraction detection system; prohibiting such infractions from being used to set motor vehicle insurance rates; amending ss. 316.306, 655.960, and 1006.21, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

By the Committee on Education Pre-K -12; and Senator Calatayud—

CS for SB 780—A bill to be entitled An act relating to computer science instruction in K-12 public schools; amending s. 1003.01, F.S.; defining the terms “computational thinking” and “computer science”; creating s. 1003.4202, F.S.; requiring computer science courses to be included in the Course Code Directory and published on the Department of Education’s website; requiring the Florida Virtual School to offer certain computer science courses; requiring school districts to provide instruction in computer science; providing requirements for the instruction; requiring school districts to provide students with access to computer science courses through the Florida Virtual School or by other means under certain circumstances; requiring high school students to be provided opportunities to take certain computer science courses for specified purposes; authorizing elementary and middle schools to establish digital classrooms for specified purposes; requiring the Department of Education, subject to legislative appropriation, to provide funding for specified purposes; providing requirements for such funding; defining the term “instructional personnel”; subject to legislative appropriation, providing for bonuses for certain instructional personnel; providing requirements for such bonuses; providing for the carryforward of certain funds; providing for rulemaking; repealing s. 1007.2616, F.S., relating to computer science and technology instruction; providing an effective date.

By the Committee on Criminal Justice; and Senator Burgess—

CS for SB 784—A bill to be entitled An act relating to the Special Persons Registry; providing a short title; creating s. 402.88, F.S.; authorizing local law enforcement agencies to develop and maintain a database, to be known as the “Special Persons Registry,” for a specified purpose; providing for enrollment in and removal from the registry; requiring that certain documentation be submitted to the local law enforcement agency at the time of registration; specifying the types of documentation local law enforcement agencies may accept as proof of eligibility for registration in the registry; specifying information the registry may include; authorizing local law enforcement agencies to provide relevant information from the registry to law enforcement officers under certain circumstances; providing an effective date.

By the Committee on Health Policy; and Senators Torres, Wright, Avila, Brodeur, Simon, Powell, Stewart, Osgood, Thompson, and Collins—

CS for SB 858—A bill to be entitled An act relating to benefits, training, and employment for veterans and their spouses; amending s. 288.0001, F.S.; requiring the Economic Development Programs Evaluation to include a periodic analysis of the Veterans Employment and

Training Services Program; amending ss. 292.05 and 295.21, F.S.; revising the duties of the Department of Veterans’ Affairs and Florida Is For Veterans, Inc., respectively, to include the provision of certain assistance to veterans’ spouses; amending s. 295.22, F.S.; revising legislative findings and intent; revising the purpose and duties of the Veterans Employment and Training Services Program to include provision of certain assistance to veterans’ spouses; requiring priority for the award of certain grants to be given to businesses in the health care industry; removing provisions authorizing grant administration by CareerSource Florida, Inc.; requiring Florida Is For Veterans, Inc., to assist veterans or their spouses in accessing employment and licensure in health care professions; amending s. 456.013, F.S.; deleting provisions relating to the waiver of certain fees for veterans or their spouses; amending s. 456.024, F.S.; requiring the Department of Health to waive certain fees for veterans and their spouses under certain circumstances; providing requirements for application for such waiver; deleting a limitation on the period in which a member of the United States Armed Forces must receive an honorable discharge from service in order to be issued a license to practice a health care profession in this state; requiring the appropriate board or the department to expedite health care licensure applications submitted by veterans and to issue a license within a specified period; amending s. 456.0241, F.S.; deleting provisions relating to application and renewal fees for temporary certification of an active duty military health care practitioner to practice in a regulated profession in this state; requiring the department to waive the temporary licensing fee; creating s. 456.0242, F.S.; establishing the Office of Veteran Licensure Services within the Division of Medical Quality Assurance; requiring the office to designate a veteran as executive director of the office; providing duties of the office; requiring an annual report to the Governor and Legislature; providing report requirements; authorizing the department to adopt rules; providing appropriations and authorizing positions; providing an effective date.

By the Committee on Education Pre-K -12; and Senators Rodriguez and Jones—

CS for SB 926—A bill to be entitled An act relating to the Florida Virtual School; creating s. 1008.213, F.S.; providing for flexibility in the administration of specified assessments for Florida Virtual School full-time students of military families residing outside this state; providing that such assessments for students granted such flexibility must be administered securely by persons who meet specified criteria at a certain location; providing a process for the parents or guardians of such students to request the flexibility in assessment administration from the Florida Virtual School; providing requirements for such parents or guardians, the Florida Virtual School, and the Department of Education in such process; authorizing the Legislature to request a report from the Florida Virtual School regarding requests for flexibility in assessment administration; requiring the State Board of Education to adopt rules; amending s. 1008.22, F.S.; providing flexibility in the administration of specified assessments for certain Florida Virtual School students; defining the term “child of a military family residing outside this state who is eligible for flexibility in assessment administration”; providing requirements for such flexibility in assessment administration; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Rouson—

CS for SB 1012—A bill to be entitled An act relating to the Certified Peer Specialist Gateway Pilot Program; creating the pilot program within the Department of Corrections; providing the purpose of, and requirements for, the pilot program; authorizing inmates at participating facilities to apply to participate in the pilot program; requiring the department to develop certain criteria for selecting qualified applicants; exempting persons who complete the pilot program’s requirements from a specified background screening for peer specialists; requiring the pilot program to assist potential employers with acquiring specified bonds; authorizing the pilot program to offer funding to potential employers to cover specified costs under certain circumstances; requiring persons who have completed the pilot program’s requirements to provide prospective employers with incarceration records; requiring such persons to receive a signed informed consent form from any potential clients; providing requirements for such form; requiring the

department to adopt rules; providing for expiration of the pilot program; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Rouson—

CS for SB 1016—A bill to be entitled An act relating to mental health and substance abuse; amending s. 394.494, F.S.; revising a requirement for the Department of Children and Families relating to certain performance outcomes and measures; amending s. 394.4955, F.S.; requiring managing entities to lead the implementation of a coordinated system of care; amending s. 394.9082, F.S.; revising the duties of the department; revising department requirements for, and authorizations relating to, contracting with managing entities; requiring the department to review assessments, in consultation with the managing entities, for inclusion in the department's legislative budget request; revising managing entity duties; revising the timeframe for annually submitting enhancement plans; revising requirements relating to the acute care services utilization database; providing an effective date.

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

CS for SB 1040—A bill to be entitled An act relating to district school board direct-support organizations; amending s. 1001.453, F.S.; authorizing district school boards to contract with direct-support organizations for personal services or operations, subject to certain limitations; revising the amount of expenditures and expenses a direct-support organization must have to be required to provide for an annual financial audit; authorizing district school boards to contract with a vendor for such audits; providing an effective date.

By the Committees on Rules; Community Affairs; and Commerce and Tourism; and Senators Collins and Boyd—

CS for CS for CS for SB 1068—A bill to be entitled An act relating to drone delivery services; amending s. 330.41, F.S.; defining terms; prohibiting a political subdivision from taking certain actions against a drone delivery service based on the location of its drone port; authorizing a political subdivision to enforce certain regulations relating to setback and landscaping; providing construction; amending s. 553.73, F.S.; exempting drone ports from the Florida Building Code; amending s. 633.202, F.S.; defining the term “drone port”; exempting drone ports from certain provisions of the Florida Fire Prevention Code; providing an effective date.

By the Committees on Community Affairs; and Environment and Natural Resources; and Senator Rodriguez—

CS for CS for SB 1072—A bill to be entitled An act relating to dredging and beach restoration projects; amending s. 403.816, F.S.; directing the Department of Environmental Protection to require, as a condition of permits issued for certain dredging and beach restoration projects, that any adverse impact analysis conducted for the activity meet certain requirements; requiring a local government to provide notice of its intent to conduct an analysis to certain adjacent local governments; providing applicability; providing an effective date.

By the Committees on Community Affairs; and Ethics and Elections; and Senator Ingoglia—

CS for CS for SB 1110—A bill to be entitled An act relating to term limits; creating s. 124.012, F.S.; establishing term limits for county commissioners; providing construction; amending s. 1001.35, F.S.; revising term limits for district school board members; providing an effective date.

By the Committee on Regulated Industries; and Senator Rodriguez—

CS for SB 1114—A bill to be entitled An act relating to homeowners' associations; providing a short title; amending s. 720.303, F.S.; requiring certain officers or directors of an association to be removed from

office under certain circumstances; specifying how a vacancy on the association board must be filled; providing restrictions on certain officers and directors; specifying when an officer or director is required to be reinstated; requiring an association to maintain designated addresses as official records; specifying what constitutes a designated address; conforming provisions to changes made by the act; prohibiting certain funds from being comingled with other association funds; authorizing a member to request an accounting from an association under certain circumstances; requiring an association to provide such accounting and remit unused funds to the member within specified timeframes; amending s. 720.3033, F.S.; providing criminal and civil penalties for certain actions by officers, directors, or managers of an association; requiring directors and officers of the association to disclose certain activity and relationships to the association within a specified timeframe; creating a rebuttable presumption of a conflict of interest if certain acts occur; amending s. 720.305, F.S.; restricting certain attorney fees and fines; specifying the types of violations for which an association may levy fines; specifying where certain notice must be delivered; providing requirements for such notice; authorizing parcel owners to attend certain hearings by telephone or other electronic means; requiring a specified notice after a hearing; conforming provisions to changes made by the act; creating s. 720.3065, F.S.; providing criminal penalties for certain fraudulent voting activities; providing an effective date.

By the Committees on Community Affairs; and Criminal Justice; and Senator Avila—

CS for CS for SB 1126—A bill to be entitled An act relating to impeding, threatening, or harassing first responders; creating s. 843.31, F.S.; defining the terms “first responder” and “harass”; prohibiting a person, after receiving a warning not to approach from a first responder who is engaged in the lawful performance of a legal duty, to violate such warning and approach or remain within a specified distance of the first responder with specified intent; providing criminal penalties; providing an effective date.

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

CS for SB 1166—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 current or former inspectors or investigators of the Department of Agriculture and Consumer Services and the spouses and children of the current or former inspectors or investigators; 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 Commerce and Tourism; and Senator Boyd—

CS for SB 1242—A bill to be entitled An act relating to registrations and transfers of heating, ventilation, and air-conditioning system manufacturer warranties; creating s. 559.956, F.S.; specifying that certain warranties for heating, ventilation, and air-conditioning (HVAC) systems are automatically transferred and remain in effect under certain circumstances relating to the conveyance of property; specifying that a warrantor continues to be obligated under the terms of such transferred warranty; prohibiting warrantors from charging a fee for such transfers; specifying that such transfers do not extend the remaining term of a warranty; deeming manufacturers' warranties for HVAC systems registered with the manufacturer if certain requirements are met; requiring certain contractors installing HVAC systems to provide certain documentation; providing an effective date.

By the Committee on Community Affairs; and Senator Collins—

CS for SB 1256—A bill to be entitled An act relating to preemption over utility service restrictions; amending s. 366.032, F.S.; prohibiting certain local governmental entities, subject to specified exceptions, from enacting or enforcing a resolution, an ordinance, a rule, a code, or a policy or from taking any action that restricts or prohibits or has the effect of restricting or prohibiting the use of appliances; revising an

exception to preemption; defining the term “appliance”; providing an effective date.

By the Committee on Regulated Industries; and Senator Martin—

CS for SB 1262—A bill to be entitled An act relating to the issuance of special beverage licenses; amending s. 561.20, F.S.; revising requirements relating to the issuance of special food service licenses and certain club licenses; reenacting s. 565.045(1)(c), F.S., in a reference thereto; providing an effective date.

By the Committee on Criminal Justice; and Senators Rodriguez and Stewart—

CS for SB 1266—A bill to be entitled An act relating to venomous reptiles; amending s. 379.305, F.S.; revising the penalty for certain release or escape of nonnative venomous reptiles; providing a penalty for specified activities involving venomous reptiles without a special permit or license issued by the Fish and Wildlife Conservation Commission; amending s. 379.4015, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Transportation; and Senators Grall and Perry—

CS for SB 1290—A bill to be entitled An act relating to operation of a golf cart; amending s. 316.212, F.S.; authorizing water control districts to designate certain roads for the operation of golf carts; requiring county approval to make such designation; prohibiting a person from operating a golf cart on certain roadways unless he or she possesses a valid learner’s driver license or valid driver license that is not suspended or revoked; amending s. 322.04, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Judiciary; and Senator Torres—

CS for SB 1302—A bill to be entitled An act relating to translation services; amending ss. 28.35 and 28.215, F.S.; authorizing a clerk of the circuit court to provide translation services; creating s. 28.217, F.S.; authorizing a clerk of the circuit court to contract with a third-party translation service provider to provide translation services; requiring that such service by a clerk of the circuit court be ministerial assistance only; prohibiting a clerk of the circuit court from providing legal advice; providing construction; providing that the clerk of the circuit court is not required to provide translation services; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Yarborough and Rodriguez—

CS for SB 1308—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; revising definitions; prohibiting certain telephonic sales calls; providing conditions under which civil actions may not be brought for specified violations; providing an effective date.

By the Committee on Judiciary; and Senator Grall—

CS for SB 1322—A bill to be entitled An act relating to adoption; amending s. 63.082, F.S.; providing legislative findings and intent; specifying that certain adoption consents are valid, binding, and enforceable by the court; specifying that a consent to adoption is not valid during the pendency of a petition for termination of parental rights; authorizing the adoption entity to file a specified motion under certain circumstances; making technical changes; deleting a provision regarding the sufficiency of the home study provided by the adoption entity; requiring that an evidentiary hearing be granted if a certain motion is filed; specifying the determinations to be made at such hearing; providing a rebuttable presumption; requiring the court to grant party status to the current caregivers under certain circumstances; providing when such party status expires; requiring the intervening party to prove certain factors to rebut a certain presumption; revising the factors for a best interests consideration at a certain hearing; requiring the court to order the transfer of custody of the child to the adoptive parents

under certain circumstances and in accordance with a certain transition plan; requiring certain disclosures related to the right to participate in a private adoption plan; amending s. 63.087, F.S.; requiring the clerk of court to issue a separate case number for a petition for adoption and prohibiting such petition from being maintained in a specified court file; revising requirements for a petition for adoption; amending s. 63.122, F.S.; requiring that a certain notice of hearing be given as prescribed in the Florida Family Law Rules of Procedure; amending s. 63.132, F.S.; making technical changes; specifying that certain fees are hourly fees; amending s. 63.212, F.S.; providing that a person contemplating adoption of a child may make specified payments to the mother of the child for a specified period of time regardless of whether the medical needs of the mother require such support; requiring the Department of Children and Families to provide a certain list of child-caring and child-placing agencies to the Office of Program Policy Analysis and Government Accountability by a specified date; requiring certain child-caring and child-placing agencies to provide certain data to OPPAGA by a specified date; requiring OPAGGA to submit a specified report to the Legislature by a specified date; providing requirements for the report; providing an effective date.

By the Committee on Education Pre-K -12; and Senator Boyd—

CS for SB 1328—A bill to be entitled An act relating to charter school capital outlay funding; amending s. 212.055, F.S.; revising the form of a resolution proposing a school capital outlay surtax regarding the sharing of surtax revenues with charter schools; conforming a cross-reference; reenacting and amending s. 1013.62, F.S.; revising the manner of determining charter school capital outlay funding; requiring district school boards to share certain funds with eligible charter schools if certain conditions are met; providing a calculation methodology for the Department of Education to determine the amount of funds the district school board must distribute; requiring the school district to distribute the funds by a specified date; requiring each school district to annually certify certain information to the department by a specified date; requiring the Auditor General to verify compliance during audits; providing applicability; providing an effective date.

By the Committee on Health Policy; and Senator Martin—

CS for SB 1338—A bill to be entitled An act relating to massage establishments; amending s. 456.074, F.S.; authorizing the Department of Health to immediately suspend the license of massage therapists and massage establishments if the massage therapist or certain individuals connected to the massage establishment are arrested for, convicted or found guilty of, or enter criminal pleas to specified violations; amending s. 480.033, F.S.; providing and revising definitions; amending s. 480.035, F.S.; revising quorum requirements for the Board of Massage Therapy; amending s. 480.039, F.S.; authorizing specified enforcement officers to perform inspections and investigations of massage establishments for specified purposes; requiring code enforcement officers, and authorizing law enforcement officers, to submit affidavits with specified photos and other evidence and documentation to the department within a specified timeframe; requiring certain law enforcement agencies to notify the department within a specified timeframe after discovering certain violations by a massage therapist or massage establishment; requiring the department to inspect a massage establishment within a specified timeframe for specified violations and to initiate disciplinary proceedings if violations are discovered; amending s. 480.043, F.S.; revising certain rules the board is required to adopt; prohibiting sexual activity and certain devices in massage establishments; specifying prohibited conduct by massage establishment owners and employees; providing requirements for outside windows and signs in massage establishments; providing exceptions; providing employee dress code requirements; requiring establishments to maintain certain employment records in English or Spanish; requiring that specified information be recorded before an employee may provide services or treatment; requiring massage establishments to conspicuously display a photo and specified information for each employee; requiring that such photos and information be displayed before an employee may provide services or treatment; providing for such requirements in massage establishments within public lodging establishments; requiring massage establishments to maintain customer and patient records for services and treatment provided in the massage establishment in English or Spanish; providing that medical records satisfy this re-

quirement if they contain specified information; requiring massage establishments to maintain such records for a specified timeframe; requiring massage establishments to collect and record specified information and confirm the identification of a customer or patient before providing services or treatment; amending s. 480.0465, F.S.; revising advertising requirements for massage therapists and massage establishments; amending s. 480.0475, F.S.; revising hours during which a massage establishment may operate; requiring that all customer and patient services and treatment be performed within specified hours; prohibiting establishments from sheltering or harboring, or being used as sleeping quarters for, any person; providing criminal penalties; amending s. 480.0485, F.S.; specifying additional conduct that constitutes sexual misconduct in the practice of massage therapy; amending s. 480.0535, F.S.; requiring department investigators to request valid government identification from all employees while in a massage establishment; specifying additional documents a person operating a massage establishment must immediately present, upon request, to department investigators and law enforcement officers; requiring the department to notify a federal immigration office if specified persons fail to provide valid government identification; amending s. 847.001, F.S.; revising the definitions of the terms “adult entertainment establishment” and “unlicensed massage establishment” for purposes of certain criminal conduct; providing an effective date.

By the Committee on Transportation; and Senator Perry—

CS for SB 1374—A bill to be entitled An act relating to child restraint requirements; amending s. 316.613, F.S.; revising requirements for the use of a crash-tested, federally approved child restraint device while transporting a child in a motor vehicle; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Burton—

CS for SB 1384—A bill to be entitled An act relating to legal proceedings for children; amending s. 39.001, F.S.; revising the purposes of ch. 39, F.S.; revising the entities involved in the state plan for the promotion of adoption, support of adoptive families, and prevention of abuse, abandonment, and neglect of children; amending s. 39.00145, F.S.; clarifying the persons who may have access to records concerning a child; amending s. 39.00146, F.S.; revising the general information included on a child’s face sheet; amending s. 39.0016, F.S.; revising requirements for agency agreements between the Department of Children and Families and district school boards; amending s. 39.01, F.S.; defining terms and revising definitions; amending s. 39.013, F.S.; requiring the court to appoint a guardian ad litem at the earliest possible time to represent a child for specified proceedings; authorizing the court to appoint an attorney ad litem under certain circumstances; amending s. 39.01305, F.S.; revising legislative findings; authorizing the court to appoint an attorney ad litem under certain circumstances; deleting the definition of the term “dependent child”; deleting the requirement that an attorney be appointed for a dependent child under certain circumstances; requiring a court order appointing an attorney ad litem to be in writing; requiring the court to discharge an attorney ad litem under certain circumstances; authorizing an attorney ad litem to arrange for supplemental or separate counsel under certain circumstances; conforming provisions to changes made in the act; deleting a requirement that the department adopt certain procedures; deleting the department’s authorization to adopt certain rules; deleting construction; providing applicability; amending s. 39.0132, F.S.; revising persons who have access to inspect and copy certain records; amending s. 39.0136, F.S.; revising persons who may request a continuance in certain circumstances; amending s. 39.0139, F.S.; conforming provisions to changes made by the act; amending s. 39.202, F.S.; clarifying provisions governing persons who are granted access to certain records; conforming a cross-reference; amending s. 39.302, F.S.; conforming cross-references; amending s. 39.402, F.S.; conforming provisions to changes made by the act; deleting provisions relating to a child’s consent to certain time limitations; amending s. 39.4022, F.S.; revising participants that must be invited to a multidisciplinary team staffing; conforming provisions to changes made by the act; amending ss. 39.4023 and 39.407, F.S.; conforming provisions to changes made by the act; amending s. 39.4085, F.S.; revising legislative findings; conforming provisions to changes made by the act; amending s. 39.521, F.S.; con-

forming a cross-reference; amending s. 39.522, F.S.; conforming provisions to changes made by the act; amending s. 39.6012, F.S.; conforming a cross-reference; modifying requirements for the case plans for children in out-of-home placements; creating s. 39.6036, F.S.; providing legislative findings and intent; requiring the Statewide Guardian ad Litem Office to work with certain youth to identify at least one supportive adult to enter into a specified formal agreement; requiring the Statewide Guardian ad Litem Office to ensure that such agreement is documented in the youth’s court file; requiring the Statewide Guardian ad Litem Office to work in coordination with the Office of Continuing Care for a specified purpose; requiring that any agreement with a supportive adult be documented in the youth’s court file; amending s. 39.621, F.S.; conforming provisions to changes made by the act; amending s. 39.6241, F.S.; requiring a guardian ad litem to advise the court regarding certain information and ensure a certain agreement has been filed with the court; amending s. 39.701, F.S.; conforming changes made by the act; requiring the court to give a guardian ad litem the opportunity to address the court during judicial review hearings for children 16 and 17 years of age; revising the determinations that must be made at the final judicial review hearing before a child reaches 18 years of age; requiring the court to determine whether a child has entered into a formal agreement for an ongoing relationship with a supportive adult during certain judicial review hearings; requiring the court to inquire of a young adult transitioning from foster care to independent living regarding his or her relationship with a supportive adult during certain judicial review hearings; amending s. 39.801, F.S.; conforming provisions to changes made by the act; amending s. 39.807, F.S.; revising a guardian ad litem’s responsibilities and authorities; deleting provisions relating to a guardian ad litem’s bond and service of pleadings and papers; amending s. 39.808, F.S.; conforming provisions to changes made by the act; amending s. 39.815, F.S.; conforming provisions to changes made by the act; repealing s. 39.820, F.S., relating to definitions of the terms “guardian ad litem” and “guardian advocate”; amending s. 39.821, F.S.; making technical changes; amending s. 39.822, F.S.; specifying that a guardian ad litem is a fiduciary; requiring a guardian ad litem to provide certain representation; specifying the responsibilities of a guardian ad litem; requiring that guardians ad litem have certain access to the children they represent; specifying that a guardian ad litem is not required to post bond but must file an acceptance of the appointment; specifying that a guardian ad litem is entitled to receive service of certain pleadings and papers; clarifying a provision relating to parental reimbursement of guardian ad litem representation; amending s. 39.827, F.S.; revising persons authorized to inspect and copy certain records; amending s. 39.8296, F.S.; making technical changes; revising the duties and appointment of the executive director of the Statewide Guardian ad Litem Office; revising the office’s responsibilities; amending s. 39.8297, F.S.; conforming provisions to changes made by the act; amending s. 39.8298, F.S.; authorizing the Statewide Guardian ad Litem Office to create or designate local direct-support organizations; authorizing the executive director to designate such organizations; conforming provisions to changes made by the act; requiring certain moneys to be held in a separate depository account; amending ss. 119.071, 322.09, 394.495, 627.746, 768.28, 934.255, and 960.065, F.S.; conforming cross-references; creating s. 1009.898, F.S.; authorizing the Pathway to Prosperity program to provide certain grants to youth and young adults aging out of foster care; specifying that grants remain available for a certain timeframe for youth aging out of foster care who have reunited with parents; providing a directive to the Division of Law Revision; providing an effective date.

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

CS for SB 1402—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining terms; providing an exemption from public records requirements for investigative genetic genealogy information and materials; authorizing and requiring the disclosure of such information and materials under certain circumstances; 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 Health Policy; and Senator Davis—

CS for SB 1408—A bill to be entitled An act relating to the sickle cell program; providing a short title; amending s. 381.815, F.S.; requiring the Department of Health to establish a grant program for the prevention, care, and treatment of sickle cell disease and sickle cell trait or sickle cell trait carriers and for certain educational programs; requiring the department to develop application criteria and standards of eligibility for grants under the program; requiring the department to ensure that grant funds are used for specified purposes; requiring the department to conduct a specified study; requiring the department to adopt rules; providing an effective date.

By the Committee on Regulated Industries; and Senator Bradley—

CS for SB 1418—A bill to be entitled An act relating to emergency communications; amending s. 365.172, F.S.; revising a short title; revising legislative intent; revising and defining terms; renaming the E911 Board as the Emergency Communications Board; providing the purpose of the board; revising the composition of the board; establishing board responsibilities; requiring the board to administer fees; authorizing the board to create subcommittees; authorizing the board to establish schedules for implementing certain wireless systems and improvements; establishing notice and publication requirements before distribution of revenues; providing for priority of county applications for funds; requiring board oversight of such funds; eliminating certain authority of the board; providing for the board's authority to implement changes to the allocation percentages or to adjust the fee; revising the frequency of board meetings and the business to be conducted at such meetings; revising the composition of a committee that reviews requests for proposals from the board regarding independent accounting firm selection; revising provisions relating to the public safety emergency communications systems fee; requiring uniform application and imposition of the fee; revising the factors that the board considers when setting percentages or contemplating adjustments to the fee; updating provisions relating to the prepaid wireless public safety emergency communications systems fee; revising emergency communications and 911 service functions; revising the types of emergency communications equipment and services that are eligible for expenditure of moneys derived from the fee; amending s. 365.173, F.S.; renaming the Communications Number E911 System Fund as the Emergency Communications Fund; revising the percent distribution of the fund; deleting the percent distribution of wireless providers; adding a specified percent distribution to rural counties; amending s. 365.177, F.S.; extending the date by which the Division of Telecommunications within the Department of Management Services is required to develop a plan to upgrade 911 public safety answering points; amending ss. 212.05965, 365.171, and 365.174, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senator Simon—

CS for SB 1478—A bill to be entitled An act relating to criminal sentencing; amending s. 921.0024, F.S.; prohibiting points from being assessed for violations of community sanctions which are resolved under an alternative sanctioning program for purposes of calculations under the Criminal Punishment Code; amending s. 948.06, F.S.; providing for the resolution of low-risk violations of probation through an alternative sanctioning program in certain circumstances; revising the definition of the term “technical violation”; correcting provisions concerning limiting prison sentences for first-time revocations for technical violations; providing for structured sentences when technical violations result in prison terms in certain circumstances; providing time periods for hearing and release of a probationer or offender concerning alleged violations that are low-risk violations; revising the definition of the term “moderate-risk violation”; providing that an alternative sanction is the required method for resolving certain low-risk violations; requiring the state attorney to consent to the offering of an alternative sanction under certain circumstances; requiring a court to impose the recommended sanction for certain low-risk violations; providing an exception; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Garcia—

CS for SB 1540—A bill to be entitled An act relating to elder abuse and vulnerable adult abuse fatality review teams; amending s. 415.1103, F.S.; authorizing the establishment of elder abuse and vulnerable adult abuse fatality review teams in certain areas and for certain purposes; authorizing certain persons and entities to initiate a review team; defining the term “vulnerable adult”; requiring certain representatives to be active participants on a review team; revising review team membership; removing provisions relating to state attorney requirements; authorizing a review team to determine the number and types of incidents to review; requiring members of a review team to sign a confidentiality agreement; creating a criminal penalty; requiring confidentiality agreements to reference such criminal penalty; authorizing continuance for review teams in existence on a certain date; revising review team requirements to conform to changes made by the act; modifying a prohibition against contacting, interviewing, or obtaining information from the family of a victim; expanding immunity from monetary liability to certain persons; providing construction; providing that oral and written communications, information, and records acquired by a review team are not subject to disclosure, discovery, or introduction into evidence in certain proceedings under certain circumstances; specifying that provisions of law relating to a waiver of sovereign immunity still apply; providing that a person who attends a meeting or other authorized activities of a review team may not testify in certain proceedings; providing exceptions and construction; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Garcia—

CS for SB 1542—A bill to be entitled An act relating to public records and public meetings; amending s. 415.1103, F.S.; specifying that information obtained by an elder abuse or vulnerable adult abuse fatality review team which is exempt or confidential and exempt from public records requirements retains its protected status; providing an exemption from public records requirements for personal identifying information of an abuse victim and other specified information contained in records held by a review team; providing an exemption from public meetings requirements for portions of review team meetings during which certain exempt or confidential and exempt information is discussed; providing for future legislative review and repeal of the exemption; providing statements of public necessity; providing an effective date.

By the Committee on Health Policy; and Senator Bradley—

CS for SB 1548—A bill to be entitled An act relating to the Children's Medical Services program; amending s. 383.14, F.S.; deleting a requirement that the Department of Health consult with the Department of Education before prescribing certain newborn testing and screening requirements; authorizing the release of certain newborn screening results to licensed genetic counselors; requiring that newborns have a blood specimen collected for newborn screenings before they reach a specified age; deleting a requirement that newborns be subjected to a certain test; conforming provisions to changes made by the act; revising requirements related to a certain assessment for hospitals and birth centers; deleting a requirement that the department submit a certain annual cost certification as part of its annual legislative budget request; requiring certain health care practitioners and health care providers to prepare and send all newborn screening specimen cards to the State Public Health Laboratory; amending s. 383.145, F.S.; defining the term “toddler”; revising newborn screening requirements for licensed birth centers; requiring that a certain referral for newborn screening be made before the newborn reaches a specified age; requiring early childhood programs and entities that screen for hearing loss to report the screening results to the department within a specified timeframe; amending s. 391.016, F.S.; revising the purposes and functions of the Children's Medical Services program; amending s. 391.021, F.S.; revising definitions; amending s. 391.025, F.S.; revising the scope of the program; amending s. 391.026, F.S.; revising the powers and duties of the Department of Health to conform to changes made by the act; amending s. 391.028, F.S.; revising activities within the purview of the program; deleting a requirement that every office of the program be under the direction of a licensed physician; amending s. 391.029, F.S.;

revising program eligibility requirements; amending s. 391.0315, F.S.; conforming provisions to changes made by the act; repealing s. 391.035, F.S., relating to provider qualifications; amending s. 391.045, F.S.; conforming provisions to changes made by the act; amending s. 391.055, F.S.; conforming provisions to changes made by the act; deleting specifications for the components of the program; deleting certain requirements for newborns referred to the program through the newborn screening program; amending s. 391.097, F.S.; conforming a provision to changes made by the act; repealing part II of chapter 391, F.S., relating to Children's Medical Services councils and panels; providing legislative findings and intent; transferring operation of the Children's Medical Services Managed Care Plan from the department to the Agency for Health Care Administration, effective on a specified date; providing construction as to judicial and administrative actions pending as of a specified date and time; requiring the department's Children's Medical Services program to collaborate with and assist the agency in specified activities; requiring the department to conduct certain clinical eligibility screenings; requiring the agency and the department to submit a report to the Legislature by a specified date; providing requirements for the report; amending s. 409.974, F.S.; requiring the agency to competitively procure one or more vendors to provide services for certain children with special health care needs; requiring the department's Children's Medical Services program to assist the agency in developing certain specifications for the vendor contract; requiring the department to conduct clinical eligibility screenings for services for such children and collaborate with the agency in the care of such children; conforming a provision to changes made by the act; amending ss. 409.166, 409.811, 409.813, 409.8134, 409.814, 409.815, 409.817, 409.818, 409.912, 409.9126, 409.9131, 409.920, and 409.962, F.S.; conforming provisions to changes made by the act; providing effective dates.

By the Committee on Children, Families, and Elder Affairs; and Senator Thompson—

CS for SB 1578—A bill to be entitled An act relating to Florida Children's Initiatives; amending s. 409.147, F.S.; revising legislative findings; revising the definition of the term "resident"; revising the objectives for certain working groups; providing that the Florida Children's Initiatives are administratively housed in the Department of Children and Families but are not subject to certain control, supervision, or direction by the department; clarifying provisions relating to a corporation established for a specified purpose; revising legislative intent; clarifying provisions relating to the creation, implementation, and operation of Florida Children's Initiatives; providing an effective date.

By the Committee on Health Policy; and Senators Brodeur and Garcia—

CS for SB 1594—A bill to be entitled An act relating to the Agency for Persons with Disabilities; amending s. 393.063, F.S.; revising and defining terms; amending s. 393.065, F.S.; requiring the Agency for Persons with Disabilities to make certain eligibility determinations within specified timeframes; authorizing the agency to request additional documentation from applicants if it is necessary to make an eligibility determination; providing eligibility requirements for applicants; authorizing a designee of the agency to notify applicants of eligibility determinations; requiring that the agency authorize admission of certain individuals to an intermediate care facility; requiring the agency or its designee to conduct a certain comprehensive assessment of an individual as part of the authorization; revising provisions related to the home and community-based services Medicaid waiver program; requiring the agency to assign clients seeking such waiver services to their appropriate enrollment categories based on specified criteria; revising requirements for the prioritization of clients waiting for such services; providing eligibility criteria for such services; conforming provisions to changes made by the act; amending s. 393.0651, F.S.; conforming provisions to changes made by the act; amending s. 393.0655, F.S.; revising background screening requirements for certain direct service providers; amending s. 393.067, F.S.; requiring the licensure of adult day training programs; conforming related application and licensure provisions to changes made by the act; providing for comprehensive emergency management plans of adult day training programs; providing for inspections of adult day training programs; requiring adult day training programs to adhere to specified rights; conforming provisions to changes made by the act; amending s.

393.0673, F.S.; revising provisions related to disciplinary action against certain licensees to include licensed adult day training programs; providing that for purposes of disciplinary action for certain violations, a licensee is ultimately responsible for the care and supervision of clients in its facility or participants of the program; providing construction; revising grounds for denial of a licensure application; defining the term "good moral character"; authorizing the agency to immediately suspend or revoke the license of adult day training programs under certain circumstances; authorizing the agency to impose an immediate moratorium on service authorizations to licensed facilities and adult day training programs under certain circumstances; amending s. 393.0678, F.S.; conforming provisions to changes made by the act; making a technical change; amending s. 393.135, F.S.; conforming provisions to changes made by the act; repealing s. 393.18, F.S., relating to comprehensive transitional education programs; amending s. 394.875, F.S.; conforming a provision to changes made by the act; amending ss. 383.141, 400.063, and 1002.394, F.S.; conforming cross-references; providing an effective date.

By the Committee on Community Affairs; and Senator Ingoglia—

CS for SB 1604—A bill to be entitled An act relating to land use and development regulations; amending s. 163.3177, F.S.; revising the planning periods that must be included in a comprehensive plan; amending s. 163.3191, F.S.; requiring local governments to determine if plan amendments are necessary to reflect a certain minimum planning period; specifying requirements for a certain notification; requiring, rather than encouraging, a local government to comprehensively evaluate and update its comprehensive plan to reflect changes in local conditions; requiring updates to certain elements of the comprehensive plan to be processed in the same plan amendment cycle; prohibiting a local government from initiating or adopting any publicly initiated plan amendments to its comprehensive plan under certain circumstances; providing applicability; prohibiting a certain denial of plan amendments from being based on the failure of a local government to update its comprehensive plan; requiring the state land planning agency to provide population projections if a local government fails to update its comprehensive plan; requiring the local government to update its comprehensive plan within a specified timeframe after receiving the population projections and transmit the update within a specified timeframe; requiring the state land planning agency to establish a certain timeline if such update is not in compliance; authorizing the local government to seek approval from the state land planning agency to process publicly initiated plan amendments under certain circumstances; authorizing the local government to provide certain alternative population projections under certain circumstances; amending s. 163.3202, F.S.; revising exceptions to applicability of land development regulations relating to single-family or two-family dwelling building design elements; deleting the definition of the terms "planned unit development" or "master planned community"; amending s. 189.08, F.S.; conforming a cross-reference; providing an effective date.

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

CS for SB 1606—A bill to be entitled An act relating to the Florida Museum of Black History; creating s. 267.0722, F.S.; creating the Florida Museum of Black History Task Force within the Division of Historical Resources of the Department of State; providing for the appointment of task force members by the Governor and the Legislature; providing requirements for members of the task force; prohibiting compensation for members of the task force; providing that task force members are entitled to receive reimbursement for per diem and travel expenses; requiring the division to provide staff and expend funds as necessary to assist the task force; requiring the task force to develop certain plans and recommendations; requiring the task force to submit a report to the Governor and the Legislature before a certain date; providing for the expiration of the task force; authorizing the Legislature to consider the commissioning, construction, operation, and administration of a Florida Museum of Black History; providing an effective date.

By the Committee on Banking and Insurance; and Senator Rodriguez—

CS for SB 1614—A bill to be entitled An act relating to public safety emergency communications systems; amending s. 553.79, F.S.; requiring a licensed contractor to submit a certain design if an interior radio coverage and signal strength assessment of a new building determines a two-way radio communications enhancement system installation is required; specifying restrictions on a local jurisdiction's withholding issuance of a temporary certificate of occupancy for the building; requiring the local jurisdiction to require installation of such a system within a certain timeframe; amending s. 633.202, F.S.; requiring new and existing buildings to meet certain minimum radio signal strength requirements, except under certain circumstances; specifying the authority of local authorities having jurisdiction relating to two-way radio communications enhancement systems; specifying requirements for, and restrictions on, such authorities; providing requirements for obtaining and maintaining the consent of frequency license holders; exempting certain occupancies and buildings from certain signal strength and assessment requirements; providing applicability and construction; requiring the State Fire Marshal to incorporate provisions in the Florida Fire Prevention Code; authorizing the State Fire Marshal to adopt rules; amending s. 843.16, F.S.; exempting certain installations of two-way radio communications enhancement systems from prohibitions against the installation or transportation of certain radio equipment; amending s. 440.103, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Transportation; and Senator Davis—

CS for SB 1646—A bill to be entitled An act relating to commercial service airport transparency and accountability; amending s. 332.0075, F.S.; defining the term “consent agenda”; revising information required to be posted on the website of a governing body; requiring a commercial service airport to use specified competitive solicitation processes for certain purchases of commodities or contractual services; requiring a governing body to approve, award, or ratify certain contracts by separate line item on the agenda if such contracts exceed specified amounts; prohibiting such contracts from being approved, awarded, or ratified as part of a consent agenda; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Bradley—

CS for SB 1648—A bill to be entitled An act relating to public records; amending s. 501.173, F.S.; providing an exemption from public records requirements for information relating to investigations by the Department of Legal Affairs and law enforcement agencies of certain data privacy violations; 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 Senators DiCeglie and Perry—

CS for SB 1672—A bill to be entitled An act relating to temporary airports; amending s. 330.27, F.S.; revising the definition of the term “temporary airport”; amending s. 330.30, F.S.; requiring certain documentation to be submitted to the Department of Transportation for temporary airport site approval and temporary airport registration; requiring a temporary airport to obtain registration before operation of aircraft to or from the airport; requiring the department to publish certain notice of intent to approve or deny an application for temporary site approval and registration; specifying the period during which such application may be approved or denied; deeming temporary airport registration complete if the department grants site approval; removing a condition for licensure or registration as a temporary airport; prohibiting approval of subsequent temporary airport registration applications under certain circumstances; revising an exemption from certain provisions for an airport used for aerial application or spraying of crops; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Judiciary; and Senator Polsky—

CS for SB 12—A bill to be entitled An act for the relief of Ricardo Medrano-Arzate and Eva Chavez-Medrano, as personal representatives of Hilda Medrano, by the Okeechobee County Sheriff's Office; providing for an appropriation of funds to pay Ricardo Medrano-Arzate and Eva Chavez-Medrano for the damages awarded in connection with the death of their daughter as a result of the negligence of the Okeechobee County Sheriff's Office; providing a limitation on the payment of compensation, attorney and lobbying fees, and costs or similar expenses; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Commerce and Tourism; and Senator Bradley—

CS for SB 262—A bill to be entitled An act relating to technology transparency; creating s. 112.23, F.S.; defining terms; prohibiting officers or salaried employees of governmental entities from using their positions or state resources to make certain requests of social media platforms; prohibiting governmental entities from initiating or maintaining agreements or working relationships with social media platforms under a specified circumstance; providing exceptions; creating s. 501.173, F.S.; providing applicability; defining terms; prohibiting a controller from collecting certain consumer information without the consumer's authorization; requiring controllers that collect a consumer's personal information to disclose certain information regarding data collection and selling practices to the consumer at or before the point of collection; specifying that such information may be provided through a general privacy policy or through a notice informing the consumer that additional specific information will be provided upon a certain request; prohibiting controllers from collecting additional categories of personal information or using personal information for additional purposes without notifying the consumer; requiring controllers that collect personal information to implement reasonable security procedures and practices to protect such information; authorizing consumers to request controllers to disclose the specific personal information the controller has collected about the consumer; requiring controllers to make available two or more methods for consumers to request their personal information; requiring controllers to provide such information free of charge within a certain timeframe and in a certain format upon receiving a verifiable consumer request; specifying requirements for third parties with respect to consumer information acquired or used; providing construction; authorizing consumers to request controllers to delete or correct personal information collected by the controllers; providing exceptions; specifying requirements for controllers to comply with deletion or correction requests; authorizing consumers to opt out of third-party disclosure of personal information collected by a controller; prohibiting controllers from selling or disclosing the personal information of consumers younger than a certain age, except under certain circumstances; prohibiting controllers from selling or sharing a consumer's information if the consumer has opted out of such disclosure; prohibiting controllers from taking certain actions to retaliate against consumers who exercise certain rights; providing applicability; providing that a contract or agreement that waives or limits certain consumer rights is void and unenforceable; authorizing the Department of Legal Affairs to bring an action under the Florida Deceptive and Unfair Trade Practices Act and to adopt rules; requiring the department to submit an annual report to the Legislature; providing report requirements; providing that controllers must have a specified timeframe to cure any violations; providing jurisdiction; declaring that the act is a matter of statewide concern; preempting the collection, processing, sharing, and sale of consumer personal information to the state; amending s. 501.171, F.S.; revising the definition of “personal information”; amending s. 16.53, F.S.; requiring that certain attorney fees, costs, and penalties recovered by the Attorney General be deposited in the Legal Affairs Revolving Trust Fund; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Criminal Justice; and Senators Burgess and Perry—

CS for SB 376—A bill to be entitled An act relating to automatic sealing of criminal history records and making confidential related court records; amending s. 943.0595, F.S.; requiring a clerk of the court to automatically keep confidential court records related to certain criminal history records that meet specified criteria; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Criminal Justice; and Senator Davis—

CS for SB 424—A bill to be entitled An act relating to time limitations for prosecution of certain sexual battery offenses; amending s. 775.15, F.S.; revising the time limitations for prosecution of specified sexual battery offenses committed on victims 18 years of age or older in certain circumstances; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Criminal Justice; and Senator Burgess—

CS for SB 510—A bill to be entitled An act relating to victim's right to candor in criminal proceedings; amending s. 960.001, F.S.; requiring that a victim be notified that he or she has the right to be informed of specified information if contacted by certain persons acting on behalf of a defendant in a criminal proceeding; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Community Affairs; and Senator Hooper—

CS for SB 512—A bill to be entitled An act relating to building construction; amending s. 489.105, F.S.; revising definitions; amending s. 553.79, F.S.; requiring local building code administrators, plans examiners, or inspectors to provide certain information to the local enforcing agency under certain circumstances; prohibiting local enforcing agencies from making or requiring substantive changes to plans or specifications after a permit has been issued; providing exceptions; requiring local enforcing agencies that require substantive changes to plans or specifications after a permit has been issued to provide certain information to the permit holder in writing; providing that a plans examiner, inspector, or building code administrator is subject to disciplinary action under certain circumstances; amending s. 633.208, F.S.; requiring local fire officials to provide certain information to a permit applicant if building plans do not comply with the Florida Fire Prevention Code or the Life Safety Code; prohibiting a municipality, county, or special district from making or requiring substantive changes to building plans after a permit has been issued; providing exceptions; requiring a local fire official to provide certain information to the permit holder if a municipality, county, or special district requires substantive changes to building plans after a permit is issued; providing that a local fire official who is a certified firesafety inspector is subject to disciplinary action under certain circumstances; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Judiciary; and Senator Gruters—

CS for SB 694—A bill to be entitled An act relating to private property for motor vehicle parking; amending s. 715.075, F.S.; requiring that invoices for parking charges be sent by certified mail to a specified party; prohibiting the assessment of a late fee before a certain period; prohibiting a county or municipality from adopting a certain ordinance or regulation; prohibiting a private property owner or operator from charging specified parties under certain conditions; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Education Pre-K -12; and Senators Rodriguez and Jones—

CS for SB 926—A bill to be entitled An act relating to the Florida Virtual School; creating s. 1008.213, F.S.; providing for flexibility in the administration of specified assessments for Florida Virtual School full-time students of military families residing outside this state; providing that such assessments for students granted such flexibility must be administered securely by persons who meet specified criteria at a certain location; providing a process for the parents or guardians of such students to request the flexibility in assessment administration from the Florida Virtual School; providing requirements for such parents or guardians, the Florida Virtual School, and the Department of Education in such process; authorizing the Legislature to request a report from the Florida Virtual School regarding requests for flexibility in assessment administration; requiring the State Board of Education to adopt rules; amending s. 1008.22, F.S.; providing flexibility in the administration of specified assessments for certain Florida Virtual School students; defining the term “child of a military family residing outside this state who is eligible for flexibility in assessment administration”; providing requirements for such flexibility in assessment administration; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Regulated Industries; and Senator Rodriguez—

CS for SB 1114—A bill to be entitled An act relating to homeowners' associations; providing a short title; amending s. 720.303, F.S.; requiring certain officers or directors of an association to be removed from office under certain circumstances; specifying how a vacancy on the association board must be filled; providing restrictions on certain officers and directors; specifying when an officer or director is required to be reinstated; requiring an association to maintain designated addresses as official records; specifying what constitutes a designated address; conforming provisions to changes made by the act; prohibiting certain funds from being commingled with other association funds; authorizing a member to request an accounting from an association under certain circumstances; requiring an association to provide such accounting and remit unused funds to the member within specified timeframes; amending s. 720.3033, F.S.; providing criminal and civil penalties for certain actions by officers, directors, or managers of an association; requiring directors and officers of the association to disclose certain activity and relationships to the association within a specified timeframe; creating a rebuttable presumption of a conflict of interest if certain acts occur; amending s. 720.305, F.S.; restricting certain attorney fees and fines; specifying the types of violations for which an association may levy fines; specifying where certain notice must be delivered; providing requirements for such notice; authorizing parcel owners to attend certain hearings by telephone or other electronic means; requiring a specified notice after a hearing; conforming provisions to changes made by the act; creating s. 720.3065, F.S.; providing criminal penalties for certain fraudulent voting activities; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Commerce and Tourism; and Senator Boyd—

CS for SB 1242—A bill to be entitled An act relating to registrations and transfers of heating, ventilation, and air-conditioning system manufacturer warranties; creating s. 559.956, F.S.; specifying that certain warranties for heating, ventilation, and air-conditioning (HVAC) systems are automatically transferred and remain in effect under certain circumstances relating to the conveyance of property; specifying that a warrantor continues to be obligated under the terms of such transferred warranty; prohibiting warrantors from charging a fee for such transfers; specifying that such transfers do not extend the remaining term of a warranty; deeming manufacturers' warranties for HVAC systems registered with the manufacturer if certain requirements are met; requiring certain contractors installing HVAC systems to provide certain documentation; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Community Affairs; and Senator Collins—

CS for SB 1256—A bill to be entitled An act relating to preemption over utility service restrictions; amending s. 366.032, F.S.; prohibiting certain local governmental entities, subject to specified exceptions, from enacting or enforcing a resolution, an ordinance, a rule, a code, or a policy or from taking any action that restricts or prohibits or has the effect of restricting or prohibiting the use of appliances; revising an exception to preemption; defining the term “appliance”; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Transportation; and Senators Grall and Perry—

CS for SB 1290—A bill to be entitled An act relating to operation of a golf cart; amending s. 316.212, F.S.; authorizing water control districts to designate certain roads for the operation of golf carts; requiring county approval to make such designation; prohibiting a person from operating a golf cart on certain roadways unless he or she possesses a valid learner’s driver license or valid driver license that is not suspended or revoked; amending s. 322.04, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Judiciary; and Senator Torres—

CS for SB 1302—A bill to be entitled An act relating to translation services; amending ss. 28.35 and 28.215, F.S.; authorizing a clerk of the circuit court to provide translation services; creating s. 28.217, F.S.; authorizing a clerk of the circuit court to contract with a third-party translation service provider to provide translation services; requiring that such service by a clerk of the circuit court be ministerial assistance only; prohibiting a clerk of the circuit court from providing legal advice; providing construction; providing that the clerk of the circuit court is not required to provide translation services; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Commerce and Tourism; and Senators Yarborough and Rodriguez—

CS for SB 1308—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; revising definitions; prohibiting certain telephonic sales calls; providing conditions under which civil actions may not be brought for specified violations; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Education Pre-K -12; and Senator Boyd—

CS for SB 1328—A bill to be entitled An act relating to charter school capital outlay funding; amending s. 212.055, F.S.; revising the form of a resolution proposing a school capital outlay surtax regarding the sharing of surtax revenues with charter schools; conforming a cross-reference; reenacting and amending s. 1013.62, F.S.; revising the manner of determining charter school capital outlay funding; requiring district school boards to share certain funds with eligible charter schools if certain conditions are met; providing a calculation methodology for the Department of Education to determine the amount of funds the district school board must distribute; requiring the school district to distribute the funds by a specified date; requiring each school district to annually certify certain information to the department by a specified date; requiring the Auditor General to verify compliance during audits; providing applicability; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Children, Families, and Elder Affairs; and Senator Thompson—

CS for SB 1578—A bill to be entitled An act relating to Florida Children’s Initiatives; amending s. 409.147, F.S.; revising legislative findings; revising the definition of the term “resident”; revising the objectives for certain working groups; providing that the Florida Children’s Initiatives are administratively housed in the Department of Children and Families but are not subject to certain control, supervision, or direction by the department; clarifying provisions relating to a corporation established for a specified purpose; revising legislative intent; clarifying provisions relating to the creation, implementation, and operation of Florida Children’s Initiatives; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Health Policy; and Senators Brodeur and Garcia—

CS for SB 1594—A bill to be entitled An act relating to the Agency for Persons with Disabilities; amending s. 393.063, F.S.; revising and defining terms; amending s. 393.065, F.S.; requiring the Agency for Persons with Disabilities to make certain eligibility determinations within specified timeframes; authorizing the agency to request additional documentation from applicants if it is necessary to make an eligibility determination; providing eligibility requirements for applicants; authorizing a designee of the agency to notify applicants of eligibility determinations; requiring that the agency authorize admission of certain individuals to an intermediate care facility; requiring the agency or its designee to conduct a certain comprehensive assessment of an individual as part of the authorization; revising provisions related to the home and community-based services Medicaid waiver program; requiring the agency to assign clients seeking such waiver services to their appropriate enrollment categories based on specified criteria; revising requirements for the prioritization of clients waiting for such services; providing eligibility criteria for such services; conforming provisions to changes made by the act; amending s. 393.0651, F.S.; conforming provisions to changes made by the act; amending s. 393.0655, F.S.; revising background screening requirements for certain direct service providers; amending s. 393.067, F.S.; requiring the licensure of adult day training programs; conforming related application and licensure provisions to changes made by the act; providing for comprehensive emergency management plans of adult day training programs; providing for inspections of adult day training programs; requiring adult day training programs to adhere to specified rights; conforming provisions to changes made by the act; amending s. 393.0673, F.S.; revising provisions related to disciplinary action against certain licensees to include licensed adult day training programs; providing that for purposes of disciplinary action for certain violations, a licensee is ultimately responsible for the care and supervision of clients in its facility or participants of the program; providing construction; revising grounds for denial of a licensure application; defining the term “good moral character”; authorizing the agency to immediately suspend or revoke the license of adult day training programs under certain circumstances; authorizing the agency to impose an immediate moratorium on service authorizations to licensed facilities and adult day training programs under certain circumstances; amending s. 393.0678, F.S.; conforming provisions to changes made by the act; making a technical change; amending s. 393.135, F.S.; conforming provisions to changes made by the act; repealing s. 393.18, F.S., relating to comprehensive transitional education programs; amending s. 394.875, F.S.; conforming a provision to changes made by the act; amending ss. 383.141, 400.063, and 1002.394, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Community Affairs; and Senator Ingoglia—

CS for SB 1604—A bill to be entitled An act relating to land use and development regulations; amending s. 163.3177, F.S.; revising the planning periods that must be included in a comprehensive plan; amending s. 163.3191, F.S.; requiring local governments to determine if plan amendments are necessary to reflect a certain minimum planning period; specifying requirements for a certain notification; requiring, rather than encouraging, a local government to comprehensively eval-

uate and update its comprehensive plan to reflect changes in local conditions; requiring updates to certain elements of the comprehensive plan to be processed in the same plan amendment cycle; prohibiting a local government from initiating or adopting any publicly initiated plan amendments to its comprehensive plan under certain circumstances; providing applicability; prohibiting a certain denial of plan amendments from being based on the failure of a local government to update its comprehensive plan; requiring the state land planning agency to provide population projections if a local government fails to update its comprehensive plan; requiring the local government to update its comprehensive plan within a specified timeframe after receiving the population projections and transmit the update within a specified timeframe; requiring the state land planning agency to establish a certain timeline if such update is not in compliance; authorizing the local government to seek approval from the state land planning agency to process publicly initiated plan amendments under certain circumstances; authorizing the local government to provide certain alternative population projections under certain circumstances; amending s. 163.3202, F.S.; revising exceptions to applicability of land development regulations relating to single-family or two-family dwelling building design elements; deleting the definition of the terms “planned unit development” or “master planned community”; amending s. 189.08, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Rules.

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

CS for SB 1606—A bill to be entitled An act relating to the Florida Museum of Black History; creating s. 267.0722, F.S.; creating the Florida Museum of Black History Task Force within the Division of Historical Resources of the Department of State; providing for the appointment of task force members by the Governor and the Legislature; providing requirements for members of the task force; prohibiting compensation for members of the task force; providing that task force members are entitled to receive reimbursement for per diem and travel expenses; requiring the division to provide staff and expend funds as necessary to assist the task force; requiring the task force to develop certain plans and recommendations; requiring the task force to submit a report to the Governor and the Legislature before a certain date; providing for the expiration of the task force; authorizing the Legislature to consider the commissioning, construction, operation, and administration of a Florida Museum of Black History; providing an effective date.

—was referred to the Committee on Fiscal Policy.

By the Committee on Transportation; and Senator Davis—

CS for SB 1646—A bill to be entitled An act relating to commercial service airport transparency and accountability; amending s. 332.0075, F.S.; defining the term “consent agenda”; revising information required to be posted on the website of a governing body; requiring a commercial service airport to use specified competitive solicitation processes for certain purchases of commodities or contractual services; requiring a governing body to approve, award, or ratify certain contracts by separate line item on the agenda if such contracts exceed specified amounts; prohibiting such contracts from being approved, awarded, or ratified as part of a consent agenda; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Commerce and Tourism; and Senator Bradley—

CS for SB 1648—A bill to be entitled An act relating to public records; amending s. 501.173, F.S.; providing an exemption from public records requirements for information relating to investigations by the Department of Legal Affairs and law enforcement agencies of certain data privacy violations; 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.

By the Committee on Transportation; and Senators DiCeglie and Perry—

CS for SB 1672—A bill to be entitled An act relating to temporary airports; amending s. 330.27, F.S.; revising the definition of the term “temporary airport”; amending s. 330.30, F.S.; requiring certain documentation to be submitted to the Department of Transportation for temporary airport site approval and temporary airport registration; requiring a temporary airport to obtain registration before operation of aircraft to or from the airport; requiring the department to publish certain notice of intent to approve or deny an application for temporary site approval and registration; specifying the period during which such application may be approved or denied; deeming temporary airport registration complete if the department grants site approval; removing a condition for licensure or registration as a temporary airport; prohibiting approval of subsequent temporary airport registration applications under certain circumstances; revising an exemption from certain provisions for an airport used for aerial application or spraying of crops; providing an effective date.

—was referred to the Committee on Fiscal Policy.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **CS for SB 106** which he approved on April 11, 2023.

EXECUTIVE BUSINESS

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 Athletic Training Appointee: Riddle, Kari, Confidential pursuant to s. 119.071(4), F.S.	10/31/2026
Board of Chiropractic Medicine Appointee: Roberts, Michael, Clearwater	10/31/2026

Referred to the Committee on Ethics and Elections.

ENROLLING REPORTS

CS for SB 106 has been enrolled, signed by the required constitutional officers, and presented to the Governor on April 11, 2023.

Tracy C. Cantella, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 4 was corrected and approved.

CO-INTRODUCERS

Senators Avila—CS for SB 224; Garcia—SB 662; Ingoglia—CS for SB 224

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 5:42 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 3:00 p.m., Wednesday, April 12 or upon call of the President.

SENATE PAGES

April 10-14, 2023

Gordon Anderson, Panama City Beach; Krupal Bandi, Tallahassee; Brooke Bastedo, Panama City Beach; Fitzroy Calvin, Jr., Jacksonville; Fredesha Calvin, Jacksonville; Annabelle Crosby, Panama City; Megan Crowder, Orlando; Madison Dent, Orlando; Bailey Foles, Pace; AJ

Fonseca, Biscayne Park; Navaria Gardner, Jacksonville; Christian Gonzalez, Longwood; Sara Henkel, Seminole; Charlie Holmes, Panama City; George Kanistras, Oviedo; Talmage Kanistras, Oviedo; Linnea Magee, Tallahassee; Imani Majors, Winter Park; Mia Mazurkiewicz, Cape Coral; Emma Ramsey, Merritt Island; Aubrey Rosenhaus, Miami Beach; Matthew Salek, Jacksonville; Lily Stahlman, Winter Park; Emma Taintor, Fort Lauderdale



Journal of the Senate

Number 15—Regular Session

Wednesday, April 12, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 3:00 p.m. A quorum present—39:

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough

PRAYER

The following prayer was offered by Pastor Pam Olsen, Hilltop House of Prayer, Tallahassee:

Dear Heavenly Father, we come to you this afternoon with thanksgiving this 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 just be the motto of our state and nation, but a reality in each of our hearts today and every day. May we truly trust in you. 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 have freedom to stand and pray in our state capitol. May we always have this freedom.

God, we seek your face today asking you to guide the business of our state. Our nation is still deeply divided and our leaders need great wisdom in this urgent hour of history. Lord, we ask you to touch Governor DeSantis, Senate President Passidomo, and Speaker Paul Renner as they lead our state. They need wisdom, direction, and strategies from heaven as they navigate through the business of our state. May each walk in humility and do what’s right before your eyes and for the people of Florida.

Keep your hand on all of us and all of our leaders and legislators, both in this Senate and in the House of Representatives, the Florida Supreme Court Justices, their families, and their staff as well. Give our leaders great grace and strength to finish this session well. I am so thankful for President Kathleen Passidomo’s and Senate President Pro Tempore Dennis Baxley’s leadership in this Senate. Continue to guide

them as they stand for the families in Florida. We need your love and guidance. My prayer is that you break down the walls that divide us and cause all of our leaders to walk in humility, kindness, and love as they ponder the bills that are still before them. May 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 sight.

Lord, Florida is a forerunner state to this nation, and 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.” May Florida speak life, freedom, revival, and reformation to our nation.

God, please bless the great State of Florida and our nation. Lord, as I close this prayer, I ask you once again to lead the Senators today in a mighty way and throughout the rest of this session. Give these leaders supernatural joy for this journey. Touch their families and give them joy. God, fill this place with your love and peace. We thank you and praise you. I ask this according to my Christian faith. In Jesus’ name, Amen.

PLEDGE

Senate Pages, Bailey Foles of Pace; Matthew Salek of Jacksonville; and Lily Mae Stahlman of Winter Park, 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. Julia Jenkins of Clearwater, sponsored by Senator Hooper, as the doctor of the day. Dr. Jenkins specializes in family medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Perry—

By Senator Perry—

SR 1730—A resolution recognizing April 12, 2023, as “Gator Day” in Florida.

WHEREAS, the University of Florida (UF) is ranked among the nation’s very best universities, remaining fifth for the second year in a row among all public universities in the 2023 *U.S. News & World Report* Best Colleges rankings, and

WHEREAS, University of Florida faculty surpassed \$1 billion in research spending for the first time in 2022, funding that leads to treatments for diseases, new agricultural products, and advances in engineering and many other fields, and UF now belongs to an exclusive group of 15 public universities nationally that are at the \$1 billion milestone, and

WHEREAS, for the first time in 2023, *U.S. News & World Report* ranked the University of Florida as the top institution in the country to offer an online bachelor’s degree for veterans and active-duty servicemembers, acknowledging the university’s longstanding tradition of supporting U.S. military members pursuing higher education, and

WHEREAS, UF Online, the university’s online bachelor’s degree program, is ranked as the stand-alone No. 1 Best Online Bachelor’s Program in the nation by *U.S. News & World Report*, recognizing the

university’s continued excellence in delivering world-class educational opportunities across platforms, and

WHEREAS, the University of Florida ranks No. 2 nationally among public universities and No. 4 among all public and private universities for students’ economic return, according to Degree Choices Best College Rankings, leading students to greater financial security, and

WHEREAS, the University of Florida ranks first among public universities and second nationwide in a report by Heartland Forward that evaluates which U.S. universities are best at moving new discoveries from the laboratory to the real world through research commercialization and STEM graduates, and

WHEREAS, eleven students from UF were selected for the Fulbright U.S. Student Program for academic year 2022-2023, and for the first time in a decade, the U.S. Department of State’s Bureau of Educational and Cultural Affairs named the University of Florida a Fulbright Top Producing Institution for U.S. Students, recognizing UF among those U.S. colleges and universities that had the highest number of applicants selected for the 2022-2023 Fulbright awards, and

WHEREAS, the University of Florida has installed HiPerGator AI, one of higher education’s most powerful supercomputers, for training and research purposes, and is the first institution to adopt an “AI Across the Curriculum” model so that every student, regardless of discipline, has at least a basic familiarity with how artificial intelligence will meet societal needs ranging from health care to education to national security, and

WHEREAS, the University of Florida, in partnership with the State of Florida and industry leaders, is leading the way in developing an AI-skilled workforce of tomorrow by designing AI for K-12, a framework for Florida’s elementary and secondary schools’ AI coursework, with the goal of increasing students’ awareness of how AI is used in their everyday lives and their knowledge of how AI works, and

WHEREAS, UF Health is a top-ranked health care destination attracting the brightest students, scholars, scientists, and health care providers, all ready to tackle patients’ greatest challenges, and

WHEREAS, UF Health contributes more than \$4.6 billion annually to Florida’s overall economy and is uniquely positioned at the forefront of medicine to make discoveries that lead to clinical breakthroughs, and

WHEREAS, UF Health Shands Children’s Hospital remains one of the Southeast’s premier pediatric medical centers, ranking as Florida’s No. 1 children’s hospital, with five pediatric specialties earning it the elite distinction of being ranked among the nation’s best by *U.S. News & World Report*, and

WHEREAS, with the integration of Scripps Research Institute into the University of Florida, the Herbert Wertheim UF Scripps Institute for Biomedical Innovation & Technology blends the clinical expertise of a top 5 public university with the creative energies of one of the world’s leading biomedical research organizations, accelerating discoveries that benefit patients, NOW, THEREFORE,

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

That the University of Florida is commended and congratulated for its dedication to the advancement of the State of Florida, and that April 12, 2023, is recognized as “Gator Day” in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to University of Florida President Dr. Ben Sasse 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 774—A bill to be entitled An act relating to ethics requirements for public officials; amending s. 99.061, F.S.; requiring candidates for specified elective offices to file a full and public disclosure at the time of qualifying; authorizing candidates to file a certain verification or receipt with the qualifying officer unless certain conditions

exist; conforming provisions to changes made by the act; amending s. 112.3142, F.S.; revising legislative intent; requiring commissioners of community redevelopment agencies to complete annual ethics training; exempting commissioners who assumed office after a specified date from completing the required annual ethics training for that calendar year; reenacting and amending s. 112.3144, F.S.; requiring specified local officers and members of the Commission on Ethics to file full and public disclosures; requiring the Commission on Ethics to accept federal income tax returns and any attachments or schedules for a specified purpose; deleting the prohibition on including a federal income tax return or a copy thereof for certain filings; requiring the commission to allow a filer to include attachments and other supporting documentation with his or her disclosure; revising the notice the commission sends to specified persons by e-mail; requiring that disclosure statements be filed using the commission’s electronic filing system; revising the deadline for disclosures to be received by the commission; deleting provisions relating to financial statements filed by mail; revising a provision requiring the commission to adopt a specified rule; requiring an individual appointed to replace an elected local officer who leaves office before the end of his or her term to file a full and public disclosure of financial interests annually for the remainder of his or her term in office; amending s. 112.31445, F.S.; requiring the commission to publish a specified notice on the electronic filing system for the disclosure of financial interests; requiring that the filing system allow a filer to include attachments and other supporting documentation; amending s. 112.31446, F.S.; requiring that the electronic filing system allow a filer to submit attachments and other supporting documentation when a disclosure is filed; reenacting and amending s. 112.3145, F.S.; deleting a prohibition on including a federal income tax return or copy thereof in a financial disclosure; deleting a provision requiring specified local officers to file reports with the supervisor of elections of the officer’s county of principal employment or residence; requiring local officers to file their quarterly reports of the names of clients they represent for a fee or commission with the Commission on Ethics; deleting a provision requiring the commission to provide a specified list to the supervisors of elections; requiring the commission to allow a filer to include attachments or other documentation when filing a disclosure; deleting a provision requiring the commission to provide the supervisors of elections a certain list annually by a specified date; requiring the commission to provide a certain notice by e-mail, beginning on a specified date; providing that, beginning on a specified date, paper forms will no longer be provided; requiring the commission, before a specified date, to determine which persons have not submitted a required statement and to send delinquency notices to such persons; requiring that disclosure statements be filed using the electronic filing system, beginning on a specified date; revising the criteria for a rule that the commission must adopt regarding the electronic filing of disclosure statements; requiring the commission to determine the amount of fines for all delinquent filers, beginning on a specified date; conforming provisions to changes made by the act; amending s. 112.317, F.S.; increasing the maximum civil penalty allowed for certain violations related to statements of financial disclosure; amending s. 112.3215, F.S.; requiring the commission to investigate specified entities or individuals that intentionally failed to disclose any material fact or that knowingly submitted false information in certain required reports; authorizing the commission to dismiss certain complaints and investigations; requiring the commission to issue a specified public report if it dismisses such a complaint or investigation; making technical changes; amending s. 112.324, F.S.; revising applicability; requiring the commission to revise financial disclosure forms and rules for the 2022 filing year to conform to changes made by the act; exempting such revisions from specified rulemaking requirements; providing an effective date.

—as amended April 11, was read the third time by title.

On motion by Senator Brodeur, **CS for CS for SB 774**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—35

Madam President	Book	Broxson
Albritton	Boyd	Burgess
Avila	Bradley	Burton
Baxley	Brodeur	Calatayud

Collins	Hutson	Rodriguez
Davis	Ingoglia	Rouson
DiCeglie	Jones	Simon
Garcia	Martin	Stewart
Grall	Mayfield	Trumbull
Gruters	Osgood	Wright
Harrell	Perry	Yarborough
Hooper	Pizzo	

Nays—5

Berman	Powell	Torres
Polsky	Thompson	

CS for CS for SB 154—A bill to be entitled An act relating to condominium and cooperative associations; amending s. 468.4334, F.S.; revising the circumstances under which community association managers or management firms must comply with a specified provision; amending s. 553.899, F.S.; revising legislative findings; revising the definition of the terms “milestone inspection” and “substantial structural deterioration”; revising who must have milestone inspections performed for buildings; revising the deadline for milestone inspections of certain buildings; authorizing local enforcement agencies to make certain determinations relating to milestone inspections after a building reaches a specified age; authorizing local enforcement agencies to extend deadlines for milestone inspections under certain circumstances; authorizing local enforcement agencies to accept certain inspection reports under certain circumstances; deeming the inspections relating to such inspection reports a milestone inspection for certain purposes; revising costs that condominium and cooperative associations are responsible for; revising requirements relating to written notice of required inspections; requiring architects or engineers performing milestone inspections to submit a specified progress report to a local enforcement agency within a specified timeframe under certain circumstances; specifying that associations must distribute copies of certain inspection reports within a specified timeframe and in a specified manner; authorizing municipal governing bodies to adopt certain ordinances relating to association repairs; requiring the Florida Building Commission to adopt rules by a specified date; providing requirements for such rules; conforming provisions; amending s. 627.351, F.S.; revising requirements relating to the purchase of flood insurance as a condition for maintaining certain policies issued by the Citizens Property Insurance Corporation; amending s. 718.103, F.S.; defining the term “alternative funding method”; revising the definition of the term “structural integrity reserve study”; amending s. 718.111, F.S.; making a technical change; amending s. 718.112, F.S.; revising requirements relating to budget meetings; revising condominium association reserve account requirements; revising requirements relating to waiving reserve requirements or providing less reserves than required by law; revising requirements relating to using reserve funds or interest accrued on reserve funds for certain purposes; revising requirements for structural integrity reserve studies and mandatory milestone inspections; providing applicability; conforming provisions to changes made by the act; amending s. 718.1255, F.S.; revising the definition of the term “dispute”; specifying that certain disputes are not subject to nonbinding arbitration and must be submitted to presuit mediation; amending s. 718.113, F.S.; revising requirements relating to maintenance, repair, and replacement of common elements and condominium property; amending s. 718.301, F.S.; revising items that developers are required to deliver to an association upon relinquishing control of the association; amending s. 718.503, F.S.; revising the documents developers are required to provide to prospective buyers or lessees; revising the documents that prospective purchasers are entitled to when purchasing a condominium unit from a unit owner; requiring specified disclosures relating to milestone inspections, turnover inspection reports, and structural integrity reserve studies for certain contracts entered into after a specified date; amending s. 718.504, F.S.; revising requirements for prospectuses and offering circulars; amending s. 719.103, F.S.; revising the definition of the term “structural integrity reserve study”; amending s. 719.104, F.S.; revising rights relating to the official records of a cooperative association; providing maintenance requirements for cooperative associations; amending s. 719.106, F.S.; revising require-

ments relating to budget procedures; revising cooperative association reserve account requirements; revising requirements relating to waiving reserve requirements or providing less reserves than required by law; revising a prohibition on using reserve funds or interest accrued on reserve funds for certain purposes; revising requirements for structural integrity reserve studies and mandatory milestone inspections; providing applicability; conforming provisions to changes made by the act; amending s. 719.301, F.S.; revising items that developers are required to deliver to an association upon relinquishing control of the association; amending s. 719.503, F.S.; revising the types of documents developers are required to provide to prospective buyers and lessees; revising the documents that a prospective purchaser is entitled to when purchasing an interest in cooperative from a unit owner; requiring specified disclosures relating to milestone inspections, turnover inspection reports, and structural integrity reserve studies for certain contracts entered into after a specified date; amending s. 719.504, F.S.; revising requirements for prospectuses and offering circulars; amending ss. 558.002, 718.116, and 720.3085, F.S.; conforming cross-references; reenacting s. 719.1255, F.S., relating to alternative resolution of disputes, to incorporate amendments made to s. 718.1255, F.S., in a reference thereto; reenacting ss. 718.501(1)(f) and 719.501(1)(f), F.S., relating to the rulemaking authority of the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation; providing appropriations; providing effective dates.

—as amended April 11, was read the third time by title.

On motion by Senator Bradley, **CS for CS for SB 154**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

SPECIAL ORDER CALENDAR

CS for SB 196—A bill to be entitled An act relating to guidance services on academic and career planning; amending s. 1003.02, F.S.; requiring district school boards to inform students and parents of certain acceleration, academic, and career planning options; requiring certain information to be included in such notification; amending s. 1003.4156, F.S.; requiring a personalized academic and career plan to be developed in consultation with a certified school counselor for certain students; requiring certain information to be included in such plan; providing an effective date.

—was read the second time by title.

Senator Jones moved the following amendment which was adopted:

Amendment 1 (556184) (with title amendment)—Delete lines 72-73 and insert:
career plan must inform students of high school graduation

And the title is amended as follows:

Delete lines 8-11 and insert: requiring that certain information be included in a personalized academic and career plan; providing an

On motion by Senator Jones, by two-thirds vote, **CS for SB 196**, 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

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

Vote after roll call:

Yea—Book

SB 1442—A bill to be entitled An act relating to terrorism; amending s. 772.13, F.S.; specifying that there is no right to a jury trial under specified provisions and that neither defendants nor certain persons may use the resources of the courts of this state in furtherance of a defense or objection to postjudgment collection proceedings in any postjudgment execution proceedings to enforce certain judgments; providing applicability; providing a directive to the Division of Law Revision; providing an effective date.

—was read the second time by title. On motion by Senator Collins, by two-thirds vote, **SB 1442** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

SPECIAL RECOGNITION

Senator Boyd introduced U.S. Marine Sergeant Keith Stansell, retired, currently serving in the Army National Guard, who was present in the gallery in support of SB 1442, related to Terrorism.

CS for SB 384—A bill to be entitled An act relating to violent offenses committed against criminal defense attorneys; amending s. 775.0823, F.S.; providing for the reclassification of specified offenses committed against criminal defense attorneys; amending ss. 921.0024 and 947.146, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title. On motion by Senator Bradley, by two-thirds vote, **CS for SB 384** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

SB 1396—A bill to be entitled An act relating to the Department of Elderly Affairs; amending s. 400.0069, F.S.; revising the list of individuals who may not be appointed as ombudsmen under the State Long-Term Care Ombudsman Program; amending s. 430.0402, F.S.; revising the definition of the term “direct service provider”; deleting an exemption from level 2 background screening requirements for certain individuals; deleting obsolete language; amending s. 744.2001, F.S.; deleting obsolete language; providing additional duties for the executive director of the Office of Public and Professional Guardians; amending s. 744.2003, F.S.; revising continuing education requirements for professional guardians; amending s. 744.2004, F.S.; requiring the office to notify complainants within a specified timeframe after determining that a complaint against a professional guardian is not legally sufficient; reducing the timeframe within which the office must complete and provide its initial investigative findings and recommendations, if any, to the professional guardian who is the subject of the investigation and to the complainant; requiring the office to provide a certain written statement to the complainant and the professional guardian within a specified timeframe after completing an investigation; deleting obsolete language; amending s. 744.3145, F.S.; providing an additional method of complying with certain instruction and education requirements for court-appointed guardians; amending s. 744.368, F.S.; requiring clerks of the court to report to the office within a specified timeframe after the court imposes any sanctions on a professional guardian; providing an effective date.

—was read the second time by title. On motion by Senator Garcia, by two-thirds vote, **SB 1396** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

CS for SB 408—A bill to be entitled An act relating to fire sprinkler system project permitting; creating s. 553.7953, F.S.; defining terms; requiring replacement fire sprinkler system components to meet certain criteria; authorizing local enforcement agencies to require contractors to submit certain documentation and payment for obtaining a permit for a fire sprinkler system project; prohibiting local enforcement agencies from requiring contractors to submit certain documentation and payment for obtaining a permit for a fire sprinkler system project; requiring local enforcement agencies to issue certain permits in person or electronically; requiring local enforcement agencies to perform at least one inspection for a fire sprinkler system project; requiring contractors to keep certain documentation available at a worksite for a fire sprinkler system project and make such documentation available for inspection; requiring contractors to retain instructions for components; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 408**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 327** was withdrawn from the Committee on Rules.

On motion by Senator Perry, the rules were waived and—

CS for CS for HB 327—A bill to be entitled An act relating to fire sprinkler system projects; amending s. 553.7932, F.S.; revising and providing definitions; providing requirements for a simplified permitting process for certain fire sprinkler system projects; amending s. 633.102, F.S.; revising the definition of the term “contractor” as it relates to fire sprinkler systems; providing an effective date.

—a companion measure, was substituted for **CS for SB 408** and read the second time by title.

On motion by Senator Perry, by two-thirds vote, **CS for CS for HB 327** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

CS for SB 1332—A bill to be entitled An act relating to missing persons; amending ss. 937.021 and 937.022, F.S.; revising provisions concerning missing children and adults to include references to the National Missing and Unidentified Persons System; providing an effective date.

—was read the second time by title. On motion by Senator Martin, by two-thirds vote, **CS for SB 1332** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Boyd	Calatayud
Albritton	Bradley	Collins
Avila	Brodeur	Davis
Baxley	Broxson	DiCeglie
Berman	Burgess	Garcia
Book	Burton	Grall

Gruters	Osgood	Stewart
Harrell	Perry	Thompson
Hooper	Pizzo	Torres
Hutson	Polsky	Trumbull
Ingoglia	Powell	Wright
Jones	Rodriguez	Yarborough
Martin	Rouson	
Mayfield	Simon	

Nays—None

SB 662—A bill to be entitled An act relating to student online personal information protection; providing a short title; creating s. 1006.1494, F.S.; defining terms; prohibiting operators from knowingly engaging in specified activities relating to students’ covered information; providing an exception; specifying the duties of an operator; providing circumstances under which an operator may disclose students’ covered information; providing construction; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendment:

Amendment 1 (937544) (with title amendment)—Delete lines 65-227 and insert:

primarily for K–12 school purposes, or the site, service, or application was designed and marketed for K–12 school purposes.

(f) *“School district” has the same meaning as in s. 595.402.*

(g) *“Targeted advertising” means presenting advertisements to a student which are selected on the basis of information obtained or inferred over time from that student’s online behavior, usage of applications, or covered information. The term does not include advertising to a student at an online location based upon the student’s current visit to that location, or advertising presented in response to a student’s request for information or feedback, if the student’s online activities or requests are not retained over time for the purpose of targeting subsequent advertisements to that student.*

(2) *An operator may not knowingly do any of the following:*

(a) *Engage in targeted advertising on the operator’s site, service, or application, or targeted advertising on any other site, service, or application if the targeting of the advertising is based on any information, including covered information and persistent unique identifiers, which the operator has acquired because of the use of that operator’s site, service, or application for K-12 school purposes.*

(b) *Use information, including persistent unique identifiers, created or gathered by the operator’s site, service, or application to amass a profile of a student, except in furtherance of K–12 school purposes. The term “amass a profile” does not include the collection and retention of account information that remains under the control of the student or the student’s parent or guardian or K-12 school.*

(c) *Share, sell, or rent a student’s information, including covered information. This paragraph does not apply to the purchase, merger, or other acquisition of an operator by a third party, if the third party complies with this section regarding previously acquired student information, or to a national assessment provider if the provider obtains the express written consent of the parent or student, given in response to clear and conspicuous notice, solely to provide access to employment, educational scholarships or financial aid, or postsecondary educational opportunities.*

(d) *Except as otherwise provided in subsection (4), disclose covered information, unless the disclosure is made for any of the following purposes:*

1. *In furtherance of the K–12 school purpose of the site, service, or application, if the recipient of the covered information disclosed under this subparagraph does not further disclose the information.*

2. Disclosure as required by state or federal law.
3. To comply with the order of a court or quasi-judicial entity.
4. To protect the safety or integrity of users of the site or others or the security of the site, service, or application.
5. For a school, educational, or employment purpose requested by the student or the student's parent or guardian, provided that the information is not used or further disclosed for any other purpose.
6. To a third party, if the operator contractually prohibits the third party from using any covered information for any purpose other than providing the contracted service to or on behalf of the operator, prohibits the third party from disclosing any covered information provided by the operator with subsequent third parties, and requires the third party to implement and maintain reasonable security procedures and practices. An operator may not disclose covered information relating to any contracted services provided in paragraph (a), paragraph (b), or paragraph (c).

(3) An operator shall do all of the following:

(a) Collect no more covered information than is reasonably necessary to operate an Internet website, online service, online application, or mobile application with actual knowledge that the site, service, or application is used primarily for K–12 school purposes, or the site, service, or application was designed and marketed for K–12 school purposes.

(b) Implement and maintain reasonable security procedures and practices appropriate to the nature of the covered information which are designed to protect it from unauthorized access, destruction, use, modification, or disclosure.

(c) Unless a parent or guardian expressly consents to the operator retaining a student's covered information, delete the covered information at the conclusion of the course or corresponding program and no later than 90 days after a student is no longer enrolled in a school within the district.

(4) An operator may use or disclose covered information of a student under any of the following circumstances:

(a) If federal or state law requires the operator to disclose the information, and the operator complies with federal or state law, as applicable, in protecting and disclosing that information.

(b) If the covered information is disclosed to a state educational agency or the student's local educational agency for K-12 school purposes, as allowed under state or federal law.

(c) If the covered information is disclosed to a state or local educational agency, including K-12 schools and school districts, for K–12 school purposes, as allowed under state or federal law.

(5) This section does not prohibit an operator from doing any of the following:

(a) Using covered information to improve educational products, if that information is not associated with an identified student within the operator's site, service, or application, or other sites, services, or applications owned by the operator.

(b) Using covered information that is not associated with an identified student to demonstrate the effectiveness of the operator's products or services, including use in their marketing.

(c) Sharing covered information that is not associated with an identified student for the development and improvement of educational sites, services, or applications.

(d) Using recommendation engines to recommend to a student any of the following:

1. Additional content relating to an educational, an employment, or any other learning opportunity purpose within an online site, service, or

application, if the recommendation is not determined in whole or in part by payment or other consideration from a third party.

2. Additional services relating to an educational, an employment, or any other learning opportunity purpose within an online site, service, or application, if the recommendation is not determined in whole or in part by payment or other consideration from a third party.

(e) Responding to a student's request for information or feedback without the information or response being determined in whole or in part by payment or other consideration from a third party.

(6) This section does not do any of the following:

(a) Limit the authority of a law enforcement agency to obtain any content or information from an operator as authorized by law or under a court order.

(b) Limit the ability of an operator to use student data, including covered information, for adaptive learning or customized student learning purposes.

(c) Apply to general audience Internet websites, general audience online services, general audience online applications, or general audience mobile applications, even if login credentials created for an operator's site, service, or application may be used to access those general audience sites, services, or applications.

(d) Limit service providers from providing Internet connectivity to schools or students and their families.

(e) Prohibit an operator of an Internet website, online service, online application, or mobile application from marketing educational products directly to parents, if such marketing did not result from the use of covered information obtained by the operator through the provision of services covered under this section.

(f) Impose a duty upon a provider of an electronic store, gateway, marketplace, or other means of purchasing or downloading software or applications to review or enforce compliance with this section on such software or applications.

(g) Impose a duty upon a provider of an interactive computer service to review or enforce compliance with this section by third-party content providers.

(h) Prohibit students from downloading, exporting, transferring, saving, or maintaining their own student data or documents.

The State Board of Education may adopt rules to implement this section.

And the title is amended as follows:

Delete line 10 and insert: construction; authorizing the State Board of Education to adopt rules; providing an effective date.

Senator Bradley moved the following amendment to **Amendment 1 (937544)** which was adopted:

Amendment 1A (596718) (with title amendment)—Delete lines 27-162 and insert:

(b) Use covered information, including persistent unique identifiers, created or gathered by the operator's site, service, or application to amass a profile of a student, except in furtherance of K–12 school purposes. The term "amass a profile" does not include the collection and retention of account information that remains under the control of the student or the student's parent or guardian or K-12 school.

(c) Share, sell, or rent a student's information, including covered information. This paragraph does not apply to the purchase, merger, or other acquisition of an operator by a third party, if the third party complies with this section regarding previously acquired student information, or to a national assessment provider if the provider obtains the express written consent of the parent or student, given in response to clear and conspicuous notice, solely to provide access to employment, educational scholarships or financial aid, or postsecondary educational opportunities.

(d) Except as otherwise provided in subsection (4), disclose covered information, unless the disclosure is made for any of the following purposes:

1. In furtherance of the K–12 school purpose of the site, service, or application, if the recipient of the covered information disclosed under this subparagraph does not further disclose the information.
2. Disclosure as required by state or federal law.
3. To comply with the order of a court or quasi-judicial entity.
4. To protect the safety or integrity of users of the site or others or the security of the site, service, or application.
5. For a school, educational, or employment purpose requested by the student or the student's parent or guardian, provided that the information is not used or further disclosed for any other purpose.
6. To a third party, if the operator contractually prohibits the third party from using any covered information for any purpose other than providing the contracted service to or on behalf of the operator, prohibits the third party from disclosing any covered information provided by the operator with subsequent third parties, and requires the third party to implement and maintain reasonable security procedures and practices. An operator may not disclose covered information relating to any contracted services provided in paragraph (a), paragraph (b), or paragraph (c).

(3) An operator shall do all of the following:

(a) Collect no more covered information than is reasonably necessary to operate an Internet website, online service, online application, or mobile application with actual knowledge that the site, service, or application is used primarily for K–12 school purposes, or the site, service, or application was designed and marketed for K–12 school purposes.

(b) Implement and maintain reasonable security procedures and practices appropriate to the nature of the covered information which are designed to protect it from unauthorized access, destruction, use, modification, or disclosure.

(c) Unless a parent or guardian expressly consents to the operator retaining a student's covered information, delete the covered information at the conclusion of the course or corresponding program and no later than 90 days after a student is no longer enrolled in a school within the district.

(4) An operator may use or disclose covered information of a student under any of the following circumstances:

(a) If federal or state law requires the operator to disclose the information, and the operator complies with federal or state law, as applicable, in protecting and disclosing that information.

(b) If the covered information is disclosed to a state educational agency or the student's local educational agency for K-12 school purposes, as allowed under state or federal law.

(c) If the covered information is disclosed to a state or local educational agency, including K-12 schools and school districts, for K–12 school purposes, as allowed under state or federal law.

(5) This section does not prohibit an operator from doing any of the following:

(a) Using covered information to improve educational products, if that information is not associated with an identified student within the operator's site, service, or application, or other sites, services, or applications owned by the operator.

(b) Using covered information that is not associated with an identified student to demonstrate the effectiveness of the operator's products or services, including use in their marketing.

(c) Sharing covered information that is not associated with an identified student for the development and improvement of educational sites, services, or applications.

(d) Using recommendation engines to recommend to a student any of the following:

1. Additional content relating to an educational, an employment, or any other learning opportunity purpose within an online site, service, or application, if the recommendation is not determined in whole or in part by payment or other consideration from a third party.

2. Additional services relating to an educational, an employment, or any other learning opportunity purpose within an online site, service, or application, if the recommendation is not determined in whole or in part by payment or other consideration from a third party.

(e) Responding to a student's request for information or feedback without the information or response being determined in whole or in part by payment or other consideration from a third party.

(6) This section does not do any of the following:

(a) Limit the authority of a law enforcement agency to obtain any content or information from an operator as authorized by law or under a court order.

(b) Limit the ability of an operator to use student data, including covered information, for adaptive learning or customized student learning purposes.

(c) Apply to general audience Internet websites, general audience online services, general audience online applications, or general audience mobile applications, even if login credentials created for an operator's site, service, or application may be used to access those general audience sites, services, or applications.

(d) Limit service providers from providing Internet connectivity to schools or students and their families.

(e) Prohibit an operator of an Internet website, online service, online application, or mobile application from marketing educational products directly to parents, if such marketing did not result from the use of covered information obtained by the operator through the provision of services covered under this section.

(f) Impose a duty upon a provider of an electronic store, gateway, marketplace, or other means of purchasing or downloading software or applications to review or enforce compliance with this section on such software or applications.

(g) Impose a duty upon a provider of an interactive computer service to review or enforce compliance with this section by third-party content providers.

(h) Prohibit students from downloading, exporting, transferring, saving, or maintaining their own student data or documents.

(7) Any violation of this section is a deceptive and unfair trade practice and constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, part II of chapter 501.

The State Board of Education may adopt rules to implement this section.

And the title is amended as follows:

Delete lines 168-169 and insert: construction; providing for enforcement under the Florida Deceptive and Unfair Trade Practices Act; authorizing the State Board of Education to adopt rules; providing an effective date.

Amendment 1 (937544), as amended, was adopted.

On motion by Senator Bradley, by two-thirds vote, **SB 662**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

CS for CS for CS for SB 1068—A bill to be entitled An act relating to drone delivery services; amending s. 330.41, F.S.; defining terms; prohibiting a political subdivision from taking certain actions against a drone delivery service based on the location of its drone port; authorizing a political subdivision to enforce certain regulations relating to setback and landscaping; providing construction; amending s. 553.73, F.S.; exempting drone ports from the Florida Building Code; amending s. 633.202, F.S.; defining the term “drone port”; exempting drone ports from certain provisions of the Florida Fire Prevention Code; providing an effective date.

—was read the second time by title. On motion by Senator Collins, by two-thirds vote, **CS for CS for CS for SB 1068** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

SB 708—A bill to be entitled An act relating to estoppel letters; amending s. 701.04, F.S.; revising the timeframe within which a mortgagee or mortgage servicer must send or cause to be sent an estoppel letter containing specified information; revising the circumstances under which a copy of the instrument showing title in the property or other lawful authorization must be included in a request for an estoppel letter; requiring notice to the mortgagor of a request for an estoppel letter under certain circumstances; revising requirements for an estoppel letter; prohibiting certain actions by the mortgagee or mortgage servicer; authorizing the mortgagee or mortgage servicer to send a corrected estoppel letter under certain circumstances; requiring a mortgagee or mortgage servicer to provide a copy of a corrected estoppel letter to a mortgagor under certain circumstances; providing that a corrected estoppel letter supersedes any previous estoppel letter under certain circumstances; prohibiting the mortgagee or mortgage servicer from denying the accuracy of certain information provided in an estoppel letter under certain circumstances; providing construction; prohibiting payments received pursuant to an estoppel letter from being

returned and requiring such payments to be promptly applied to any unpaid balance of the loan properly due under or secured by a mortgage; providing methods for sending a written request for an estoppel letter and for sending an estoppel letter; providing that the mortgagee or mortgage servicer is not required to pay for a common carrier delivery service; requiring the mortgagee or mortgage servicer to take certain actions within a specified time after the unpaid balance of a loan properly secured by a mortgage has been fully paid or paid pursuant to an estoppel letter; authorizing reasonable attorney fees and costs for specified parties in certain civil actions; providing that certain persons may still be personally liable for a loan or other obligation after the recording of a release of a mortgage; conforming provisions to changes made by the act; amending s. 701.041, F.S.; revising the definition of the term “estoppel letter”; conforming provisions to changes made by the act; providing legislative findings; providing for retroactive applicability; providing an effective date.

—was read the second time by title. On motion by Senator Burgess, by two-thirds vote, **SB 708** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

SB 942—A bill to be entitled An act relating to the authorization of restrictions concerning dogs; amending s. 767.14, F.S.; authorizing public housing authorities to adopt certain policies relating to dogs; restricting the types of ordinances and policies that may be adopted; removing an exemption for local breed-specific ordinances adopted before a specified date; providing an effective date.

—was read the second time by title. On motion by Senator Calatayud, by two-thirds vote, **SB 942** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—1

Thompson

MOTIONS

On motion by Senator Mayfield, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

BILLS ON SPECIAL ORDERS

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, 2023: CS for SB 196, SB 1442, CS for SB 384, SB 1396, CS for SB 408, CS for SB 1332, SB 662, CS for CS for CS for SB 1068, SB 708, SB 942.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

REPORTS OF COMMITTEES

The Appropriations Committee on Transportation, Tourism, and Economic Development recommends the following pass: SB 2

The Committee on Finance and Tax recommends the following pass: CS for SB 474; CS for SB 566

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

The Appropriations Committee on Health and Human Services recommends the following pass: CS for SB 56; SB 140; CS for SB 612; SB 704; SB 768; CS for SB 824; SB 976; CS for SB 988; CS for SB 1190; CS for SB 1412

The Appropriations Committee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 766; CS for SB 996; CS for SB 1252; CS for SB 1532

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

The Committee on Rules recommends the following pass: SB 1004; CS for SB 1278; SB 1312; CS for SB 1436; SB 7000; SB 7004; SB 7012; CS for SB 7020; SB 7022

The bills were placed on the Calendar.

The Committee on Rules recommends committee substitutes for the following: CS for CS for SB 418; CS for SB 532; CS for SB 540; CS for SB 600; CS for SB 770; CS for SB 846; SB 914; SB 1002; CS for SB 1342; SB 1616

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Rules; Military and Veterans Affairs, Space, and Domestic Security; and Banking and Insurance; and Senator Perry—

CS for CS for CS for SB 418—A bill to be entitled An act relating to insurance; amending s. 624.4621, F.S.; specifying a qualification for a local governmental entity's representative on a self-insurer's governing body; amending s. 627.062, F.S.; authorizing residential property insurance rate filings to use a specified modeling indication; amending s. 627.0628, F.S.; revising membership requirements for specified members of the Florida Commission on Hurricane Loss Projection Methodology; amending s. 627.0629, F.S.; authorizing insurers to file with the

Office of Insurance Regulation personal lines residential property insurance rating plans providing rate differentials based on certain windstorm mitigation construction standards; providing requirements for such plans; amending s. 627.0665, F.S.; revising the timeframe for advance notices from insurers to insureds of automatic bank withdrawal increases; specifying the increase threshold for such notices; amending s. 627.421, F.S.; revising the types of documents and kinds of insurance for which electronic transmission constitutes delivery to the insured or person entitled to delivery; deleting a requirement to include a certain notice to an insured electing to receive policy documents electronically; deleting a requirement to provide a paper copy of the policy upon request by such person; amending s. 627.701, F.S.; revising and specifying alternative hurricane deductible amounts for personal lines residential property insurance policies covering risks with specified dwelling limits; amending s. 627.712, F.S.; providing that a policyholder's written exclusion from residential windstorm coverage or contents coverage may be typed rather than handwritten; amending s. 627.7276, F.S.; revising the requirements for the notice of limited coverage under certain automobile policies; amending s. 634.041, F.S.; specifying the manner in which a contractual liability insurance policy of a service agreement company may pay claims; providing an effective date.

By the Committees on Rules; and Banking and Insurance; and Senator Burton—

CS for CS for SB 532—A bill to be entitled An act relating to money services businesses; amending s. 560.103, F.S.; revising the definition of the term "control person" for purposes of ch. 560, F.S.; defining terms; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator DiCeglie—

CS for CS for SB 540—A bill to be entitled An act relating to local government comprehensive plans; amending s. 163.3184, F.S.; providing that the prevailing party in a challenge to a plan or plan amendment is entitled to recover attorney fees and costs; amending s. 163.3187, F.S.; providing that the prevailing party in a challenge to the compliance of a small scale development order is entitled to recover attorney fees and costs; amending s. 163.3202, F.S.; providing applicability; amending s. 163.3215, F.S.; making technical changes; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Martin—

CS for CS for SB 600—A bill to be entitled An act relating to an assignment for the benefit of creditors; amending s. 727.101, F.S.; revising legislative intent; amending s. 727.104, F.S.; revising requirements for the commencement of proceedings for general assignments; authorizing courts to determine compliance with a specified rule; amending s. 727.105, F.S.; authorizing assignees to rely on certain orders, judgments, decrees, rules, and documents; specifying that the assignee is not personally liable for certain good faith compliance, acts, or omissions; limiting the assets a creditor or other party in interest may pursue in an action against an assignee; providing requirements for a creditor or other party in interest in certain actions against an assignee; providing requirements for claims against an assignee or any agent or professional of the assignee; providing construction; amending s. 727.106, F.S.; excluding certain creditors from being required to turn over assets of the estate upon notice of an assignment proceeding; amending s. 727.110, F.S.; requiring assignees to serve a copy of a notice of rejection by negative notice; authorizing the court to specify an effective date of rejection in its order of rejection; providing an effective date.

By the Committees on Rules; and Commerce and Tourism; and Senator Bradley—

CS for CS for SB 770—A bill to be entitled An act relating to residential loan alternative agreements; creating s. 475.279, F.S.; defining

terms; specifying restrictions on residential loan alternative agreements for the disposition of residential real property; prohibiting a court from enforcing such agreements by certain means; providing that such agreements are void if listing services do not begin within a certain timeframe; prohibiting the clerk of the circuit court from recording such agreements; providing construction; providing that violations are unfair or deceptive trade practices; specifying penalties and remedies; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Avila—

CS for CS for SB 846—A bill to be entitled An act relating to agreements of educational entities with foreign entities; amending s. 288.860, F.S.; defining terms; prohibiting state universities and state colleges from accepting grants from or participating in partnerships or agreements with a college or university based in a foreign country of concern or with a foreign principal unless specified conditions are met; providing an exception; authorizing state universities to enter into partnerships or agreements with a college or university based in a foreign country of concern or with a foreign principal if such partnerships or agreements are approved by the Board of Governors and specified requirements are met; authorizing the board to sanction and withhold performance funding from a state university for entering into an unauthorized partnership or agreement; authorizing state colleges to enter into partnerships or agreements with a college or university based in a foreign country of concern or with a foreign principal if such partnerships or agreements are authorized by the State Board of Education and specified requirements are met; authorizing the state board to sanction and withhold performance funding from a state college for entering into an unauthorized partnership or agreement with a college or university based in a foreign country of concern or with a foreign principal; requiring each state university and state college to annually submit specified information to the Board of Governors and the Department of Education, respectively, by a specified date; requiring the Board of Governors and the department, respectively, to annually submit a report to the Governor and the Legislature by a specified date; providing requirements for the report; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively; amending s. 286.101, F.S.; revising and defining terms; prohibiting a state university or state college, or any employee or representative thereof, from soliciting or accepting a gift from a college or university based in a foreign country of concern or from a foreign principal; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively; amending s. 1002.421, F.S.; prohibiting a private school that is owned or operated by a person or entity domiciled in, owned by, or in any way controlled by a foreign country of concern or by a foreign principal from participating in an educational scholarship program; providing an effective date.

By the Committee on Rules; and Senators Garcia and Book—

CS for SB 914—A bill to be entitled An act relating to suicide prevention; amending s. 111.09, F.S.; defining the term “affiliated first responder organization”; revising the definition of the term “first responder peer”; amending s. 112.1815, F.S.; authorizing certain diagnoses to be made through telehealth; amending s. 394.9086, F.S.; renaming the Commission on Mental Health and Substance Abuse as the Commission on Mental Health and Substance Use Disorder; revising the purposes of the commission to include an assessment of the state’s suicide prevention infrastructure; revising the membership and duties of the commission; requiring the commission to submit annual interim reports to the Governor and Legislature for a specified timeframe; revising the date by which the commission must submit its final report; extending the repeal date of the commission; providing an effective date.

By the Committee on Rules; and Senators Stewart and Hooper—

CS for SB 1002—A bill to be entitled An act relating to motor vehicle glass; amending s. 559.903, F.S.; defining the term “advanced driver assistance system”; revising the definition of the term “motor vehicle

repair”; amending s. 559.920, F.S.; prohibiting motor vehicle repair shops or their employees from offering anything of value to a customer in exchange for making an insurance claim for motor vehicle glass replacement or repair, including offers made through certain persons; specifying that the failure to provide certain electronic or written notice relating to calibrating or recalibrating an advanced driver assistance system is unlawful; creating s. 627.7289, F.S.; prohibiting persons from entering into assignment agreements of post-loss benefits for motor vehicle glass replacement or repair after a specified date; providing that such assignment agreements are void and unenforceable; defining the term “assignment agreement”; creating s. 627.7291, F.S.; prohibiting certain persons from requiring claimants to use certain companies or locations for specified services and products; authorizing certain persons to provide explanations of certain motor vehicle comprehensive coverage benefits; requiring certain persons to provide specified discounts to insureds under certain circumstances; providing construction; providing applicability; providing an effective date.

By the Committees on Rules; and Criminal Justice; and Senators Martin and Book—

CS for CS for SB 1342—A bill to be entitled An act relating to capital sexual battery; amending s. 794.011, F.S.; revising how certain capital felonies are punished; requiring that specified procedures be followed to determine a sentence of death or life imprisonment without the possibility of parole in specified capital felony cases; requiring a prosecutor to give certain notice if he or she intends to seek the death penalty; providing notice requirements; creating s. 921.1425, F.S.; providing legislative findings and intent; requiring a court to conduct a separate sentencing proceeding to determine whether a defendant should be sentenced to death or life imprisonment without the possibility of parole upon the defendant’s conviction or adjudication of guilt for a capital felony; providing proceeding requirements; authorizing the presentation of certain evidence during such proceedings; requiring a jury to make specified determinations, findings, and recommendations; requiring a recommendation to the court of a sentence of death if at least eight jurors determine that the defendant should be sentenced to death; requiring a recommendation to the court of a sentence of life imprisonment without the possibility of parole if fewer than eight jurors determine that the defendant should be sentenced to death; requiring the court to impose the jury’s recommended sentence if the recommendation is for a sentence of life imprisonment without the possibility of parole; authorizing the court to impose a sentence of life imprisonment without the possibility of parole or a sentence of death if the recommended sentence is for death; authorizing the court to impose a sentence of death only if the jury unanimously finds at least two aggravating factors beyond a reasonable doubt; requiring a court to enter a written order addressing specified information; specifying that a judgment of conviction and sentence of death is subject to automatic review by the Florida Supreme Court; specifying aggravating factors; specifying mitigating circumstances; authorizing the prosecution to introduce and argue victim impact evidence to the jury; providing construction; providing applicability; amending s. 924.07, F.S.; authorizing the state to appeal from a sentence on the grounds that it resulted from the failure of the circuit court to comply with specified sentencing procedure requirements; amending ss. 921.137 and 921.141, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Rules; and Senator Martin—

CS for SB 1616—A bill to be entitled An act relating to public records; amending s. 943.68, F.S.; providing an exemption from public records requirements for records held by a law enforcement agency relating to certain security or transportation services; providing for retroactive application; providing for legislative review and repeal of the exemption; providing a statement of public necessity; providing a directive to the Division of Law Revision; providing an effective date.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 11 was corrected and approved.

CO-INTRODUCERS

Senators Berman—CS for SB 766; Calatayud—SB 428; Davis—CS for SB 56, CS for SB 858; Harrell—CS for CS for SB 296; Martin—CS for SB 612; Polsky—SB 294; Rouson—CS for SB 1190; Thompson—SB 832

Senator Boyd withdrew as introducer of CS for SB 1328.

Senator Hutson was recorded as introducer of CS for SB 1328.

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 4:06 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 4:00 p.m., Tuesday, April 18 or upon call of the President.



Journal of the Senate

Number 16—Regular Session

Monday, April 17, 2023

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REPORTS OF COMMITTEES

The Appropriations Committee on Agriculture, Environment, and General Government recommends the following pass: SB 546; CS for SB 880

The Appropriations Committee on Criminal and Civil Justice recommends the following pass: SB 8; SB 676

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

The Appropriations Committee on Agriculture, Environment, and General Government recommends the following pass: CS for SB 194; CS for SB 536; SB 658; SB 702; CS for SB 748; SB 1170; SB 1608; CS for SB 1610

The Appropriations Committee on Criminal and Civil Justice recommends the following pass: CS for SB 528; CS for SB 836; CS for SB 1012; SB 1198; CS for SB 1478

The Appropriations Committee on Education recommends the following pass: CS for SB 958; SB 1424; SB 1446; SB 1448

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

The Appropriations Committee on Criminal and Civil Justice recommends the following pass: CS for SB 496; CS for SB 516; CS for SB 994; CS for SB 1334

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

The Committee on Appropriations recommends the following pass: SB 62; CS for SB 198; CS for SB 726; CS for SB 926; CS for SB 7002

The Committee on Fiscal Policy recommends the following pass: CS for SB 112; CS for SB 290; CS for SB 302; CS for SB 486; CS for SB 1320; CS for SB 1552; SB 7044

The bills were placed on the Calendar.

The Appropriations Committee on Agriculture, Environment, and General Government recommends a committee substitute for the following: CS for SB 724

The Committee on Finance and Tax recommends committee substitutes for the following: SB 990; CS for SB 1184

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

The Appropriations Committee on Agriculture, Environment, and General Government recommends committee substitutes for the following: CS for SB 136; SB 1150; CS for SB 1158; SB 1164

The Appropriations Committee on Criminal and Civil Justice recommends committee substitutes for the following: CS for SB 504; CS for SB 618; SB 1104; SB 1140; CS for SB 1226

The Appropriations Committee on Education recommends committee substitutes for the following: CS for SB 266; CS for SB 986; SB 1386

The Appropriations Committee on Health and Human Services recommends committee substitutes for the following: CS for SB 58; SB 246; CS for SB 1064; CS for SB 1182; SB 1352; CS for SB 1408; CS for SB 1690

The Appropriations Committee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 96; CS for SB 464; CS for SB 1250

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

The Appropriations Committee on Agriculture, Environment, and General Government recommends a committee substitute for the following: SB 100

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

The Committee on Fiscal Policy recommends committee substitutes for the following: CS for CS for SB 162; CS for SB 240; CS for CS for SB 280; CS for SB 364; CS for SB 452; CS for SB 594; CS for SB 1188; CS for SB 1258; SB 1456; SB 1534; CS for SB 1550; CS for SB 7016

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Health Policy recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

For Term Ending

Secretary of Health Care Administration

Appointee: Weida, Jason C.

Pleasure of Governor

The appointment was referred to the Committee on Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Bills 7000-7054—Previously introduced.

By the Appropriations Committee on Health and Human Services—

SB 7056—A bill to be entitled An act relating to child protective investigative services; repealing s. 39.3065, F.S., relating to sheriffs of certain counties providing child protective investigative services; requiring certain sheriffs to transfer the functions of providing child protective investigative services to the Department of Children and Families; requiring the department and certain sheriffs to designate a mutually agreed-upon date to finalize such transfer; requiring the department to become the custodian of certain files and documents by a specified date; providing that certain sheriffs remain the custodians of certain files and documents; requiring the department and certain sheriffs to complete an inventory of certain assets and transfer such assets to the department; requiring a financial closeout of each grant by a specified date; authorizing the department to extend certain private leases for a specified time without undergoing a procurement; authorizing the department and certain sheriffs to enter into an agreement to allow certain employees to remain in office space owned or leased by the sheriff for a specified time; authorizing certain employees to transfer their employment to the department; requiring the department to establish positions using certain existing guidelines; specifying certain rights and requirements for an employee who transfers to the department; requiring that the defense and indemnification of certain claims be in accordance with certain agreements; requiring that the department defend and indemnify certain claims; providing construction; amending ss. 39.013, 39.0141, 39.301, 39.3068, 39.307, 39.308, 39.4015, 39.523, 39.524, 402.40, 402.402, 409.1754, 937.021, and 1004.615, F.S.; conforming provisions to changes made by the act; making technical changes; providing effective dates.

—was referred to the Committee on Fiscal Policy.

COMMITTEE SUBSTITUTES

FIRST READING

By the Appropriations Committee on Health and Human Services; the Committee on Health Policy; and Senator Harrell—

CS for CS for SB 58—A bill to be entitled An act relating to public records and meetings; creating s. 490.0076, F.S.; providing an exemption from public records requirements for certain information held by the Department of Health or the Board of Psychology pursuant to the Psychology Interjurisdictional Compact; authorizing disclosure of exempt information under certain circumstances; providing an exemption from public meeting requirements for certain meetings of the Psychology Interjurisdictional Compact Commission; providing an exemption from public records requirements for recordings, minutes, and records generated during the closed portion of such meetings; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

By the Appropriations Committee on Transportation, Tourism, and Economic Development; the Committee on Transportation; and Senator DiCeglie—

CS for CS for SB 96—A bill to be entitled An act relating to transportation-related facility designations; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; amending chapter 91-315, Laws of Florida; redesignating a portion of State Road 40 in Marion County as “Armand and Perry Lovell Memorial Highway”; directing the department to erect suitable markers; providing an effective date.

By the Appropriations Committee on Agriculture, Environment, and General Government; and Senators Garcia, Calatayud, and Avila—

CS for SB 100—A bill to be entitled An act relating to mangrove replanting and restoration; amending s. 403.9324, F.S.; requiring the Department of Environmental Protection to adopt rules for mangrove replanting and restoration; providing requirements for the rules; providing an effective date.

By the Appropriations Committee on Agriculture, Environment, and General Government; the Committee on Commerce and Tourism; and Senators Gruters, Stewart, and Perry—

CS for CS for SB 136—A bill to be entitled An act relating to the Florida Kratom Consumer Protection Act; creating s. 501.9745, F.S.; providing a short title; defining terms; prohibiting processors from selling, preparing, distributing, or exposing for sale certain kratom products; prohibiting processors from distributing, selling, or exposing for sale a kratom product to an individual under 21 years of age; requiring processors to annually register kratom products with the Department of Agriculture and Consumer Services; providing requirements for such registration; requiring processors to report certain violations and adverse events to the department; providing for the revocation of a processor’s kratom product registration under certain circumstances; providing criminal penalties; providing an exception; requiring the department to adopt rules; providing an effective date.

By the Committees on Fiscal Policy; Regulated Industries; and Environment and Natural Resources; and Senator Collins—

CS for CS for CS for SB 162—A bill to be entitled An act relating to water and wastewater facility operators; amending s. 403.865, F.S.; revising legislative findings and intent; defining the term “water and wastewater facility personnel”; amending s. 403.867, F.S.; conforming a provision to changes made by the act; creating s. 403.8721, F.S.; requiring the Department of Environmental Protection to issue water treatment plant operator licenses, water distribution system operator licenses, and domestic wastewater treatment plant operator licenses by reciprocity to certain applicants; providing licensure requirements; authorizing the department to issue temporary operator licenses during a declared state of emergency; requiring the department to waive the application fee for temporary operator licenses; requiring the department to adopt rules; providing an effective date.

By the Committees on Fiscal Policy; and Education Pre-K -12; and Senators Hutson and Simon—

CS for CS for SB 240—A bill to be entitled An act relating to education; amending s. 14.36, F.S.; requiring the Office of Reimagining Education and Career Help to develop certain criteria and display public information; requiring the office to work with other specified entities to accomplish specified tasks and provide certain information relating to workforce development boards; revising the goals of workforce development boards and duties of the office; amending s. 216.135, F.S.; requiring state agencies to ensure certain work product is consistent with information produced by specified entities; amending s. 216.136, F.S.; deleting a provision relating to the Labor Market Estimating Conference; making technical changes; amending s. 220.198, F.S.; revising and defining terms; providing a tax credit for eligible businesses that employ an apprentice or preapprentice under certain conditions; authorizing the Department of Revenue to adopt emergency rules; amending s. 413.615, F.S.; revising what the Florida Endowment Foundation for the Division of Vocational Rehabilitation may expend funds on; amending s. 445.003, F.S.; revising requirements for training providers to be included on a state or local eligible training provider list; deleting requirements and eligibility criteria for the Department of Economic Opportunity and the Department of Education regarding the establishment of minimum criteria for an eligible training provider list; amending s. 445.004, F.S.; providing that CareerSource Florida, Inc., may assist the state board in developing approaches to workforce development; revising the list of credentials that must be included on the Master Credentials List; requiring the director of the Office of Reimagining Education and Career Help to serve as the chair of the Credentials Review Committee; revising the criteria used to determine the value for nondegree credentials and degree programs; requiring

that credentials remain on the list for a specified time; requiring the Credentials Review Committee to send a notice of deficiency under certain conditions; deleting the requirement that the Credentials Review Committee develop a returned-value funding formula; conforming provisions to changes made by the act; amending s. 445.007, F.S.; requiring each local workforce development board to create an education and industry consortium; requiring the consortia to provide quarterly reports to their local boards containing specified information and requiring local boards to consider the information provided for a specified purpose; providing for the appointment and terms of consortia members and the filling of vacancies; prohibiting local workforce development board members from serving as a consortium member; amending s. 445.009, F.S.; conforming a provision to changes made by the act; removing a requirement for certain training services; amending s. 445.038, F.S.; providing requirements for certain jobs to be eligible for job training; amending s. 446.071, F.S.; revising the entities that may be a local apprenticeship sponsor; amending s. 446.0915, F.S.; providing that diversified education programs as a paid work-based learning experience should be prioritized; requiring district school boards to ensure access to at least one work-based learning opportunity to certain students; amending s. 446.54, F.S.; authorizing specified employers to apply to the Department of Financial Services for reimbursement of workers' compensation premiums paid for students participating in work-based learning opportunities; providing requirements for the application for reimbursement and verification of information provided on such applications; requiring that reimbursements be made on a first-come, first-served basis; defining the term "educational institution"; amending s. 464.0195, F.S.; revising the primary goals of the Florida Center for Nursing; requiring the center to submit a specified report to the Governor and the Legislature by a specified date each year; amending s. 1001.03, F.S.; requiring the State Board of Education to provide for the review and approval of certain proposals by district career centers; amending s. 1001.43, F.S.; encouraging the district school board to adopt policies and procedures to consult with certain entities to determine how to expose students to industries, businesses, and careers; requiring each district school board to require each high school in its jurisdiction to host a career fair; amending s. 1001.706, F.S.; revising requirements used by the Board of Governors to determine criteria for designating baccalaureate degree and master's degree programs as high-demand programs of emphasis; amending s. 1002.31, F.S.; requiring that the process used by each district school board regarding controlled open enrollment include enabling a student who completed certain courses or a certain industry certification in middle school to continue a sequential program of career and technical education in the same concentration if such program is offered by a high school in the district; amending s. 1003.02, F.S.; modifying requirements for parental notification of acceleration options for students; amending s. 1003.4156, F.S.; adding requirements for a student's personalized academic and career plan; amending s. 1003.4203, F.S.; deleting a requirement that each district school board provide to schools certain digital tools and materials; amending s. 1003.4282, F.S.; revising the credit requirements for a high school diploma; authorizing credit to be awarded for participation in certain career and technical student organizations; requiring the department to convene a workgroup to review and identify certain education programs and pathways; amending s. 1003.4285, F.S.; renaming the "Merit" designation as the "Industry Scholar" designation; amending s. 1003.491, F.S.; revising the data used in creating the strategic 3-year plan developed by the local school district and specified entities; amending s. 1003.5716, F.S.; conforming a provision to changes made by the act; amending s. 1004.013, F.S.; renaming the "workforce opportunity portal" as the "consumer-first workforce system"; amending s. 1004.015, F.S.; providing additional duties for the Florida Talent Development Council; requiring the council to submit recommendations to the Governor and the Legislature by a specified date; requiring the State Board of Education to adopt rules; creating s. 1007.331, F.S.; providing admissions policies for career centers that offer certain science degree programs; providing requirements for certain science degree programs; requiring the State Board of Education to adopt rules; amending s. 1008.41, F.S.; conforming a provision to changes made by the act; amending s. 1008.44, F.S.; revising which courses must be included on the CAPE Industry Certification Funding List; providing the Department of Education with authority to select certain digital tool certificates; requiring the department to annually review certain assessments; removing criteria used by the Commissioner of Education in limiting certain certifications and certificates; conforming cross-references; amending s. 1009.22, F.S.; providing that certain provisions apply to fees charged for college credit for certain science degrees; es-

ablishing tuition rates; amending s. 1009.77, F.S.; providing that the Florida Work Experience Program is available to a postsecondary student at a charter technical career center; encouraging participating postsecondary educational institutions to provide academic credit for the program; creating s. 1009.771, F.S.; authorizing state universities to establish workforce education partnership programs; requiring the Board of Governors to create a template for such programs; providing requirements for the template; requiring the Board of Governors to adopt regulations; amending s. 1009.895, F.S.; deleting definitions; providing that the Open Door Grant Program shall be administered by specified entities; providing eligibility requirements; providing what the grant award may cover; providing requirements for the distribution of funds; deleting the requirement to distribute a specified grant in certain ratios; amending s. 1011.62, F.S.; revising the cost factor for secondary career education programs; revising the calculation for full-time equivalent student membership with respect to dual enrollment students; revising how funds are allocated for certain certifications and education programs; reenacting and amending s. 1011.80, F.S.; removing requirements relating to the award of college credit under certain conditions; authorizing certain entities to offer continuing workforce education courses and programs without prior approval by the State Board of Education; requiring certain Florida College System institutions and school districts to maintain certain adequate records and produce certain reports; deleting a requirement that a workforce education program must be reviewed by the State Board of Education subject to certain criteria for a Florida College System Institution or school district to receive certain funding; providing that new workforce education programs must be approved by the board of trustees of the institution or by the district school board; requiring each district school board to be provided funds for each industry certification earned by a student in specified areas; requiring the board to adopt tiers for certain certifications; revising funding requirements for industry certification earned by workforce education students; amending s. 1011.801, F.S.; requiring certain secondary students to be included on the CAPE Industry Certification Funding List; revising how certain funds may be used; requiring the Department of Education, rather than the State Board of Education, to administer the Workforce Development Capitalization Incentive Grant Program and conforming provisions to that change; authorizing the State Board of Education to adopt rules governing program administration; amending s. 1011.802, F.S.; revising requirements for the Florida Pathways to Career Opportunities Grant Program; limiting the potential grant award for each recipient; providing duties for the Department of Education regarding the grant program; authorizing the department to grant a bonus in the award amount to certain applicants; revising the amount of funding the department may expend to administer the program; amending s. 1011.803, F.S.; revising requirements for the Money-back Guarantee Program; amending s. 1011.81, F.S.; requiring the State Board of Education to annually report industry certification tiers to the Legislature; revising how awards are funded for certain certifications; amending s. 1012.39, F.S.; revising experience requirements for non-degreed teachers; amending s. 1012.57, F.S.; revising requirements for the award of an adjunct teaching certificate; amending s. 1012.585, F.S.; revising the process by which teachers may earn inservice points; amending ss. 1001.64, 1009.534, 1009.535, 1009.894, 1009.896, and 1013.841, F.S.; conforming cross references; requiring the Office of Program Policy Analysis and Government Accountability to conduct a review of career statewide articulation agreements; providing requirements for the review; requiring the office to present its report to the Legislature by a specified date; providing an appropriation; providing that nondisbursed funds may be carried forward for up to 2 years; providing an appropriation; providing an effective date.

By the Appropriations Committee on Health and Human Services; and Senators Calatayud, Perry, Osgood, and Rodriguez—

CS for SB 246—A bill to be entitled An act relating to Florida Kidcare program eligibility; amending s. 409.8132, F.S.; increasing the income eligibility threshold for coverage under the Medikids program component; amending s. 409.814, F.S.; increasing the income eligibility threshold for coverage under the Florida Kidcare program; requiring an applicant seeking coverage under the program to provide certain documentation if eligibility cannot be verified using reliable data sources; amending s. 409.816, F.S.; requiring that premiums for certain enrollees under the Florida Kidcare program be based on a tiered system

of uniform premiums; amending s. 624.91, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Appropriations Committee on Education; the Committee on Education Postsecondary; and Senator Grall—

CS for CS for SB 266—A bill to be entitled An act relating to higher education; amending s. 1001.706, F.S.; revising the duties of the Board of Governors relating to the mission of each state university; revising requirements for the Board of Governors' strategic plan relating to the goals and objectives of the State University System; requiring the Board of Governors to annually require each state university to include certain information in its economic security report; requiring, rather than authorizing, a Board of Governors regulation to include a post-tenure review of state university faculty on a specified basis; amending s. 1001.7065, F.S.; requiring the Board of Governors Accountability Plan to annually report certain research expenditures of a specified amount; revising the number of standards an institution must meet to receive a specified designation; creating s. 1001.741, F.S.; providing that each state university president is responsible for hiring the provost, the deans, and full-time faculty; providing that the president has a duty to assess the performance of the provost and deans; authorizing the president to delegate hiring authority to specified individuals and entities; prohibiting a university from using specified methods in its admissions or personnel processes; providing that certain actions regarding personnel may not be appealed beyond the university president; requiring each state university board of trustees to have review procedures for the president's selection and reappointment of certain faculty; requiring each state university president to annually present specified performance evaluations and salaries to the board of trustees; amending s. 1004.06, F.S.; prohibiting specified educational institutions from expending funds to promote specified concepts; providing exceptions; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; creating s. 1004.3841, F.S.; creating the Institute for Risk Management and Insurance Education within the College of Business at the University of Central Florida; requiring that the institute be located in a specified county; providing the purpose and goals of the institute; amending s. 1004.6496, F.S.; authorizing the Board of Trustees of the University of Florida to use charitable donations in addition to appropriated funds to fund the Hamilton Center for Classical and Civic Education; revising the goals of the center; providing powers of the center; amending s. 1004.6499, F.S.; renaming the Florida Institute of Politics at the Florida State University as the Florida Institute for Governance and Civics; providing the goals of the institute; amending s. 1004.64991, F.S.; authorizing the Adam Smith Center for the Study of Economic Freedom to perform certain tasks in order to carry out its established purpose; amending s. 1007.25, F.S.; revising how general education core courses are established; requiring the State Board of Education and the Board of Governors to consider approval of certain courses; requiring faculty committees to review and submit recommendations to the Articulation Coordinating Committee and the commissioner relating to certain courses by a specified date and periodically thereafter; prohibiting general education core courses from teaching certain topics or presenting information in specified ways; providing requirements for general education core courses; requiring specified educational institutions to offer certain courses; prohibiting public postsecondary educational institutions from requiring students to take certain additional general education core courses; creating s. 1007.55, F.S.; providing legislative findings; providing requirements for general education courses; requiring public postsecondary educational institution boards of trustees and presidents to annually review and approve general education requirements; requiring public postsecondary educational institutions to report certain courses to the department; providing a penalty for failing to meet such review and approval requirements; prohibiting public postsecondary educational institutions from requiring students to take certain additional general education courses; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; amending s. 1008.47, F.S.; specifying a one-time limit on the requirement to change accrediting agencies; providing for expiration; prohibiting an accrediting entity from requiring a public postsecondary institution to violate state law; amending s. 1009.26, F.S.; requiring the Board of Governors to identify state-approved teacher preparation programs eligible for a tuition waiver; providing that cer-

tain postsecondary fee waivers continue until specified criteria are met; providing an effective date.

By the Committee on Fiscal Policy; the Appropriations Committee on Criminal and Civil Justice; the Committee on Criminal Justice; and Senator Brodeur—

CS for CS for CS for SB 280—A bill to be entitled An act relating to controlled substances; amending s. 782.04, F.S.; revising the elements that constitute the capital offense of murder in the first degree; revising the elements that constitute the offense of murder in the third degree and constitute a felony of the second degree; defining the term "substantial factor"; creating s. 893.131, F.S.; defining terms; providing criminal penalties for adults who unlawfully distribute specified substances or mixtures and an injury or overdose of the user results; providing enhanced criminal penalties for repeat offenders; providing applicability and construction; amending s. 921.0022, F.S.; ranking an offense on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

By the Committees on Fiscal Policy; and Governmental Oversight and Accountability; and Senator Avila—

CS for CS for SB 364—A bill to be entitled An act relating to bereavement benefits for state employees; providing a short title; creating s. 110.1205, F.S.; authorizing the head of a law enforcement agency to grant specified employees a certain number of hours of administrative leave for a specified purpose; authorizing the head of a law enforcement agency to deny such administrative leave under certain circumstances; amending s. 112.061, F.S.; authorizing travel expenses for certain members of a law enforcement agency for a specified purpose; amending s. 112.19, F.S.; increasing the amount to be paid toward the funeral and burial expenses of certain officers killed in the line of duty; amending s. 287.17, F.S.; authorizing the use of a state motor vehicle to attend a funeral in this state of a law enforcement officer killed in the line of duty under specified circumstances; providing effective dates.

By the Committee on Fiscal Policy; the Appropriations Committee on Health and Human Services; and Senators Harrell and Avila—

CS for CS for SB 452—A bill to be entitled An act relating to home health aides for medically fragile children; amending s. 400.462, F.S.; defining terms; amending s. 400.464, F.S.; requiring home health agencies to ensure that any delegation of tasks to home health aides for medically fragile children meets specified requirements; amending s. 400.476, F.S.; requiring home health agencies to ensure that home health aides for medically fragile children employed by or under contract with the home health agency are adequately trained to perform the tasks that will be delegated to them; exempting certain individuals from costs associated with specified training; creating s. 400.4765, F.S.; establishing the home health aides for medically fragile children program for specified purposes; requiring the Agency for Health Care Administration, in consultation with the Board of Nursing, to approve training programs for home health aides for medically fragile children; specifying minimum requirements for the training programs; authorizing home health agencies to employ certain persons as home health aides for medically fragile children if they meet specified criteria; requiring home health aides for medically fragile children to complete an approved training program again under certain circumstances; requiring home health aides for medically fragile children to complete additional training in HIV/AIDS and maintain a current certificate in cardiopulmonary resuscitation; requiring home health agencies to ensure that home health aides for medically fragile children whom they employ complete certain inservice training during each 12-month period as a condition of employment; providing that certain training may count toward meeting the inservice training requirement; requiring home health agencies to maintain documentation demonstrating compliance with such training requirements; exempting home health agencies from civil and monetary liability for terminating or denying employment to a home health aide for medically fragile children under certain circumstances; extending the exemption to certain agents of the home health agencies; prohibiting home health agencies and their agents from using certain criminal records or juvenile records other than for a specified purpose; requiring the agency to maintain the confidentiality of certain confidential and exempt records; providing that services provided by a

home health aide for medically fragile children reduce an eligible relative's private duty nursing hours; providing that such services may not be provided concurrently; authorizing the agency, in consultation with the board, to adopt rules; amending s. 400.489, F.S.; authorizing home health aides for medically fragile children to administer certain medications under certain circumstances; requiring such home health aides for medically fragile children to complete additional inservice training annually to continue administering such medications; requiring the agency, in consultation with the board, to establish certain standards and procedures by rule for home health aides for medically fragile children who administer medications to patients; amending s. 400.490, F.S.; authorizing home health aides for medically fragile children to perform certain tasks delegated by a registered nurse; creating s. 400.54, F.S.; requiring the agency to conduct an annual assessment of the home health aides for medically fragile children program; specifying requirements for the assessment; requiring the agency to annually submit a report to the Governor and the Legislature by a specified date, beginning on a specified date; directing the agency to modify any state Medicaid plans and implement any federal waivers necessary to implement the act; directing the agency to establish a certain Medicaid fee schedule at a specified rate and subject to a specified utilization cap; amending ss. 768.38 and 768.381, F.S.; conforming cross-references; providing appropriations and authorizing positions; providing an effective date.

By the Appropriations Committee on Transportation, Tourism, and Economic Development; the Committee on Transportation; and Senator Perry—

CS for CS for SB 464—A bill to be entitled An act relating to interstate safety; amending s. 316.081, F.S.; defining the term “furthermost left-hand lane”; prohibiting a driver from operating a motor vehicle in the furthestmost left-hand lane of certain roadways, except under certain circumstances; providing applicability; providing a penalty; providing an effective date.

By the Appropriations Committee on Criminal and Civil Justice; the Committee on Criminal Justice; and Senators Rodriguez and Perry—

CS for CS for SB 504—A bill to be entitled An act relating to expunction of criminal history records; reenacting and amending s. 943.0585, F.S.; revising an eligibility criterion under which a person is eligible to petition a court to expunge a criminal history record if an indictment, information, or other charging document was dismissed by a court; expanding an exception to an eligibility requirement for expunction of a criminal history record to allow a prior expunction of a criminal history record granted for an offense committed when the person was a minor; providing applicability; providing an effective date.

By the Committees on Fiscal Policy; and Community Affairs; and Senator Martin—

CS for CS for SB 594—A bill to be entitled An act relating to property insurance; amending s. 627.0629, F.S.; adding wind uplift prevention to a list of fixtures or construction techniques for which a residential property insurance rate filing must include actuarially reasonable rate differentials or appropriate deductible reductions; amending s. 627.351, F.S.; revising rate change limitations for specified policies written by the Citizens Property Insurance Corporation; revising the applicability of flood coverage requirements for personal lines residential policyholders of the corporation; authorizing the corporation to adopt policy forms that provide for the resolution of certain disputes in proceedings before the Division of Administrative Hearings; providing that such policies are not subject to mandatory binding arbitration provisions; authorizing the corporation to contract with the division to conduct proceedings; providing an appropriation; requiring the Office of Insurance Regulation to conduct a wind-loss mitigation study in consultation with the Department of Business and Professional Regulation and the Florida Building Commission or competitively procure the study; specifying requirements for the study; requiring that study findings be reported to certain entities by a specified date; authorizing the office to use a portion of appropriated funds to contract separately with building code experts for certain purposes; providing effective dates.

By the Appropriations Committee on Criminal and Civil Justice; the Committee on Criminal Justice; and Senator Yarborough—

CS for CS for SB 618—A bill to be entitled An act relating to rights of law enforcement officers and correctional officers; amending s. 112.531, F.S.; providing definitions; amending s. 112.532, F.S.; providing rights of law enforcement officers and correctional officers relating to Brady identification systems; prohibiting a law enforcement officer or correctional officer from being discharged, suspended, demoted, or otherwise disciplined or threatened with discipline for certain reasons; providing construction; requiring the employing agency of a law enforcement officer or correctional officer to conform to certain rules and procedures; creating s. 112.536, F.S.; providing that a prosecuting agency is not required to maintain a Brady identification system; authorizing a prosecuting agency to choose different procedures to fulfill its obligations under a specified Supreme Court case; requiring the employing agency of a law enforcement officer or correctional officer to forward specified information to a prosecuting agency; requiring an employing agency to provide certain notice to a law enforcement officer or correctional officer in specified circumstances; requiring a prosecuting agency that maintains a Brady information system to adopt written policies; providing minimum requirements for such policies; authorizing a law enforcement officer or correctional officer to request reconsideration of the inclusion of his or her name and information in a Brady identification system; requiring a prosecuting agency to remove the name of a law enforcement officer or correctional officer from a Brady identification system under certain circumstances; requiring a prosecuting agency to notify a law enforcement officer or correctional officer and certain parties that the officer's name is being removed from the Brady identification system; authorizing a law enforcement officer or correctional officer to petition for a writ of mandamus under certain circumstances; providing the scope of a court's judicial review; providing construction; providing an effective date.

By the Appropriations Committee on Agriculture, Environment, and General Government; the Committee on Environment and Natural Resources; and Senators Boyd, Stewart, and Garcia—

CS for CS for SB 724—A bill to be entitled An act relating to the Seagrass Restoration Technology Development Initiative; creating s. 403.93344, F.S.; providing legislative intent; defining terms; establishing the Seagrass Restoration Technology Development Initiative within the Department of Environmental Protection; providing the purpose and goal of the initiative; providing for funding; specifying allowable uses of the funding; requiring the creation of a 10-year Florida Seagrass Restoration Plan; requiring the initiative to submit an annual report by a specified date to the Governor, the Legislature, the Secretary of Environmental Protection, and the executive director of the Fish and Wildlife Conservation Commission; establishing the Initiative Technology Advisory Council as part of the initiative; providing for the meetings, membership, terms of office, and compensation of the advisory council; requiring the department to implement seagrass restoration projects, subject to legislative appropriation, that are procured on a specified basis; providing for the expiration of the initiative; providing an appropriation; providing an effective date.

By the Appropriations Committee on Education; the Committee on Education Pre-K-12; and Senator Burgess—

CS for CS for SB 986—A bill to be entitled An act relating to education; amending s. 1002.33, F.S.; revising which students may be eligible for an enrollment preference for charter schools; revising requirements relating to the funding of students enrolled in charter schools and reimbursement of such funds by the sponsor; specifying training and reporting requirements for charter school sponsors; requiring the State Board of Education to adopt rules to implement a standard monitoring tool; amending s. 1002.43, F.S.; authorizing the provision of private tutoring to up to a specified number of students in certain facilities; amending s. 1003.02, F.S.; requiring that a poster containing specified information relating to choking be placed in public school cafeterias; requiring that the posters be easily visible and prominently placed; amending s. 1012.71, F.S.; revising the definition of the term “classroom teacher”; revising how a district school board calculates certain teachers' shares of funds from the Florida Teachers Classroom Supply Assistance Program; providing an effective date.

By the Committee on Finance and Tax; and Senator Grall—

CS for SB 990—A bill to be entitled An act relating to child care and early learning providers; amending s. 402.302, F.S.; defining the term “preschool”; amending s. 402.305, F.S.; revising licensing standards for all licensed child care facilities; revising minimum standards and training requirements for child care personnel; requiring the Department of Children and Families to conduct specified screening of child care personnel within a specified timeframe and issue provisional approval of such personnel; requiring the department to evaluate certain training and coursework requirements for child care personnel and the licensing and regulation of child care facilities by a specified date; deleting provisions relating to educating parents about the importance of specified immunizations, addressing the danger of a child being accidentally left in an adult’s vehicle, having a plan to assist children in preventing and avoiding physical and mental abuse, and the department developing minimum standards for specialized child care facilities for the care of mildly ill children; amending s. 402.3115, F.S.; requiring the department and certain local governmental agencies to develop and implement a plan to eliminate duplicative and unnecessary inspections of home child care providers; revising abbreviated inspection requirements for certain child care facilities; amending s. 627.70161, F.S.; revising legislative purpose and intent; revising the definitions of the terms “child care” and “family day care home”; providing that residential property insurance does not cover liability or claims arising out of the operation of a large family child care home; amending s. 1002.55, F.S.; revising requirements for private prekindergarten providers; amending s. 1002.61, F.S.; revising requirements for public school and private summer prekindergarten program providers; amending s. 1002.67, F.S.; prohibiting certain education providers’ curriculums from using coordinated screening; prohibiting progress monitoring systems from including the student use of electronic devices; providing an exception; amending s. 1002.68, F.S.; requiring program assessments of private prekindergarten providers and public schools in the Voluntary Prekindergarten Education Program to be conducted when a specified number of students are in attendance beginning in a specified program year; requiring the specified methodology for calculating the performance of each private prekindergarten provider and public school provider to include an analysis conducted by an independent expert with specified experience beginning in a specified program year; amending s. 1002.71, F.S.; providing requirements for early learning coalitions retention and expenditure of specified funds; amending s. 1002.82, F.S.; revising the powers and duties of the Department of Education relating to the administration of the Child Care and Development Block Grant Trust Fund; amending s. 1002.83, F.S.; revising a provision relating to the appointment of members of an early learning coalition; amending s. 1002.89, F.S.; providing for specified financial support to child care providers and staff to be included in school readiness program costs; amending s. 1002.945, F.S.; revising requirements for a child care provider to obtain and maintain a designation as a Gold Seal Quality Care provider; amending s. 1002.95, F.S.; requiring early learning coalitions to provide specified support to a specified scholarship program; amending s. 1008.25, F.S.; revising reading intervention requirements for Voluntary Prekindergarten Education Program students; amending ss. 39.101, 1002.57, and 1002.59, F.S.; conforming cross-references; providing an effective date.

By the Appropriations Committee on Health and Human Services; the Committee on Children, Families, and Elder Affairs; and Senator Yarborough—

CS for CS for SB 1064—A bill to be entitled An act relating to children removed from caregivers; amending s. 409.988, F.S.; requiring community-based care lead agencies, by a certain date and in coordination with the local managing entity, to administer a certain trauma-focused screening within a specified timeframe to children removed from certain caregivers, for specified purposes; requiring a child welfare professional administering a trauma screening to request certain information; specifying requirements for further evaluation or intervention, if needed; requiring that, to the extent possible, any evaluation or intervention be integrated into certain treatment planning; providing that such evaluation or intervention may not be considered an additional or adjunct service or treatment; requiring community-based care lead agencies to offer voluntary trauma-focused screening and services under certain circumstances; amending s. 409.996, F.S.; requiring the Department of Children and Families to require in its

contracts with the community-based care lead agencies that such agencies and managing entities administer a trauma-focused screening within a specified timeframe to children removed from certain caregivers; conforming a cross-reference; providing an effective date.

By the Appropriations Committee on Criminal and Civil Justice; and Senator Wright—

CS for SB 1104—A bill to be entitled An act relating to victim compensation claims; amending s. 960.07, F.S.; authorizing the Department of Legal Affairs to issue waivers of any claim filing deadlines for specified victim claims for compensation upon a showing that a delay in filing the application occurred because of a delay in the testing of, or delay in the DNA profile matching from, a sexual assault forensic examination kit or biological material collected as evidence related to a sexual offense; conforming provisions to changes made by the act; making technical changes; providing an effective date.

By the Appropriations Committee on Criminal and Civil Justice; and Senator Ingoglia—

CS for SB 1140—A bill to be entitled An act relating to the Rapid DNA Grant Program; creating s. 943.324, F.S.; creating the Rapid DNA Grant Program within the Department of Law Enforcement for county jails or sheriffs’ offices; requiring the department to annually award grant funds to county jails or sheriffs’ offices; providing funding requirements; authorizing the department to establish criteria and set specific time periods for the acceptance of applications and the selection process for awarding grant funds; providing an effective date.

By the Appropriations Committee on Agriculture, Environment, and General Government; and Senators Ingoglia and Hutson—

CS for SB 1150—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 493.6105, F.S.; making a technical change; revising requirements for applicants for a Class “K” license; amending s. 493.6113, F.S.; revising the circumstances under which the Department of Agriculture and Consumer Affairs may waive firearms training requirements; revising requirements for applicants for a Class “K” license; requiring the Division of Licensing of the department to establish a specified late fee by rule; amending s. 493.6123, F.S.; authorizing the department to publish certain information online in lieu of using a paper format; amending ss. 493.6304 and 493.6406, F.S.; making technical changes; amending s. 496.405, F.S.; revising requirements relating to registration fees for certain charitable organizations, sponsors, and parent organizations; amending s. 496.406, F.S.; conforming provisions to changes made by the act; amending s. 527.01, F.S.; revising the definitions of the terms “Category I liquefied petroleum gas dealer” and “Category V LP gas installer”; creating s. 812.0151, F.S.; defining the term “fuel”; providing criminal penalties for certain actions relating to retail fuel theft; requiring law enforcement agencies to remove and reclaim, recycle, or dispose of fuel in a specified manner; requiring judges to enter a specified order for persons convicted of violating specified provisions; specifying that convicted persons are responsible for certain costs and payments; reenacting ss. 366.032(1)(e) and 489.105(3)(m), F.S., relating to preemption over utility service restrictions and definitions, respectively, to incorporate the amendments made by this act to s. 527.01, F.S., in references thereto; providing an effective date.

By the Appropriations Committee on Agriculture, Environment, and General Government; the Committee on Banking and Insurance; and Senator DiCeglie—

CS for CS for SB 1158—A bill to be entitled An act relating to the Department of Financial Services; amending s. 20.121, F.S.; revising powers and duties of the department’s Division of Investigative and Forensic Services; deleting the department’s Strategic Markets Research and Assessment Unit; amending s. 112.215, F.S.; redefining the term “employee” as “government employee” and revising the definition of the term; revising eligibility for plans of deferred compensation established by the Chief Financial Officer; revising the membership of the Deferred Compensation Advisory Council; making technical changes; amending s. 215.55952, F.S.; revising the initial date and subsequent

intervals in which the Chief Financial Officer must provide the Governor and the Legislature with a report on the economic impact of certain hurricanes; amending s. 274.01, F.S.; revising the definition of the term "governmental unit" for purposes of ch. 274, F.S.; amending s. 440.13, F.S.; authorizing, rather than requiring, a judge of compensation claims to order an injured employee's evaluation by an expert medical advisor under certain circumstances; revising the schedules of maximum reimbursement allowances determined by the three-member panel under the Workers' Compensation Law; revising reimbursement requirements for certain providers; requiring the department to annually notify carriers and self-insurers of certain schedules; requiring the publication of a schedule in a certain manner; providing construction; revising factors the panel must consider in establishing the uniform schedule of maximum reimbursement allowances; deleting certain standards for practice parameters; amending s. 440.385, F.S.; revising eligibility requirements for the board of directors of the Florida Self-Insurers Guaranty Association, Incorporated; providing construction; authorizing the Chief Financial Officer to remove a director under certain circumstances; specifying requirements for, and restrictions on, directors; prohibiting directors and employees of the association from knowingly accepting certain gifts or expenditures; providing penalties; amending s. 497.005, F.S.; adding and revising definitions for purposes of the Florida Funeral, Cemetery, and Consumer Services Act; amending s. 624.1265, F.S.; revising conditions for a nonprofit religious organization to be exempt from requirements of the Florida Insurance Code; amending s. 624.501, F.S.; deleting an application filing and license fee for reinsurance intermediaries; amending s. 626.015, F.S.; revising the definition of the term "association" for purposes of part I of ch. 626, F.S.; amending s. 626.171, F.S.; deleting the authority of designated examination centers to take fingerprints of applicants for a license as an agent, customer representative, adjuster, service representative, or reinsurance intermediary; amending s. 626.173, F.S.; providing that a certain notice requirement for certain licensed insurance agencies ceasing the transacting of insurance does not apply to certain kinds of insurance; amending s. 626.207, F.S.; revising violations for which the department must adopt rules establishing specific penalties; amending s. 626.221, F.S.; adding a certification that exempts an applicant for license as an all-lines adjuster from an examination requirement; amending s. 626.2815, F.S.; revising continuing education requirements for certain insurance representatives; amending s. 626.321, F.S.; deleting certain requirements for, and restrictions on, licensees of specified limited licenses; adding a limited license for transacting preneed funeral agreement insurance; specifying conditions for issuing such license without an examination; amending s. 626.611, F.S.; revising specified grounds for compulsory disciplinary actions taken by the department against insurance representatives; amending s. 626.621, F.S.; adding grounds for discretionary disciplinary actions taken by the department against insurance representatives; amending s. 626.7492, F.S.; revising definitions of the terms "producer" and "reinsurance intermediary manager"; revising licensure requirements for reinsurance intermediary brokers and reinsurance intermediary managers; deleting the authority of the department to refuse to issue a reinsurance intermediary license under certain circumstances; amending s. 626.752, F.S.; requiring the department to suspend the authority of an insurer or employer to appoint licensees under certain circumstances relating to the exchange of insurance business; amending s. 626.785, F.S.; authorizing certain persons to obtain a limited license to sell only policies of life insurance covering the expense of a prearrangement for funeral services or merchandise; amending ss. 626.793 and 626.837, F.S.; requiring the department to suspend the authority of an insurer or employer to appoint licensees under certain circumstances relating to the acceptance of excess or rejected insurance business; amending s. 626.8411, F.S.; providing that certain notice requirements do not apply to title insurance agents or title insurance agencies; amending s. 626.8437, F.S.; adding grounds for compulsory disciplinary actions taken by the department against a title insurance agent or agency; amending s. 626.844, F.S.; adding grounds for discretionary disciplinary actions taken by the department against a title insurance agent or agency; amending s. 626.8473, F.S.; revising requirements for engaging in the business as an escrow agent in connection with real estate closing transactions; amending s. 626.854, F.S.; revising applicability of a prohibited act relating to public insurance adjusters; amending s. 626.874, F.S.; revising eligibility requirements for the department's issuance of licenses to catastrophe or emergency adjusters; revising grounds on which the department may deny such license; amending s. 626.9892, F.S.; revising a condition and adding violations for which the department may pay rewards under the Anti-

Fraud Reward Program; amending s. 626.9957, F.S.; providing for the expiration of a health coverage navigator's registration under certain circumstances; specifying a restriction on expired registrations; amending s. 627.351, F.S.; revising requirements for membership of the Florida Medical Malpractice Joint Underwriting Association; providing construction; specifying a requirement for filling vacancies; authorizing the Chief Financial Officer to remove board members under certain circumstances; providing requirements for, and restrictions on, board members; providing penalties; amending s. 627.4215, F.S.; revising the applicability of disclosure requirements for health insurers relating to behavioral health insurance coverage; amending s. 627.7015, F.S.; providing that a disputed property insurance claim is not eligible for mediation until certain conditions are met; providing that fees for a rescheduled mediation conference be assessed by the department rather than the administrator; authorizing the department to suspend an insurer's authority to appoint licensees under certain circumstances; amending s. 627.7074, F.S.; authorizing the department to designate, by written contract or agreement, an entity or a person to administer the alternative dispute resolution process for sinkhole insurance claims; amending s. 627.745, F.S.; revising requirements and procedures for the mediation of personal injury claims under a motor vehicle insurance policy; requiring the department to adopt specified rules relating to a motor vehicle claims insurance mediation program; authorizing the department to designate a person or entity to serve as administrator; amending s. 631.141, F.S.; authorizing the department in receivership proceedings to take certain actions as a domiciliary receiver; amending s. 631.252, F.S.; revising conditions under which policies and contracts of insolvent insurers are canceled; amending ss. 631.56, 631.716, 631.816, and 631.912, F.S.; revising membership eligibility requirements for the Florida Insurance Guaranty Association, the Florida Life and Health Insurance Guaranty Association, the Florida Health Maintenance Organization Consumer Assistance Plan, and the Florida Workers' Compensation Insurance Guaranty Association, Incorporated, respectively; providing construction; authorizing the Chief Financial Officer to remove a board member under certain circumstances; specifying requirements for, and restrictions on, board members; providing penalties; creating s. 633.1423, F.S.; defining the term "organization"; authorizing the Division of State Fire Marshal to establish a direct-support organization; specifying the purpose of and requirements for the organization; specifying requirements for the organization's written contract and board of directors; providing requirements for the use of property, annual budgets and reports, an annual audit, and the division's receipt of proceeds; authorizing moneys received to be held in a depository account; providing for future repeal; amending s. 634.181, F.S.; adding grounds for compulsory disciplinary actions by the department against motor vehicle service agreement salespersons; requiring the department to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such suspension; authorizing the department to adopt rules; amending s. 634.191, F.S.; revising grounds for discretionary disciplinary actions by the department against motor vehicle service agreement salespersons; requiring salespersons to submit certain documents to the department; authorizing the department to adopt rules; amending s. 634.320, F.S.; revising grounds for compulsory disciplinary actions by the department against home warranty association sales representatives; requiring the department to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such suspension; authorizing the department to adopt rules; amending s. 634.321, F.S.; revising grounds for discretionary disciplinary actions by the department against home warranty association sales representatives; authorizing the department to adopt rules; amending s. 634.419, F.S.; providing that specified home solicitation sale requirements do not apply to certain persons relating to the solicitation of service warranty or related service or product sales; amending s. 634.422, F.S.; revising grounds for compulsory disciplinary actions by the department against service warranty association sales representatives; requiring the department to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such suspension; authorizing the department to adopt rules; amending s. 634.423, F.S.; revising grounds for discretionary disciplinary actions by the department against service warranty association sales representatives; authorizing the department to adopt rules; reordering and amending s. 648.25, F.S.; defining and redefining terms; amending s. 648.26, F.S.; authorizing certain actions by the department or the Office of Insurance Regulation relating to certain confidential records relating

to bail bond agents; amending s. 648.27, F.S.; deleting a provision relating to the continuance of a temporary bail bond agent license; amending s. 648.285, F.S.; revising requirements, conditions, and procedures for a bail bond agency license; providing applicability; conforming a provision to changes made by the act; amending s. 648.30, F.S.; revising requirements and conditions for the licensure and appointment as a bail bond agent or bail bond agency; conforming a provision to changes made by the act; amending s. 648.31, F.S.; specifying that there is no fee for the issuance of any appointment to a bail bond agency; conforming a provision to changes made by the act; amending s. 648.34, F.S.; revising qualifications for a bail bond agent license; conforming a provision to changes made by the act; amending s. 648.355, F.S.; deleting provisions relating to temporary licenses as a limited surety agent or professional bail bond agent; specifying requirements for an individual licensed as a temporary bail bond agent to qualify for bail bond agent license; prohibiting the department from issuing a temporary bail bond agent license beginning on a specified date; providing construction relating to existing temporary licenses; amending s. 648.382, F.S.; revising requirements for the appointment of bail bond agents or bail bond agencies; conforming a provision to changes made by the act; amending s. 648.386, F.S.; defining the term “classroom instruction”; revising requirements for approval and certification as an approved limited surety agent and professional bail bond agent continuing education school; amending s. 648.387, F.S.; renaming primary bail bond agents as bail bond agents in charge; revising the department’s disciplinary authority; revising prohibited actions and the applicability of such prohibitions; providing for the automatic expiration of a bail bond agency’s license under certain circumstances; creating s. 648.3875, F.S.; providing requirements for applying for designation as a bail bond agent in charge; amending s. 648.39, F.S.; revising applicability of provisions relating to termination of appointments of certain agents and agencies; repealing s. 648.41, F.S., relating to termination of appointment of temporary bail bond agents; amending s. 648.42, F.S.; conforming a provision to changes made by the act; making a technical change; amending s. 648.44, F.S.; revising applicability of prohibited acts; revising and specifying prohibited acts of bail bond agents and bail bond agencies; conforming provisions to changes made by the act; amending s. 648.441, F.S.; revising applicability of a prohibition against furnishing supplies to an unlicensed bail bond agent; amending s. 648.46, F.S.; authorizing certain actions by the department or the office relating to certain confidential records relating to bail bond agents; amending s. 648.50, F.S.; revising applicability of provisions relating to disciplinary actions taken by the department; conforming provisions to changes made by the act; amending s. 717.135, F.S.; revising a requirement for, and a prohibition on, claimants’ representatives relating to unclaimed property recovery agreements and purchase agreements; providing construction; amending s. 843.021, F.S.; revising a defense to an unlawful possession of a concealed handgun key; amending ss. 631.152, 631.398, and 903.09, F.S.; conforming cross-references; ratifying specified rules of the department; providing construction; providing effective dates.

By the Appropriations Committee on Agriculture, Environment, and General Government; and Senator Collins—

CS for SB 1164—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 212.08, F.S.; authorizing farmers whose property meets certain requirements to apply to the Department of Revenue for a Florida farm tax exempt agricultural materials (TEAM) card; providing the purpose of the Florida farm TEAM card; providing that the Florida farm TEAM card is subject to certain review and expiration provisions; requiring the Department of Revenue to adopt rules; authorizing the Department of Agriculture and Consumer Services to take certain administrative actions regarding the Florida farm TEAM card; requiring the Department of Revenue to accept Florida farm TEAM card applications beginning on a specified date; authorizing the Department of Revenue to adopt emergency rules; providing for the expiration of such authority; amending s. 213.053, F.S.; authorizing the Department of Revenue to make certain information available to the Department of Agriculture and Consumer Services for the purpose of administering the Florida farm TEAM card; creating s. 287.0823, F.S.; requiring by a specified date all food commodities purchased by certain state entities to be grown or produced in this state under certain circumstances; requiring such state entities to give preference to certain food commodities; authorizing certain competitive solicitations to give preference to certain

vendors under certain circumstances; requiring the Department of Management Services to provide a biennial report to the Governor, the Cabinet, and the Legislature by a specified date; requiring the department to adopt by rule a specified form; requiring certain state entities to submit the form to the department biennially by a specified date; providing requirements for the report; amending s. 500.03, F.S.; revising and deleting terms; revising construction regarding the selling of food; amending s. 500.032, F.S.; requiring the Department of Agriculture and Consumer Services to administer and enforce certain provisions relating to the storage of food; amending s. 500.12, F.S.; revising the types of entities required to obtain food permits from the department; conforming provisions to changes made by the act; requiring food permits to be annually renewed in accordance with certain provisions; authorizing the department to charge a prorated permit fee for specified purposes; requiring late fees for applications not received on or before their due date; amending s. 500.121, F.S.; conforming provisions to changes made by the act; amending s. 500.147, F.S.; requiring bottled water to be processed in conformance with department rule; amending s. 500.172, F.S.; authorizing an agent of the department to take specified actions regarding mislabeled food; reordering and amending s. 502.012, F.S.; defining, revising, and redefining terms; amending s. 502.013, F.S.; revising the purpose of certain provisions regarding milk and milk products; amending s. 502.014, F.S.; revising the authority of the department to permit and collect samples of products for testing at certain facilities; amending s. 502.042, F.S.; deleting a provision requiring the department to periodically conduct certain shelf-life studies and to sample certain milk products; making technical changes; amending s. 502.053, F.S.; revising the milk facilities required to apply for a permit to operate; requiring operating permits for certain frozen dessert plants; deleting a requirement that frozen dessert plant permit holders submit specified reports to the department; conforming provisions to changes made by the act; amending s. 502.181, F.S.; deleting prohibitions against certain testing for milkfat content and for repasteurizing milk; amending s. 502.231, F.S.; conforming a provision to changes made by the act; repealing s. 502.301, F.S., relating to the Dairy Industry Technical Council; creating s. 570.161, F.S.; requiring certain licensees or permit holders to notify the department in writing of the person’s e-mail address; providing civil penalties; providing that service by e-mail constitutes adequate and sufficient notice; authorizing the department to achieve service by other specified means under certain circumstances; repealing s. 570.23, F.S., relating to the State Agricultural Advisory Council; amending s. 570.71, F.S.; requiring the department to submit specified conservation easement purchase agreements to the Board of Trustees of the Internal Improvement Trust Fund for approval; amending s. 570.715, F.S.; increasing the estimated value threshold for the appraisal of specified conservation easement acquisitions; repealing s. 570.843, F.S., relating to the Florida Young Farmer and Rancher Advisory Council; amending s. 570.93, F.S.; revising the required contents of the department’s agricultural water conservation program; amending s. 576.011, F.S.; defining and redefining terms; repealing ss. 581.217(14) and 585.008, F.S., relating to the Industrial Hemp Advisory Council and the Animal Industry Technical Council, respectively; amending s. 586.045, F.S.; revising the timeframe during which the department is required to provide written notice and forms to beekeepers for annual certificate of registration renewals; amending s. 595.404, F.S.; requiring the department to adopt and implement an exemption, waiver, and variance process by rule for sponsors of certain school food and other nutrition programs; amending s. 597.003, F.S.; revising the powers and duties of the department regarding the regulation of aquaculture in this state; providing construction; amending s. 597.004, F.S.; deleting requirements for rules adopted by the department for aquaculture certificates of registration; deleting provisions authorizing certain alligator producers to be issued aquaculture certificates of registration; providing legislative intent; preempting to the department the regulatory and permitting authority for all aquaculture products; providing construction; revising the types of aquaculture products that may be sold by an aquaculture producer under certain circumstances; amending s. 597.005, F.S.; revising the composition and responsibilities of the Aquaculture Review Council; amending s. 599.002, F.S.; revising the composition of the Viticulture Advisory Council; amending s. 934.50, F.S.; authorizing non-law enforcement employees of the department to use drones for specified purposes; amending s. 259.105, F.S.; conforming cross-references; reenacting ss. 373.016(4)(a), 373.223(3), and 373.701(2)(a), F.S., relating to declarations of state water policy and conditions for a permit, respectively, to

incorporate the amendment made by this act to s. 500.03, F.S., in references thereto; providing an appropriation; providing an effective date.

By the Appropriations Committee on Health and Human Services; the Committee on Children, Families, and Elder Affairs; and Senators Simon and Book—

CS for CS for SB 1182—A bill to be entitled An act relating to education and training for Alzheimer’s disease and related forms of dementia; creating s. 430.5025, F.S.; providing a short title; defining terms; requiring the Department of Elderly Affairs to offer certain education about Alzheimer’s disease and related forms of dementia to the general public; specifying uniform dementia-related education and training for employees of covered providers; requiring the department to provide certain dementia-related employee training in an online format and at no cost; providing minimum requirements for the training; requiring the department to make a record of the completion of the training; providing requirements for the record; requiring covered providers to maintain such records of training completion for their employees; providing that an employee does not have to repeat such training after changing employment to another covered provider; providing additional training and continuing education requirements for certain employees who provide direct care to patients with Alzheimer’s disease or related forms of dementia; authorizing the department to establish training curriculum guidelines; authorizing the department to approve training providers and curricula and maintain a list of approved providers; authorizing training to be offered in a variety of formats; providing that certain continuing education does not require the adoption of curriculum guidelines by the department or provider or curriculum approval by the department; authorizing the department to develop or provide continuing education training or curricula as an option for covered providers and their employees; providing qualifications and requirements for training providers; providing that training curricula approved before the effective date of the act remain in effect until their respective expiration dates; authorizing the department to adopt rules related to training curriculum guidelines, qualified training providers, and compliance monitoring procedures; authorizing certified nursing assistants to count the dementia-related training toward their annual certification training requirements; authorizing health care practitioners to count the dementia-related training requirements toward their continuing education requirements for licensure; authorizing persons employed, contracted, or referred to provide services before the effective date of the act to complete the required training by a specified date; providing for the substitution of equivalent training for training required by this act; authorizing persons to satisfy the training requirements of this act using training curricula approved before the effective date of the act until the department adopts rules for training curricula guidelines; amending ss. 400.0239, 400.1755, and 400.4785, F.S.; conforming provisions to changes made by the act; creating s. 400.51, F.S.; requiring a person employed, contracted, or referred by a nurse registry or a person registered with the Agency for Health Care Administration to provide companion or homemaker services to complete specified training; amending s. 400.980, F.S.; requiring health care services pools to verify and maintain documentation that certain employees or independent contractors have met specified licensing, certification, training, and continuing education requirements; prohibiting delegation of specified responsibilities; amending s. 429.178, F.S.; conforming provisions to changes made by the act; amending s. 429.52, F.S.; conforming provisions to changes made by the act; exempting certain employees of assisted living facilities from specified training requirements; amending ss. 429.83, 429.917, and 429.918, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Finance and Tax; and Community Affairs; and Senator Collins—

CS for CS for SB 1184—A bill to be entitled An act relating to agricultural lands; amending s. 125.01, F.S.; prohibiting a county from levying special assessments on certain lands; deleting exceptions; deleting the definition of the term “agricultural pole barn”; amending s. 163.3162, F.S.; defining the term “agricultural employee”; authorizing construction or installation of housing for agricultural employees on certain lands; providing requirements for such housing; exempting such housing from certain local government approval; providing limitations

on eligibility for residential uses of certain property; amending s. 193.461, F.S.; prohibiting local governments from adopting land use or zoning restrictions, conditions, or regulations that require termination or surrender of agricultural classifications for certain property; providing that such restrictions, conditions, or regulations adopted before a specified date are invalid and unenforceable; amending s. 381.0065, F.S.; requiring the Department of Environmental Protection to permit and inspect toilet facilities placed on lands classified as agricultural for certain use; providing an effective date.

By the Committees on Fiscal Policy; and Governmental Oversight and Accountability; and Senator Boyd—

CS for CS for SB 1188—A bill to be entitled An act relating to contract liability; amending s. 287.058, F.S.; requiring that certain procurement agreements include a specified provision; reenacting ss. 287.0571(5) and 1002.84(13), F.S., relating to contract requirements for proposed outsourcing and procurement contract requirements for early learning coalitions, respectively, to incorporate the amendment made to s. 287.058, F.S., in references thereto; providing an effective date.

By the Appropriations Committee on Criminal and Civil Justice; the Committee on Criminal Justice; and Senator Burgess—

CS for CS for SB 1226—A bill to be entitled An act relating to controlled substances; amending s. 893.13, F.S.; providing criminal penalties; providing for a mandatory minimum term of imprisonment if a person sells, manufactures, or delivers or possesses with intent to sell, manufacture, or deliver specified substances or mixtures, and such substance or mixture has at least one specified attribute; amending s. 893.135, F.S.; providing enhanced criminal penalties; providing for a mandatory minimum term of imprisonment if a person commits specified prohibited acts relating to controlled substances, and such substance or mixture has at least one specified attribute; providing an effective date.

By the Appropriations Committee on Transportation, Tourism, and Economic Development; the Committee on Transportation; and Senator DiCeglie—

CS for CS for SB 1250—A bill to be entitled An act relating to the Department of Transportation; amending s. 288.9606, F.S.; providing construction regarding the proceeds of bonds of the Florida Development Finance Corporation; revising purposes for which the corporation may, without certain authorization from a public agency, issue revenue bonds or other evidence of indebtedness; amending s. 311.101, F.S.; authorizing the department to provide up to 100 percent of project costs for certain eligible projects in rural areas of opportunity; amending s. 316.0777, F.S.; defining the term “law enforcement agency”; authorizing installation of an automated license plate recognition system within the right-of-way of any road on the State Highway System for a specified purpose; providing that such installations are solely within the department’s discretion and must be in accordance with placement and installation guidelines developed by the department; prohibiting use of an automated license plate recognition system to issue a notice of violation or a traffic citation; requiring removal of such a system within a specified timeframe at the expense of the requesting law enforcement agency upon notification by the department; providing that the department is not liable for any damages resulting from the requesting law enforcement agency’s operation of such a system; providing for a maximum period of retention of certain records generated through the use of an automated license plate recognition system; amending s. 330.30, F.S.; prohibiting the department from requiring an applicant to provide a written memorandum of understanding or letter of agreement with other airport sites regarding air traffic pattern separation procedures under certain circumstances; providing exceptions; amending s. 332.007, F.S.; authorizing the department, subject to the availability of appropriated funds, to fund up to 100 percent of eligible project costs of certain projects at specified publicly owned, publicly operated airports with no scheduled commercial service; providing prioritization criteria; providing for allocation of any remaining funds; amending s. 334.044, F.S.; revising the department’s powers and duties; amending s. 337.11, F.S.; increasing the maximum cost of contracts for construction and maintenance the department may enter into without advertising and receiving competitive bids; amending s. 339.135, F.S.; abrogating the

expiration of provisions authorizing the approval of certain work program amendments submitted by the department; amending s. 339.175, F.S.; abolishing the Chairs Coordinating Committee; requiring metropolitan planning organizations serving specified counties to submit a certain feasibility report by a specified date, with certain goals; amending s. 341.052, F.S.; requiring that public transportation development plans of eligible providers of public transit block grants be consistent with the long-range transportation plans of the metropolitan planning area in which the providers are located; amending s. 341.071, F.S.; revising requirements of annual public transit provider reports; requiring each public transit provider to publish on its website, rather than in the local newspaper, certain performance measures; repealing part IV of ch. 348, F.S., relating to the Santa Rosa Bay Bridge Authority; transferring the governance and control of the Santa Rosa Bay Bridge Authority to the department; transferring the remaining assets, facilities, property, and property rights of the authority to the department; providing that the department succeeds to all powers of the authority; authorizing the department to review other contracts, financial obligations, and contractual obligations and liabilities of the authority and to assume legal liability for such obligations determined by the department to be necessary for the continued operation of the bridge system; authorizing the department to transfer the bridge system, or any portion thereof, to become part of the turnpike system; providing effective dates.

By the Committees on Fiscal Policy; and Transportation; and Senators Trumbull, Burgess, Gruters, and Ingoglia—

CS for CS for SB 1258—A bill to be entitled An act relating to the use of phosphogypsum; amending s. 336.044, F.S.; authorizing the Department of Transportation to undertake demonstration projects using phosphogypsum in road construction aggregate material to determine its feasibility as a paving material; creating s. 337.02611, F.S.; requiring the department to conduct a study on the suitability of using phosphogypsum as a construction aggregate material; providing requirements for the study; providing that such materials may be used as a construction aggregate material in accordance with specified regulations if the department determines it suitable for such use; amending s. 403.7045, F.S.; prohibiting phosphogypsum from being regulated as solid waste if used in accordance with an allowed use under specified federal regulations and approvals; providing that phosphogypsum may be placed in stack systems permitted by the department; providing an effective date.

By the Appropriations Committee on Health and Human Services; and Senators Rouson and Davis—

CS for SB 1352—A bill to be entitled An act relating to sickle cell disease medications, treatment, and screening; creating s. 383.147, F.S.; requiring newborn and infant screening providers to notify primary care physicians of newborns and infants of certain screening results and to submit the results to the Department of Health for a specified purpose; requiring such physicians to provide certain information to parents and guardians of such newborns or infants; requiring the department to contract with a certain center to establish and maintain a sickle cell registry; providing a requirement for the registry; authorizing parents and guardians of children in the registry to request to have them removed from the registry; providing duties of the department and the center; providing requirements for certain notification that the center must provide to parents and guardians; requiring the department to adopt rules; creating s. 409.91235, F.S.; requiring the Agency for Health Care Administration, in consultation with certain entities, to review sickle cell disease medications, treatments, and services for Medicaid recipients and develop a written report, post the report on its website, and submit a copy of the report to the Governor, the Legislature, and certain entities by a specified date and every 2 years thereafter; providing requirements for the report; providing an appropriation; providing an effective date.

By the Appropriations Committee on Education; and Senators Perry and Collins—

CS for SB 1386—A bill to be entitled An act relating to the Florida School for Competitive Academics; amending s. 1000.04, F.S.; revising the components of the delivery of public education within the Florida

Early Learning-20 education system to include the Florida School for Competitive Academics; creating s. 1002.351, F.S.; providing for the establishment of the Florida School for Competitive Academics; providing for the purpose and mission of the school; requiring each district school board to ensure eligible students are informed of the school; providing for the appointment of the board of trustees; prescribing the powers and duties of the board of trustees; providing sovereign immunity to the board of trustees; specifying the board's duties regarding the maintenance of student and employee records; providing requirements regarding background screening of school personnel; specifying duties of the board regarding personnel; providing for funding of the school; requiring the Auditor General to conduct audits of the school; authorizing the Department of Education's Office of Inspector General to conduct investigations, as appropriate; exempting the school from specified requirements in the Florida Early Learning-20 Education Code; providing exceptions; specifying applicability of certain provisions of law; creating s. 1011.58, F.S.; prescribing procedures for the school's submittal of legislative budget requests; requiring the school to submit an implementation plan to the Department of Education; requiring the Commissioner of Education to include the school in the department's legislative budget request, subject to specified conditions; requiring the school to submit its fixed capital outlay request to the department; creating s. 1011.59, F.S.; prescribing procedures and requirements governing the request and the appropriation of funds for the operation of the school; requiring the board to develop an annual operating budget; requiring the Chief Financial Officer to transfer or reallocate funds if certain conditions are met; requiring the board to establish authorized positions within funds appropriated to the school; providing for the carry forward of any unexpended funds; providing that the board of trustees may expend, reserve, or carry forward of certain balances for fixed capital outlay projects; amending s. 11.45, F.S.; revising the duties of the Auditor General to conform to changes made by the act; amending s. 110.205, F.S.; exempting school personnel from provisions governing the state career service system; amending s. 216.251, F.S.; specifying the manner of setting salaries for positions within the school; amending s. 447.203, F.S.; revising the definition of the terms "public employer" or "employer" to include the school for purposes of part II of ch. 447, F.S.; making technical changes; amending s. 1001.20, F.S.; revising the powers of the department's Office of Inspector General to conform to changes made by the act; providing a directive to the Division of Law Revision; providing an effective date.

By the Appropriations Committee on Health and Human Services; the Committee on Health Policy; and Senator Davis—

CS for CS for SB 1408—A bill to be entitled An act relating to the sickle cell program; providing a short title; amending s. 381.815, F.S.; requiring the Department of Health to establish a grant program for the prevention, care, and treatment of sickle cell disease and sickle cell trait or sickle cell trait carriers and for certain educational programs; requiring the department to develop application criteria and standards of eligibility for grants under the program; requiring the department to ensure that grant funds are used for specified purposes; requiring the department to conduct a specified study; requiring the department to adopt rules; providing an effective date.

By the Committee on Fiscal Policy; and Senator Avila—

CS for SB 1456—A bill to be entitled An act relating to firearm offenses; amending s. 775.087, F.S.; adding the conviction for committing or the attempt to commit a felony offense of human trafficking to the list of offenses during the commission of which if a person possesses a firearm, destructive device, a semiautomatic firearm and its high-capacity detachable box magazine, or a machine gun, such person is subject to a specified mandatory minimum term of imprisonment; conforming provisions to changes made by the act; amending s. 790.22, F.S.; increasing the maximum number of days of detention that a minor who violates specified provisions for a first, second, or subsequent offense may serve in a secure detention facility; amending s. 812.014, F.S.; increasing the criminal penalties and providing that it is grand theft of the second degree if the property stolen is a firearm and the offender has previously been convicted for grand theft of a firearm under a specified provision; conforming a provision to changes made by the act; amending s. 985.24, F.S.; requiring consideration of a juvenile's use of a firearm when determining detention; amending s. 985.245, F.S.;

requiring the juvenile risk assessment instrument to consider a juvenile's unlawful use of a firearm; amending s. 985.25, F.S.; requiring a juvenile charged with an offense involving the possession or use of a firearm to be placed in secure detention care at a specified hearing; amending s. 985.26, F.S.; authorizing a court to extend the length of secure detention if a child is charged with an offense involving the possession or use of a firearm; amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

By the Committee on Fiscal Policy; and Senator Martin—

CS for SB 1534—A bill to be entitled An act relating to pretrial release and detention; amending s. 903.011, F.S.; providing for setting, reduction, and alteration of bail; requiring the Supreme Court to create and periodically update a statewide uniform bail bond schedule for certain offenses; providing for the chief judge of a judicial circuit to establish a lower bail bond schedule in certain cases; requiring Supreme Court approval for local deviations from the statewide uniform bail bond schedule; providing that arrested persons in certain categories may not be released until a first appearance and that bond for such persons be individually determined based on specified factors; amending s. 903.047, F.S.; authorizing a court to consider nonmonetary conditions in addition to or in lieu of a monetary amount subject to specified limitations; listing possible nonmonetary conditions; amending s. 903.0471, F.S.; providing that a court may revoke pretrial release and order pretrial detention if a defendant materially violates any release condition; amending s. 907.041, F.S.; revising the definition of the term “dangerous crime”; providing that a person arrested for a dangerous crime may not be granted nonmonetary pretrial release at a first appearance hearing; specifying that upon motion by the state attorney, a court may order pretrial detention in certain circumstances; providing for a detention hearing for persons charged with dangerous crimes; authorizing a state attorney or a court to move for detention of persons charged with dangerous crimes in certain circumstances; requiring a court to order pretrial detention in certain circumstances; providing requirements for detention hearings; revising requirements for a pretrial detention order; requiring a court to provide specified information to certain defendants; providing that a party may move for reconsideration of a pretrial detention order any time before trial in certain circumstances; removing a requirement for pretrial detention for defendants charged with illegally manufacturing controlled substances in certain cases; providing an effective date.

By the Committees on Fiscal Policy; and Health Policy; and Senators Brodeur, Rodriguez, Wright, and Perry—

CS for CS for SB 1550—A bill to be entitled An act relating to prescription drugs; providing a short title; amending s. 499.005, F.S.; specifying additional prohibited acts related to the Florida Drug and Cosmetic Act; amending s. 499.012, F.S.; providing that prescription drug manufacturer and nonresident prescription drug manufacturer permitholders are subject to specified requirements; creating s. 499.026, F.S.; defining terms; requiring certain drug manufacturers to notify the Department of Business and Professional Regulation of reportable drug price increases on a specified form on the effective date of such increase; providing requirements for the form; providing construction; requiring such manufacturers to submit certain reports to the department by a specified date each year; providing requirements for the reports; authorizing the department to request certain additional information from the manufacturer before approving the report; requiring the department to submit the forms and reports to the Agency for Health Care Administration to be posted on the agency's website; prohibiting the agency from posting on its website certain submitted information that is marked as a trade secret; requiring the agency to compile all information from the submitted forms and reports and make it available to the Governor and the Legislature upon request; prohibiting manufacturers from claiming a public records exemption for trade secrets for certain information provided in such forms or reports; providing that department employees remain protected from liability for releasing the forms and reports as public records; authorizing the department, in consultation with the agency, to adopt rules; providing for emergency rulemaking; amending s. 624.307, F.S.; requiring the Division of Consumer Services of the Department of Financial Services to designate an employee as the primary contact for consumer complaints involving

pharmacy benefit managers; requiring the division to refer certain complaints to the Office of Insurance Regulation; amending s. 624.490, F.S.; revising the definition of the term “pharmacy benefit manager”; amending s. 624.491, F.S.; revising provisions related to pharmacy audits; amending s. 626.88, F.S.; revising the definition of the term “administrator”; defining the term “pharmacy benefit manager”; amending s. 626.8805, F.S.; providing a grandfathering provision for certain pharmacy benefit managers operating as administrators; providing a penalty for certain persons who do not hold a certificate of authority to act as an administrator on or after a specified date; requiring the office to submit a report detailing specified information to the Governor and the Legislature by a specified date; providing additional requirements for pharmacy benefit managers applying for a certificate of authority to act as an administrator; exempting pharmacy benefit managers from certain fees; amending s. 626.8814, F.S.; requiring pharmacy benefit managers to identify certain ownership affiliations to the office; requiring pharmacy benefit managers to report any change in such information to the office within a specified timeframe; creating s. 626.8825, F.S.; defining terms; providing requirements for certain contracts between a pharmacy benefit manager and a pharmacy benefits plan or program; requiring pharmacy benefits plans and programs, beginning on a specified date, to annually submit a certain attestation to the office; providing requirements for certain contracts between a pharmacy benefit manager and a participating pharmacy; requiring the Financial Services Commission to adopt rules; specifying requirements for certain administrative appeal procedures that such contracts with participating pharmacies must include; requiring pharmacy benefit managers to submit reports on submitted appeals to the office every 90 days; creating s. 626.8827, F.S.; specifying prohibited practices for pharmacy benefit managers; creating s. 626.8828, F.S.; authorizing the office to investigate administrators that are pharmacy benefit managers and certain applicants; requiring the office to review certain referrals and investigate them under certain circumstances; providing for biennial reviews of pharmacy benefit managers; requiring the office to submit an annual report of its examinations to the Governor and the Legislature by a specified date; providing requirements for the report, including specified additional requirements for the biennial reports; authorizing the office to conduct additional examinations; requiring the office to conduct an examination under certain circumstances; providing procedures and requirements for such examinations; defining the terms “contracts” and “knowing and willful”; providing that independent professional examiners under contract with the office may conduct examinations of pharmacy benefit managers; requiring the commission to adopt specified rules; specifying provisions that apply to such investigations and examinations; providing recordkeeping requirements for pharmacy benefit managers; authorizing the office to order the production of such records and other specified information; authorizing the office to take statements under oath; requiring pharmacy benefit managers and applicants subjected to an investigation or examination to pay the associated expenses; specifying covered expenses; providing for collection of such expenses; providing for the deposit of certain moneys into the Insurance Regulatory Trust Fund; authorizing the office to pay examiners, investigators, and other persons from such fund; providing administrative penalties; providing grounds for administrative action against a certificate of authority; amending s. 626.89, F.S.; requiring pharmacy benefit managers to notify the office of specified complaints, settlements, or discipline within a specified timeframe; requiring pharmacy benefit managers to annually submit a certain attestation statement to the office; amending s. 627.42393, F.S.; providing that certain step-therapy protocol requirements apply to a pharmacy benefit manager acting on behalf of a health insurer; amending ss. 627.64741 and 627.6572, F.S.; conforming provisions to changes made by the act; amending s. 641.31, F.S.; providing that certain step-therapy protocol requirements apply to a pharmacy benefit manager acting on behalf of a health maintenance organization; amending s. 641.314, F.S.; conforming a provision to changes made by the act; providing legislative intent, construction, and severability; providing appropriations and authorizing positions; providing an effective date.

By the Appropriations Committee on Health and Human Services; the Committee on Children, Families, and Elder Affairs; and Senator Ingoglia—

CS for CS for SB 1690—A bill to be entitled An act relating to sexual exploitation and human trafficking; amending s. 394.875, F.S.; requir-

ing residential treatment centers for children and adolescents to place specified signage; requiring the Department of Children and Families, in consultation with the Agency for Health Care Administration, to adopt rules; amending s. 787.29, F.S.; making technical changes; creating s. 402.88, F.S.; defining terms; requiring the department to develop a process to certify adult safe houses that provide housing and care to adult survivors of human trafficking; providing certification requirements; authorizing rulemaking; requiring the department to inspect adult safe houses before certification and annually thereafter; requiring the department to ensure the staff of each adult safe house completes specified intensive training; providing for department actions for noncompliance; amending s. 409.1678, F.S.; providing requirements for safe houses and safe foster homes; requiring the department to develop or approve educational programming on commercial sexual exploitation; amending s. 409.175, F.S.; requiring specified signage to be placed on the premises of facilities maintained by licensed child-caring agencies; requiring the department to adopt rules; amending s. 943.0583, F.S.; expanding the eligibility criteria for human trafficking victims who may seek expunction to include victims with certain records related to an offense listed in s. 775.084(1)(b)1., F.S.; providing an effective date.

By the Committee on Fiscal Policy; the Appropriations Committee on Criminal and Civil Justice; and the Committee on Criminal Justice—

CS for CS for SB 7016—A bill to be entitled An act relating to the Department of Corrections; amending s. 944.35, F.S.; defining the terms “private correctional facility” and “volunteer”; providing criminal penalties for any volunteer or employee of a contractor or subcontractor of the Department of Corrections who engages in sexual misconduct with specified inmates or offenders; providing exceptions; providing for a type two transfer of private correctional facilities from the Department of Management Services to the Department of Corrections; providing construction; amending ss. 287.042, 394.9151, 943.13, 944.02, 944.115, 944.72, 944.8041, 945.215, 946.504, 957.04, 957.06, 957.07, 957.08, 957.12, 957.14, 957.15, and 957.16, F.S.; conforming provisions to changes made by the act; reenacting s. 944.47(2)(b), F.S., relating to the penalty for the introduction, removal, or possession of contraband, to incorporate the amendment made to s. 944.115, F.S., in a reference thereto; providing an effective date.

EXECUTIVE BUSINESS

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: Grenier, Mark, DeLand	10/31/2026
Board of Trustees of Broward College Appointee: Zachariah, Zachariah “Reggie” P., Jr., Fort Lauderdale	05/31/2026
Board of Trustees of Gulf Coast State College Appointee: Windham, Caroline, Panama City	05/31/2025
Board of Trustees of Hillsborough Community College Appointee: Lametto, Brian, Valrico	05/31/2026
Board of Cosmetology Appointee: Giddens, Trena, Quincy	10/31/2026
Board of Governors of the State University System Appointee: Oliva, Jose R., Miami	01/06/2026
Reemployment Assistance Appeals Commission Appointee: Epsky, Thomas D., Confidential pursuant to s. 119.071(4), F.S.	06/30/2023

Office and Appointment

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees, Florida Atlantic University Appointee: Levine, Bradley M., Lantana	01/06/2028
Board of Trustees, University of Central Florida Appointee: Cardenas, Ricardo, Windermere	01/06/2028
Board of Trustees, Florida State University Appointee: Henderson, Jim W., Winter Park	01/06/2028
Board of Trustees, University of South Florida Appointee: Horton, Oscar J., Lithia	01/06/2028
Board of Trustees, University of West Florida Appointee: Scott, Alonzie, III, Arlington	01/06/2026

Referred to the Committee on Ethics and Elections.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **SB 300** and **CS for SB 360** which he approved on April 13, 2023.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 95 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Duggan, Plasencia, Barnaby, Garcia—

CS for HB 95—A bill to be entitled An act relating to rights of law enforcement officers and correctional officers; amending s. 112.531, F.S.; providing definitions; amending s. 112.532, F.S.; providing rights of law enforcement officers and correctional officers relating to Brady identification systems; prohibiting a law enforcement officer or correctional officer from being discharged, suspended, demoted, or otherwise disciplined for certain reasons; providing construction; requiring the employing agency of a law enforcement officer or correctional officer to conform to certain rules and procedures; creating s. 112.536, F.S.; providing that a prosecuting agency is not required to maintain a Brady identification system; authorizing a prosecuting agency to choose different procedures to fulfill its obligations under a specified Supreme Court case; requiring the employing agency of a law enforcement officer or correctional officer to forward specified information to a prosecuting agency; requiring an employing agency to provide certain notice to a law enforcement officer or correctional officer in specified circumstances; requiring a prosecuting agency that maintains a Brady information system to adopt written policies; providing minimum requirements for such policies; authorizing a law enforcement officer or correctional officer to request reconsideration of the inclusion of his or her name and information in a Brady identification system; requiring a prosecuting agency to remove the name of a law enforcement officer or correctional officer in a Brady identification system under certain circumstances; requiring a prosecuting agency to notify a law enforcement officer or correctional officer and certain parties that the officer's name is being removed from the Brady identification system; authorizing a law enforcement officer or correctional officer to petition for a writ of mandamus under certain circumstances; providing the scope of a court's judicial review; providing construction; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 119 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Benjamin, Chambliss, Hart—

HB 119—A bill to be entitled An act relating to visiting county and municipal detention facilities; creating s. 951.225, F.S.; authorizing specified persons to visit at their pleasure county and municipal detention facilities; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 121 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Care Appropriations Subcommittee, Healthcare Regulation Subcommittee and Representative(s) Bartleman, Trabulsy, Anderson, Campbell, Cassel, Chaney, Daley, Eskamani, Franklin, Hunschovsky, Joseph, LaMarca, Lopez, V., Nixon, Tant, Waldron, Williams, Woodson—

CS for CS for HB 121—A bill to be entitled An act relating to Florida Kidcare program eligibility; amending s. 409.8132, F.S.; increasing the income eligibility threshold for coverage under the Medikids program component; amending s. 409.814, F.S.; increasing the income eligibility threshold for coverage under the Florida Kidcare program; requiring an applicant seeking coverage under the program to provide certain documentation if eligibility cannot be verified using reliable data sources; amending s. 409.816, F.S.; requiring that premiums for certain enrollees under the Florida Kidcare program be based on a tiered system of uniform premiums; amending s. 624.91, F.S.; conforming a provision to changes made by the act; providing effective dates.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 535 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Constitutional Rights, Rule of Law & Government Operations Subcommittee and Representative(s) Botana, Barnaby, Lopez, V., Plakon, Salzman—

CS for CS for HB 535—A bill to be entitled An act relating to funeral service benefits for public safety officers; providing a short title; amending s. 112.061, F.S.; authorizing travel expenses for certain members of a law enforcement agency for a specified purpose; amending s. 112.19, F.S.; increasing the amount of money to be paid toward the funeral and burial expenses of certain officers killed in the line of duty; creating s. 112.1921, F.S.; authorizing a certain number of hours of administrative leave to be granted to certain members of a law enforcement agency for a specified purpose; authorizing the head of a law enforcement agency to deny such administrative leave under certain circumstances; amending s. 287.17, F.S.; authorizing the use of a state motor vehicle to attend a funeral within the state of a law enforcement officer who was killed in the line of duty; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 537 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Silvers—

CS for HB 537—A bill to be entitled An act relating to custody and supervision of specified offenders; amending s. 794.011, F.S.; excluding certain offenders from eligibility to receive basic gain-time; amending s. 944.275, F.S.; excluding certain offenders from eligibility to receive incentive gain-time; amending s. 948.05, F.S.; excluding certain offenders from eligibility for specified reductions to a term of supervision; amending s. 948.30, F.S.; requiring a court to impose additional conditions of supervision on specified offenders; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 605, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Smith, Barnaby, Caruso, Edmonds, Garcia, Hart, Killebrew, LaMarca, Moon-ey, Roth, Salzman, Stark—

CS for HB 605—A bill to be entitled An act relating to expunction of criminal history records; reenacting and amending s. 943.0585, F.S.; revising an eligibility criterion under which a person is eligible to petition a court to expunge a criminal history record if an indictment, information, or other charging document was dismissed by a court; expanding an exception to an eligibility requirement for expunction of a criminal history record to allow a prior expunction of a criminal history record granted for an offense committed when the person was a minor; providing applicability; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 829 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Silvers, Lopez, V., Williams—

HB 829—A bill to be entitled An act relating to the operation and administration of the Baker Act; amending s. 394.457, F.S.; requiring the Department of Children and Families to provide specified information to certain individuals and organizations; requiring the department to maintain an information handbook and repository of answers to frequently asked questions; providing requirements for such handbook and repository; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 1117 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Buchanan, Arrington, López, J.—

HB 1117—A bill to be entitled An act relating to the medical treatment of animals; providing a short title; amending s. 474.202, F.S.; defining the term "veterinary telemedicine"; creating s. 474.2021, F.S.; authorizing veterinarians to practice veterinary telemedicine; providing licensure requirements to practice veterinary telemedicine; providing jurisdiction of the Board of Veterinary Medicine; requiring a veterinarian practicing telemedicine to establish a veterinarian/client/patient relationship, provide the client with specified information, and employ certain professional judgments regarding the use of veterinary telemedicine; authorizing a veterinarian practicing telemedicine to order, prescribe, or make available specified medicinal drugs; prohi-

biting such veterinarian from ordering, prescribing, or making available controlled substances unless certain conditions are met; authorizing veterinarians to practice veterinary telemedicine for animals on certain animal operations if the veterinarian meets certain conditions; amending s. 474.203, F.S.; conforming provisions to changes made by the act; amending s. 474.214, F.S.; revising grounds for disciplinary action against a veterinarian; amending s. 474.2165, F.S.; revising the definition of the term "records owner" to conform to changes made by the act; amending s. 828.30, F.S.; authorizing certain employees, agents, or contractors to administer rabies vaccinations under certain circumstances; providing that a supervising veterinarian assumes responsibility for any person working under the veterinarian's supervision or at his or her direction; defining the term "indirect supervision"; authorizing a veterinarian who indirectly supervises the administration of the rabies vaccination to affix his or her signature stamp in lieu of an actual signature on the rabies vaccination certificate; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1221 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Administration & Technology Appropriations Subcommittee and Representative(s) Tomkow—

CS for HB 1221—A bill to be entitled An act relating to broadband Internet service providers; creating s. 364.391, F.S.; defining terms; specifying that the poles of rural electric cooperatives that are engaged in the provision of broadband are subject to regulation by the Public Service Commission; authorizing the commission to access the books and records of such cooperatives for specified purposes; providing that such information that contains proprietary confidential business information retains its confidential or exempt status when held by the commission; providing construction; amending s. 425.04, F.S.; authorizing rural electric cooperatives to engage in the provision of broadband; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1297 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Baker, Bankson, Black, Holcomb, Jacques, Plakon, Temple, Yarkosky—

CS for CS for HB 1297—A bill to be entitled An act relating to capital sexual battery; amending s. 794.011, F.S.; providing for death sentences for certain child sexual offenders; creating s. 921.1425, F.S.; providing legislative intent concerning capital punishment for certain child sexual offenders; providing for separate death penalty proceedings in such cases; providing for findings and recommended sentences by a jury; providing for imposition of sentence of life imprisonment or death; providing requirements for a court order in support of a death sentence; providing for automatic review of sentences of death; specifying aggravating factors and mitigating circumstances; providing for victim impact evidence; providing for resentencing if provisions are found to be unconstitutional; providing applicability; amending ss. 921.137 and 921.141, F.S.; conforming provisions to changes made by the act; amending s. 924.07, F.S.; authorizing the state to appeal from a sentence on the grounds that it resulted from the failure of the circuit court to comply with specified sentencing procedure requirements; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1465 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Garrison, Snyder, Barnaby—

CS for HB 1465—A bill to be entitled An act relating to firearm and destructive device offenses; amending s. 775.087, F.S.; making an offense of human trafficking during which a person possesses a firearm or destructive device subject to a specified mandatory minimum term of imprisonment; conforming provisions to changes made by the act; making an offense of human trafficking during which a person possesses specified firearms or firearms accessories subject to a specified mandatory minimum term of imprisonment; amending s. 790.22, F.S.; revising the maximum time period a minor who commits unlawful firearm possession may be required to serve in secure detention; amending s. 812.014, F.S.; providing a penalty for a second or subsequent offense of grand theft of a firearm; amending s. 985.24, F.S.; requiring detention determination to consider a juvenile's unlawful firearm use; amending s. 985.245, F.S.; requiring the juvenile risk assessment instrument to consider a juvenile's unlawful firearm use; amending s. 985.25, F.S.; requiring a juvenile charged with an offense involving unlawful firearm possession or use to be placed in secure detention; amending s. 985.26, F.S.; authorizing a court to extend the length of secure detention when a juvenile is charged with an offense involving the possession or use of a firearm; amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1627 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Garrison, Gossett-Seidman—

CS for CS for HB 1627—A bill to be entitled An act relating to pretrial release and detention; amending s. 903.011, F.S.; providing for setting, reduction, and alteration of bail; requiring the Supreme Court to create and periodically update a statewide uniform bail bond schedule for certain offenses; providing for the chief judge of a judicial circuit to establish a lower bail bond schedule in certain cases; requiring Supreme Court approval for local deviations from the statewide uniform bail bond schedule; providing that arrested persons in certain categories may not be released until a first appearance and that bond for such persons be individually determined based on specified factors; amending s. 903.047, F.S.; authorizing a court to consider nonmonetary conditions in addition to or in lieu of a monetary amount subject to specified limitations; listing possible nonmonetary conditions; amending s. 903.0471, F.S.; providing that a court may revoke pretrial release and order pretrial detention if a defendant materially violates any release condition; amending s. 907.041, F.S.; revising the definition of the term "dangerous crime"; providing that a person arrested for a dangerous crime may not be granted nonmonetary pretrial release at a first appearance hearing; specifying that upon motion by the state attorney, a court may order pretrial detention in certain circumstances; providing for a detention hearing for persons charged with dangerous crimes; authorizing a state attorney or a court to move for detention of persons charged with dangerous crimes in certain circumstances; requiring a court to order pretrial detention in certain circumstances; providing requirements for detention hearings; revising requirements for a pretrial detention order; requiring a court to provide specified information to certain defendants; providing that a party may move for reconsideration of a pretrial detention order any time before trial in certain circumstances; removing a requirement for pretrial detention for defendants charged with illegally manufacturing controlled substances in certain cases; providing an effective date.

—was referred to the Committee on Fiscal Policy.

RETURNING MESSAGES — FINAL ACTION

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 300.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 384.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 450.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

ENROLLING REPORTS

SB 300 and CS for SB 360 have been enrolled, signed by the required constitutional officers, and presented to the Governor on April 13, 2023.

Tracy C. Cantella, Secretary

CO-INTRODUCERS

Senators Avila—CS for SB 452, CS for SB 612, SB 976, CS for SB 1632; Book—CS for SB 858; Davis—CS for SB 490, CS for SB 988; Garcia—CS for SB 724; Harrell—SB 326, SB 338, CS for SB 340, CS for SB 858; Jones—SB 1112; Osgood—SB 246; Perry—CS for SB 998; Pizzo—SB 1466; Rodriguez—SB 246; Thompson—SB 1466; Torres—SB 1466

SENATE PAGES

April 17-21, 2023

Yasmin Benitez, Miami; Ciara Bernard, Tallahassee; Phoenix Bolland, Tallahassee; Aria Brown, Jacksonville; Sevina Contreras, Fernandina Beach; Iyanna Cort, Miami; Taylor Dees, Palmetto; Braydon Griffiths, Panama City; Audrey Hopper, Fleming Island; Dillon Kornegay, Tallahassee; Kalela Leonard, Jacksonville; John Matthews, Tallahassee; Kevin Ross, Tallahassee; Camille Schneider, Tallahassee; Nathaniel Slade, Orlando; John Thomas, Tallahassee; Symone Thompson, Tallahassee; Hannah Wellendorf, Tallahassee; Pearce Witters, Tallahassee



Journal of the Senate

Number 17—Regular Session

Tuesday, April 18, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 4:00 p.m. A quorum present—39:

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Excused: Senator Yarborough

PRAYER

The following prayer was offered by Rabbi Greg Weisman, Temple Beth El, Boca Raton:

Holy One of Blessing, as the Florida Senate is gavelled back into session, we call upon you to ask your favor and blessing for this Senate, its members, officers, leadership, and staff. You, source of all, have bestowed us with so many gifts. We offer our thanks, praying we can use those gifts for the highest of purposes. We pray the wisdom you have instilled in each of your creations will emanate from their debate and their actions today rendering decisions for the good of the state. We pray the insight with which you have blessed us will help us to realize that we have much in common—that the Senate will work in the spirit of collegiality and common purpose for the good of the people of our state.

Today is an auspicious day on the calendar as we mark Yom Ha-Shoah—the day of remembrance of the victims of the Holocaust. We recall the horrific crimes against humanity perpetuated by the Nazi regime. We restate the holiness of each human being. On this day, we offer our gratitude for the ultimate triumph of our nation’s armed forces in preserving and expanding our commitment to democracy as a way of life. This day was chosen because as the anniversary of the Warsaw Ghetto Uprising, in 1943, when those who were victims of radical discrimination and oppression stood up for themselves, their rights, and their humanity. We remember them and valorize their bravery knowing it was because of the absence of a government, of and by the people, that helped allow those travesties to occur.

Inspired by the bravery of those who chose to stand up for the good, we ask for the blessings for this and all of our democratic institutions to protect the freedoms of all. As you hold each of us in the palm of your hand, may those of us entrusted with care and concern for others in our community be inspired by your care for us. May the words and actions of this Senate today continue to fulfill our state’s and our nation’s finest purposes of freedom and democracy, the pursuit of happiness, and liberty and justice for all. May this be your will. Amen.

PLEDGE

Senate Pages, Ciara Bernard of Tallahassee; Aria Brown of Jacksonville; and Dillon Kornegay 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. Michael Cromer of Tampa, sponsored by Senator Collins, as the doctor of the day. Dr. Cromer specializes in family medicine.

SPECIAL RECOGNITION

Senator Gruters recognized his wife, Sydney, who was present in the gallery.

Senator Hooper recognized his wife, Lee, who was present in the gallery and celebrating her birthday this day.

Senator Martin recognized his wife, Amy, who was present in the gallery.

SPECIAL ORDER CALENDAR

SENATOR BAXLEY PRESIDING

Consideration of **SB 7000** was deferred.

SB 7004—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 373.089, F.S., which provides an exemption from public records requirements for written valuations of surplus lands, documents used to form or pertaining to such a valuation, and written offers to purchase surplus land held by a water management district; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7004**, pursuant to Rule 3.11(3), there being no objection, **HB 7003** was withdrawn from the Committee on Rules.

On motion by Senator Rodriguez—

HB 7003—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 373.089, F.S., which provides an exemption from public record requirements for valuations, certain related records, and sales offers for sales related to surplus lands; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7004** and read the second time by title.

On motion by Senator Rodriguez, by two-thirds vote, **HB 7003** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	

Nays—None

Vote after roll call:

Yea—Madam President

SB 7012—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 an exemption from public records requirements for the address of a victim of an incident of mass violence; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7012**, pursuant to Rule 3.11(3), there being no objection, **HB 7031** was withdrawn from the Committee on Rules.

On motion by Senator Martin—

HB 7031—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 an exemption from public records requirements for the address of a victim of an incident of mass violence; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7012** and read the second time by title.

On motion by Senator Martin, by two-thirds vote, **HB 7031** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	

Nays—None

Vote after roll call:

Yea—Madam President

CS for SB 7020—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 943.082, F.S.; expanding exemptions from public records requirements for the identity of a reporting party and any information received through the mobile suspicious activity reporting tool to include such information held by the Department of Education; providing for retroactivity of the exemption; providing for future legislative review and repeal; providing statements of public necessity; providing an effective date.

—was read the second time by title. On motion by Senator Collins, by two-thirds vote, **CS for SB 7020** 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—38

Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	

Nays—None

Vote after roll call:

Yea—Madam President

SB 7022—A bill to be entitled An act relating to the Open Government Sunset Review Act; amending s. 943.687, F.S., which provides an exemption from public meetings requirements for any portion of a meeting of the Marjory Stoneman Douglas High School Safety Commission at which exempt or confidential and exempt information is discussed; removing the scheduled repeal of the exemption; amending s. 1006.12, F.S., relating to an exemption from public records requirements for information held by specified entities which could identify a safe-school officer; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Collins, 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—38

Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	

Nays—None

Vote after roll call:

Yea—Madam President

SB 10—A bill to be entitled An act for the relief of Kristin A. Stewart by Sarasota County; providing an appropriation to compensate her for injuries sustained as a result of the negligence of an employee of Sarasota County; providing legislative intent regarding the waiver of certain liens; providing limitations on compensation and the payment of attorney fees, lobbying fees, and costs or other similar expenses; providing an effective date.

—was read the second time by title. On motion by Senator Gruters, by two-thirds vote, **SB 10** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Stewart
Brodeur	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	
Collins	Osgood	

Nays—1

Perry

Vote after roll call:

Yea—Madam President

CS for CS for SB 538—A bill to be entitled An act relating to provisional child care licensing; amending s. 402.309, F.S.; requiring a local licensing agency or the Department of Children and Families, as applicable, to issue a provisional license or registration for a family day care home under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Trumbull, by two-thirds vote, **CS for CS for SB 538** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Stewart
Brodeur	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	
Collins	Osgood	

Nays—None

Vote after roll call:

Yea—Madam President, Simon

CS for SB 598—A bill to be entitled An act relating to higher educational facilities financing; amending s. 243.51, F.S.; modifying legislative findings and declarations regarding the Higher Education Facilities Financing Act; amending s. 243.53, F.S.; specifying when the

term for a new appointee to the Higher Educational Facilities Financing Authority begins; defining the term “communications media technology”; revising a requirement for when action may be taken by the authority; authorizing the authority to conduct meetings and workshops by means of communications media technology; providing notice requirements for meetings and workshops; amending s. 243.54, F.S.; authorizing the authority to contract with an entity to assist with administrative matters; amending s. 243.58, F.S.; prohibiting the authority from entering into a financing agreement with a participating institution for a project if at the time the agreement is executed certain conditions exist; amending s. 243.73, F.S.; revising the timeframe within which the authority is required to submit a report to the Governor and the Legislature; providing an effective date.

—was read the second time by title. On motion by Senator Martin, by two-thirds vote, **CS for SB 598** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	

Nays—None

Vote after roll call:

Yea—Madam President

On motion by Senator Gruters—

CS for SB 1416—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.08, F.S.; making technical changes; authorizing the court to consider the adultery of either spouse and any resulting economic impact in determining the amount of alimony awarded; requiring the court to make certain written findings in its awards of alimony; authorizing the court to award a combination of forms of alimony or forms of payment for certain purposes; providing a burden of proof for the party seeking support, maintenance, or alimony; requiring the court to make written findings under certain circumstances; revising factors that the court must consider in determining the form or forms of support, maintenance, or alimony; requiring the court to make specific findings regarding the purchase or maintenance of a life insurance policy or a bond to secure alimony; authorizing the court to apportion costs of such policies or bonds; modifying certain rebuttable presumptions related to the duration of a marriage for purposes of determining alimony; prohibiting the length of an award of rehabilitative alimony from exceeding a specified timeframe; revising a provision authorizing the modification of rehabilitative alimony upon completion of the rehabilitative plan; revising provisions related to durational alimony; prohibiting the length of an award of durational alimony from exceeding specified timeframes; authorizing the court to extend durational alimony under certain circumstances; specifying the calculation of durational alimony; removing a provision authorizing the court to award permanent alimony; providing applicability; amending s. 61.13, F.S.; removing the unanticipated change of circumstances requirement regarding modifying a parenting plan and time-sharing schedule; authorizing the court to consider a certain relocation of a parent as a substantial and material change for the purpose of a modification to the time-sharing schedule, subject to a certain determination; amending s. 61.14, F.S.; requiring the court to reduce or terminate support, maintenance, or alimony under certain circumstances; clarifying provisions

relating to supportive relationships; specifying burdens of proof for the obligor and obligee when the court must determine that a supportive relationship exists or has existed and the extent to which an award of support, maintenance, or alimony should be reduced or terminated; requiring the court to make certain written findings; revising the additional factors the court must consider regarding supportive relationships; revising construction and applicability; authorizing the court to reduce or terminate an award of support, maintenance, or alimony upon specific written findings of fact regarding the obligor's retirement; providing burdens of proof for the obligor and obligee; requiring the court to make written findings regarding specified factors when deciding whether to reduce or terminate support, maintenance, or alimony; authorizing the obligor to file a petition within a certain timeframe to modify or terminate his or her support, maintenance, or alimony obligation in anticipation of retirement; requiring the court to consider certain factors and make certain written findings; amending s. 741.0306, F.S.; revising the information contained in a certain family law handbook; 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, **CS for SB 1416** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brodeur—

CS for CS for SB 1550—A bill to be entitled An act relating to prescription drugs; providing a short title; amending s. 499.005, F.S.; specifying additional prohibited acts related to the Florida Drug and Cosmetic Act; amending s. 499.012, F.S.; providing that prescription drug manufacturer and nonresident prescription drug manufacturer permitholders are subject to specified requirements; creating s. 499.026, F.S.; defining terms; requiring certain drug manufacturers to notify the Department of Business and Professional Regulation of reportable drug price increases on a specified form on the effective date of such increase; providing requirements for the form; providing construction; requiring such manufacturers to submit certain reports to the department by a specified date each year; providing requirements for the reports; authorizing the department to request certain additional information from the manufacturer before approving the report; requiring the department to submit the forms and reports to the Agency for Health Care Administration to be posted on the agency's website; prohibiting the agency from posting on its website certain submitted information that is marked as a trade secret; requiring the agency to compile all information from the submitted forms and reports and make it available to the Governor and the Legislature upon request; prohibiting manufacturers from claiming a public records exemption for trade secrets for certain information provided in such forms or reports; providing that department employees remain protected from liability for releasing the forms and reports as public records; authorizing the department, in consultation with the agency, to adopt rules; providing for emergency rulemaking; amending s. 624.307, F.S.; requiring the Division of Consumer Services of the Department of Financial Services to designate an employee as the primary contact for consumer complaints involving pharmacy benefit managers; requiring the division to refer certain complaints to the Office of Insurance Regulation; amending s. 624.490, F.S.; revising the definition of the term "pharmacy benefit manager"; amending s. 624.491, F.S.; revising provisions related to pharmacy audits; amending s. 626.88, F.S.; revising the definition of the term "administrator"; defining the term "pharmacy benefit manager"; amending s. 626.8805, F.S.; providing a grandfathering provision for certain pharmacy benefit managers operating as administrators; providing a penalty for certain persons who do not hold a certificate of authority to act as an administrator on or after a specified date; requiring the office to submit a report detailing specified information to the Governor and the Legislature by a specified date; providing additional requirements for pharmacy benefit managers applying for a certificate of authority to act as an administrator; exempting pharmacy benefit managers from certain fees; amending s. 626.8814, F.S.; requiring pharmacy benefit managers to identify certain ownership affiliations to the office; requiring pharmacy benefit managers to report any change in such information to the office within a specified time-

frame; creating s. 626.8825, F.S.; defining terms; providing requirements for certain contracts between a pharmacy benefit manager and a pharmacy benefits plan or program; requiring pharmacy benefits plans and programs, beginning on a specified date, to annually submit a certain attestation to the office; providing requirements for certain contracts between a pharmacy benefit manager and a participating pharmacy; requiring the Financial Services Commission to adopt rules; specifying requirements for certain administrative appeal procedures that such contracts with participating pharmacies must include; requiring pharmacy benefit managers to submit reports on submitted appeals to the office every 90 days; creating s. 626.8827, F.S.; specifying prohibited practices for pharmacy benefit managers; creating s. 626.8828, F.S.; authorizing the office to investigate administrators that are pharmacy benefit managers and certain applicants; requiring the office to review certain referrals and investigate them under certain circumstances; providing for biennial reviews of pharmacy benefit managers; requiring the office to submit an annual report of its examinations to the Governor and the Legislature by a specified date; providing requirements for the report, including specified additional requirements for the biennial reports; authorizing the office to conduct additional examinations; requiring the office to conduct an examination under certain circumstances; providing procedures and requirements for such examinations; defining the terms "contracts" and "knowing and willful"; providing that independent professional examiners under contract with the office may conduct examinations of pharmacy benefit managers; requiring the commission to adopt specified rules; specifying provisions that apply to such investigations and examinations; providing recordkeeping requirements for pharmacy benefit managers; authorizing the office to order the production of such records and other specified information; authorizing the office to take statements under oath; requiring pharmacy benefit managers and applicants subjected to an investigation or examination to pay the associated expenses; specifying covered expenses; providing for collection of such expenses; providing for the deposit of certain moneys into the Insurance Regulatory Trust Fund; authorizing the office to pay examiners, investigators, and other persons from such fund; providing administrative penalties; providing grounds for administrative action against a certificate of authority; amending s. 626.89, F.S.; requiring pharmacy benefit managers to notify the office of specified complaints, settlements, or discipline within a specified timeframe; requiring pharmacy benefit managers to annually submit a certain attestation statement to the office; amending s. 627.42393, F.S.; providing that certain step-therapy protocol requirements apply to a pharmacy benefit manager acting on behalf of a health insurer; amending ss. 627.64741 and 627.6572, F.S.; conforming provisions to changes made by the act; amending s. 641.31, F.S.; providing that certain step-therapy protocol requirements apply to a pharmacy benefit manager acting on behalf of a health maintenance organization; amending s. 641.314, F.S.; conforming a provision to changes made by the act; providing legislative intent, construction, and severability; providing appropriations and authorizing positions; providing an effective date.

—was read the second time by title.

Senator Brodeur moved the following amendments which were adopted:

Amendment 1 (633284)—Delete lines 216-217 and insert: *department. The report must include all of the*

Amendment 2 (438956)—Delete lines 735-741 and insert: *employed by, or receive pharmacist services from this state.*

1. *The term includes, but is not limited to, health maintenance organizations, health insurers, self-insured employer health plans, discount card programs, and government-funded health plans, including the Statewide Medicaid Managed Care program established pursuant to part IV of chapter 409 and the state group insurance program pursuant to part I of chapter 110.*

2. *The term excludes such a plan or program under chapter 440.*

Amendment 3 (392522)—Delete lines 830-878 and insert: *the sole discretion of a covered person, provided the covered person is not penalized, such as through the imposition of a higher cost-sharing ob-*

ligation or a lower allowed-quantity limit, for choosing not to opt in to the mail order or delivery programs; and

4. Prohibit requiring a covered person to receive pharmacist services from an affiliated pharmacy or an affiliated health care provider for the in-person administration of covered prescription drugs; offering or implementing pharmacy networks that require or provide a promotional item or an incentive, defined as anything other than a reduced cost-sharing amount or enhanced quantity limit allowed under the benefit design for a covered drug, to a covered person to use an affiliated pharmacy or an affiliated health care provider for the in-person administration of covered prescription drugs; or advertising, marketing, or promoting an affiliated pharmacy to covered persons. Subject to the foregoing, a pharmacy benefit manager may include an affiliated pharmacy in communications to covered persons regarding network pharmacies and prices, provided that the pharmacy benefit manager includes information, such as links to all nonaffiliated network pharmacies, in such communications and that the information provided is accurate and of equal prominence. This subparagraph may not be construed to prohibit a pharmacy benefit manager from entering into an agreement with an affiliated pharmacy to provide pharmacist services to covered persons.

(f) Prohibit the ability of a pharmacy benefit manager to condition participation in one pharmacy network on participation in any other pharmacy network or penalize a pharmacy for exercising its prerogative not to participate in a specific pharmacy network.

(g) Prohibit a pharmacy benefit manager from instituting a network that requires a pharmacy to meet accreditation standards inconsistent with or more stringent than applicable federal and state requirements for licensure and operation as a pharmacy in this state. However, a pharmacy benefit manager may specify additional specialty networks that require enhanced standards related to the safety and competency necessary to meet the United States Food and Drug Administration's limited distribution requirements for dispensing any drug that, on a drug-by-drug basis, requires extraordinary special handling, provider coordination, or clinical care or monitoring when such extraordinary requirements cannot be met by a retail pharmacy. For purposes of this paragraph, drugs requiring extraordinary special handling are limited to drugs that are subject to a risk evaluation and mitigation strategy approved by the United States Food and Drug Administration and that:

1. Require special certification of a health care provider to prescribe, receive, dispense, or administer; or
2. Require special handling due to the molecular complexity or cytotoxic properties of the biologic or biosimilar product or drug.

For participation in a specialty network, a pharmacy benefit manager may not require a pharmacy to meet requirements for participation beyond those necessary to demonstrate the pharmacy's ability to dispense the drug in accordance with the United States Food and Drug Administration's approved manufacturer labeling.

Amendment 4 (704080)—Delete line 1075 and insert: unless payments are withheld because of fraud on the part

Pursuant to Rule 4.19, **CS for CS for SB 1550**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Brodeur—

CS for SB 1552—A bill to be entitled An act relating to public records; amending s. 624.319, F.S.; providing an exemption from public records requirements for examination and investigation reports and work papers relating to pharmacy benefit managers; providing for future legislative review and repeal of the exemption; reenacting and amending s. 626.884, F.S.; expanding a public records exemption for the books and records of administrators held by the Office of Insurance Regulation for purposes of examination, audit, and inspection to incorporate the inclusion of pharmacy benefit managers as administrators under the Florida Insurance Code; providing for future legislative review and repeal of the exemption; providing statements of public necessity; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1552** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 980** was deferred.

SB 1004—A bill to be entitled An act relating to high school equivalency diplomas; amending s. 1003.435, F.S.; prohibiting a district school board from requiring certain students to take a course before taking the high school equivalency examination unless the student failed to earn a passing score on a specified practice test; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1004**, pursuant to Rule 3.11(3), there being no objection, **HB 265** was withdrawn from the Committee on Rules.

On motion by Senator Torres—

HB 265—A bill to be entitled An act relating to high school equivalency diplomas; amending s. 1003.435, F.S.; prohibiting a district school board from requiring certain students to take a course before taking the high school equivalency examination unless the student failed to earn a passing score on a specified practice test; providing an effective date.

—a companion measure, was substituted for **SB 1004** and read the second time by title.

On motion by Senator Torres, by two-thirds vote, **HB 265** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Albritton	Collins	Osgood
Avila	Davis	Perry
Baxley	DiCeglie	Pizzo
Berman	Garcia	Polsky
Book	Grall	Powell
Boyd	Gruters	Rodriguez
Bradley	Hooper	Rouson
Brodeur	Hutson	Simon
Broxson	Ingoglia	Stewart
Burgess	Jones	Thompson
Burton	Martin	Torres
Calatayud	Mayfield	Wright

Nays—None

Vote after roll call:

Yea—Madam President, Harrell, Trumbull

Consideration of **CS for SB 1278** was deferred.

SB 722—A bill to be entitled An act relating to the practice of veterinary medicine; amending s. 474.203, F.S.; exempting certain out-of-state veterinarians who provide specified services under the responsible supervision of a veterinarian licensed in this state from certain regulations governing veterinary medical practice; providing that the supervising licensed veterinarian is responsible for such services; specifying that such out-of-state veterinarians are ineligible for a premises permit; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 722**, pursuant to Rule 3.11(3), there being no objection, **HB 719** was withdrawn from the Committee on Rules.

On motion by Senator Burton—

HB 719—A bill to be entitled An act relating to the practice of veterinary medicine; amending s. 474.203, F.S.; exempting certain out-of-state veterinarians who provide specified services under the responsible supervision of a veterinarian licensed in this state from certain regulations governing veterinary medical practice; providing that the supervising licensed veterinarian is responsible for such services; specifying that such out-of-state veterinarians are ineligible for a premises permit; providing an effective date.

—a companion measure, was substituted for **SB 722** and read the second time by title.

On motion by Senator Burton, by two-thirds vote, **HB 719** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	

Nays—None

Vote after roll call:

Yea—Madam President

CS for SB 302—A bill to be entitled An act relating to government and corporate activism; amending s. 17.57, F.S.; defining the term “pecuniary factor”; requiring that the Chief Financial Officer, or a party authorized to invest on his or her behalf, make investment decisions based solely on pecuniary factors; amending s. 20.058, F.S.; requiring a specified attestation, under penalty of perjury, from certain organizations; defining the term “pecuniary factor”; requiring citizen support organizations and direct-support organizations to make investment decisions based solely on pecuniary factors; amending s. 112.656, F.S.; requiring that investment decisions comply with a specified requirement related to the consideration of pecuniary factors; amending s. 112.661, F.S.; conforming a provision to changes made by the act; creating s. 112.662, F.S.; defining the term “pecuniary factor”; providing that only pecuniary factors may be considered in investment decisions for retirement systems or plans; providing that the interests of participants and beneficiaries of such systems or plans may not be subordinated to other objectives; requiring shareholder rights to be exercised considering only pecuniary factors; requiring specified reports; providing requirements for such reports; requiring the Department of Management Services to report certain noncompliance to the Attorney General; authorizing certain proceedings to be brought by the Attorney General who, if successful in those proceedings, is entitled to reasonable attorney fees and costs; requiring the department to adopt rules; providing applicability; amending ss. 175.071 and 185.06, F.S.; specifying that certain public boards of trustees are subject to the requirement that only pecuniary factors be considered in investment decisions; amending s. 215.47, F.S.; defining the term “pecuniary factor”; requiring the State Board of Administration to make investment decisions based solely on pecuniary factors; providing an exception to current investment and fiduciary standards in the event of a conflict; amending s. 215.475, F.S.; requiring the Florida Retirement System Defined Benefit Plan Investment Policy Statement to comply with the requirement that only pecuniary factors be considered in investment decisions; amending s. 215.4755, F.S.; requiring certain investment advisors or managers to certify in writing that investment decisions are based so-

lely on pecuniary factors; providing applicability; providing that failure to file a required certification is grounds for termination of certain contracts; providing that a submission of a materially false certification is deemed a willful refusal to comply with a certain fiduciary standard; requiring that certain noncompliance be reported to the Attorney General, who is authorized to bring certain civil or administrative actions; providing that if the Attorney General is successful in those proceedings, he or she is entitled to reasonable attorney fees and costs; creating s. 215.681, F.S.; defining terms; prohibiting bond issuers from issuing environmental, social, and governance bonds and taking other related actions; authorizing certain financial institutions to purchase and underwrite specified bonds; providing applicability; creating s. 215.855, F.S.; defining terms; requiring that contracts between governmental entities and investment managers contain certain provisions and a specified disclaimer; providing applicability; amending s. 218.415, F.S.; defining the term “pecuniary factor”; requiring units of local government to make investment decisions based solely on pecuniary factors; amending s. 280.02, F.S.; revising the definition of the term “qualified public depository”; creating s. 280.025, F.S.; requiring a specified attestation, under penalty of perjury, from certain entities, beginning on a specified date; amending s. 280.05, F.S.; requiring the Chief Financial Officer to verify such attestations; requiring the Chief Financial Officer to report materially false attestations to the Attorney General, who is authorized to bring certain civil and administrative actions; providing that if the Attorney General is successful in those proceedings, he or she is entitled to reasonable attorney fees and costs; providing construction; authorizing the Chief Financial Officer to suspend or disqualify a qualified public depository that no longer meets the definition of that term; amending s. 280.051, F.S.; adding grounds for suspension or disqualification of a qualified public depository; amending s. 280.054, F.S.; providing that failure to timely file a required attestation is deemed a knowing and willful violation; amending s. 280.055, F.S.; adding a circumstance under which the Chief Financial Officer may issue certain orders against a qualified public depository; creating s. 287.05701, F.S.; defining the term “awarding body”; prohibiting an awarding body from requesting certain documentation or giving preference to vendors based on their social, political, or ideological interests; requiring that solicitations for the procurement of commodities or contractual services by an awarding body contain a specified notification, beginning on a specified date; creating s. 516.037, F.S.; requiring licensees to make certain determinations based on an analysis of certain risk factors; prohibiting such licensees from engaging in unsafe and unsound practices; providing construction; providing that certain actions on the part of licensees are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from applicants and licensees, beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; creating s. 560.1115, F.S.; requiring licensees to make determinations about the provision or denial of services based on an analysis of certain risk factors; prohibiting the licensees from engaging in unsafe and unsound practices; providing construction; providing that certain actions are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from applicants and licensees, beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; amending s. 560.114, F.S.; revising the actions that constitute grounds for specified disciplinary action of a money services business, an authorized vendor, or an affiliated party; amending s. 655.005, F.S.; revising a definition; creating s. 655.0323, F.S.; requiring financial institutions to make determinations about the provision or denial of services based on an analysis of specified risk factors; prohibiting financial institutions from engaging in unsafe and unsound practices; providing construction; providing that certain actions are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from financial institutions annually, beginning on a specified date; providing that engaging in specified actions or failing to provide such attestation constitutes a violation of specified codes, subject to certain sanctions

and penalties; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; prohibiting certain entities from exercising specified authority; amending s. 1010.04, F.S.; prohibiting school districts, Florida College System institutions, and state universities from requesting certain documentation from vendors and giving preference to vendors based on their social, political, or ideological interests; requiring that solicitations for purchases or leases include a specified notice; reenacting s. 17.61(1), F.S., relating to powers and duties of the Chief Financial Officer in the investment of certain funds, to incorporate the amendment made to s. 17.57, F.S., in references thereto; reenacting s. 215.44(3), F.S., relating to the powers and duties of the Board of Administration in the investment of trust funds, to incorporate the amendment made to s. 215.47, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

THE PRESIDENT PRESIDING

MOTIONS

On motion by Senator Mayfield, the time of adjournment was extended until completion of the Special Order Calendar, Bills on Third Reading, announcements, and motions.

Pending further consideration of **CS for SB 302**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 3** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Grall—

CS for CS for HB 3—A bill to be entitled An act relating to government and corporate activism; amending s. 17.57, F.S.; defining the term “pecuniary factor”; requiring that the Chief Financial Officer, or a party authorized to invest on his or her behalf, make investment decisions based solely on pecuniary factors; amending s. 20.058, F.S.; requiring a specified attestation, under penalty of perjury, from certain organizations; defining the term “pecuniary factor”; requiring citizen support organizations and direct-support organizations to make investment decisions based solely on pecuniary factors; amending s. 112.656, F.S.; requiring that investment decisions comply with a specified requirement related to the consideration of pecuniary factors; amending s. 112.661, F.S.; conforming a provision to changes made by the act; creating s. 112.662, F.S.; defining the term “pecuniary factor”; providing that only pecuniary factors may be considered in investment decisions for retirement systems or plans; providing that the interests of participants and beneficiaries of such systems or plans may not be subordinated to other objectives; requiring shareholder rights to be exercised considering only pecuniary factors; requiring specified reports; providing requirements for such reports; requiring the Department of Management Services to report certain noncompliance to the Attorney General; authorizing certain proceedings to be brought by the Attorney General who, if successful in those proceedings, is entitled to reasonable attorney fees and costs; requiring the department to adopt rules; providing applicability; amending ss. 175.071 and 185.06, F.S.; specifying that certain public boards of trustees are subject to the requirement that only pecuniary factors be considered in investment decisions; amending s. 215.47, F.S.; defining the term “pecuniary factor”; requiring the State Board of Administration to make investment decisions based solely on pecuniary factors; providing an exception to current investment and fiduciary standards in the event of a conflict; amending s. 215.475, F.S.; requiring the Florida Retirement System Defined Benefit Plan Investment Policy Statement to comply with the requirement that only pecuniary factors be considered in investment decisions; amending s. 215.4755, F.S.; requiring certain investment advisors or managers to certify in writing that investment decisions are based solely on pecuniary factors; providing applicability; providing that failure to file a required certification is grounds for termination of

certain contracts; providing that a submission of a materially false certification is deemed a willful refusal to comply with a certain fiduciary standard; requiring that certain noncompliance be reported to the Attorney General, who is authorized to bring certain civil or administrative actions; providing that if the Attorney General is successful in those proceedings, he or she is entitled to reasonable attorney fees and costs; creating s. 215.681, F.S.; defining terms; prohibiting bond issuers from issuing environmental, social, and governance bonds and taking other related actions; authorizing certain financial institutions to purchase and underwrite specified bonds; providing applicability; creating s. 215.855, F.S.; defining terms; requiring that contracts between governmental entities and investment managers contain certain provisions and a specified disclaimer; providing applicability; amending s. 218.415, F.S.; defining the term “pecuniary factor”; requiring units of local government to make investment decisions based solely on pecuniary factors; amending s. 280.02, F.S.; revising the definition of the term “qualified public depository”; creating s. 280.025, F.S.; requiring a specified attestation, under penalty of perjury, from certain entities; amending s. 280.05, F.S.; requiring the Chief Financial Officer to verify such attestations; requiring the Chief Financial Officer to report materially false attestations to the Attorney General, who is authorized to bring certain civil and administrative actions; providing that if the Attorney General is successful in those proceedings, he or she is entitled to reasonable attorney fees and costs; providing construction; authorizing the Chief Financial Officer to suspend or disqualify a qualified public depository that no longer meets the definition of that term; amending s. 280.051, F.S.; adding grounds for suspension or disqualification of a qualified public depository; amending s. 280.054, F.S.; providing that failure to timely file a required attestation is deemed a knowing and willful violation; amending s. 280.055, F.S.; adding a circumstance under which the Chief Financial Officer may issue certain orders against a qualified public depository; creating s. 287.05701, F.S.; defining the term “awarding body”; prohibiting an awarding body from requesting certain documentation or giving preference to vendors based on their social, political, or ideological interests; requiring that solicitations for the procurement of commodities or contractual services by an awarding body contain a specified notification, beginning on a specified date; creating s. 516.037, F.S.; requiring licensees to make certain determinations based on an analysis of certain risk factors; prohibiting such licensees from engaging in unsafe and unsound practices; providing construction; providing that certain actions on the part of licensees are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from applicants and licensees, beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; creating s. 560.1115, F.S.; requiring licensees to make determinations about the provision or denial of services based on an analysis of certain risk factors; prohibiting the licensees from engaging in unsafe and unsound practices; providing construction; providing that certain actions are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from applicants and licensees, beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; amending s. 560.114, F.S.; revising the actions that constitute grounds for specified disciplinary action of a money services business, an authorized vendor, or an affiliated party; amending s. 655.005, F.S.; revising a definition; creating s. 655.0323, F.S.; requiring financial institutions to make determinations about the provision or denial of services based on an analysis of specified risk factors; prohibiting financial institutions from engaging in unsafe and unsound practices; providing construction; providing that certain actions are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from financial institutions annually, beginning on a specified date; providing that a failure to comply with

specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; prohibiting certain entities from exercising specified authority; amending s. 1010.04, F.S.; prohibiting school districts, Florida College System Institutions, and state universities from requesting certain documentation from vendors and giving preference to vendors based on their social, political, or ideological interests; requiring that solicitations for purchases or leases include a specified notice; reenacting s. 17.61(1), F.S., relating to powers and duties of the Chief Financial Officer in the investment of certain funds, to incorporate the amendment made to s. 17.57, F.S., in references thereto; reenacting s. 215.44(3), F.S., relating to the powers and duties of the Board of Administration in the investment of trust funds, to incorporate the amendment made to s. 215.47, F.S., in a reference thereto; providing an effective date.

—a companion measure, was substituted for **CS for SB 302** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 3** was placed on the calendar of Bills on Third Reading.

SPECIAL RECOGNITION

Senator Wright recognized Senator Broxson’s wife, Mary, who was present in the gallery.

CS for SB 552—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing an exemption from public records requirements for certain information relating to communications services locations, project proposals, and challenges submitted to the Department of Economic Opportunity under the Broadband Opportunity Program or pursuant to a federal broadband access grant program implemented by the department; 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 second time by title. On motion by Senator Hooper, by two-thirds vote, **CS for SB 552** 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

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

CS for SB 574—A bill to be entitled An act relating to the termination of agreements by a servicemember; amending s. 83.682, F.S.; defining the term “government quarters” for purposes of the termination of a servicemember’s rental agreement; making technical changes; providing an effective date.

—was read the second time by title. On motion by Senator Burgess, by two-thirds vote, **CS for SB 574** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

SJR 94—A joint resolution proposing an amendment to Section 4 of Article IX and the creation of a new section in Article XII of the State Constitution to require members of a district school board to be elected in a partisan election.

—was read the second time by title.

Pending further consideration of **SJR 94**, pursuant to Rule 3.11(3), there being no objection, **HJR 31** was withdrawn from the Committee on Rules.

On motion by Senator Gruters—

HJR 31—A joint resolution proposing an amendment to Section 4 of Article IX and the creation of a new section in Article XII of the State Constitution to require members of a district school board to be elected in a partisan election.

—a companion measure, was substituted for **SJR 94** and read the second time by title.

Pursuant to Rule 4.19, **HJR 31** was placed on the calendar of Bills on Third Reading.

CS for SB 636—A bill to be entitled An act relating to individual education plans; amending s. 1003.5716, F.S.; requiring individual education plans for certain students to contain information and instruction on certain legal rights and responsibilities that transfer to students at the age of 18; requiring such information to include ways in which a student may provide informed consent to allow his or her parent to continue to participate in his or her educational decisions; requiring the State Board of Education to adopt rules; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 636**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 19** was withdrawn from the Committee on Rules.

On motion by Senator Simon—

CS for CS for HB 19—A bill to be entitled An act relating to individual education plans; amending s. 1003.5716, F.S.; requiring individual education plans for certain students to contain information and instruction on certain legal rights and responsibilities that transfer to students at the age of 18; requiring such information to include ways in which a student may provide informed consent to allow his or her parent to continue to participate in his or her educational decisions; requiring the State Board of Education to adopt rules; providing an effective date.

—a companion measure, was substituted for **CS for SB 636** and read the second time by title.

On motion by Senator Simon, by two-thirds vote, **CS for CS for HB 19** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

CS for SB 946—A bill to be entitled An act relating to public records; amending s. 15.16, F.S.; providing an exemption from public records requirements for e-mail addresses and secure login credentials held by the Department of State relating to electronically filed records; defining the term “secure login credentials”; providing retroactive applicability; 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. On motion by Senator Grall, by two-thirds vote, **CS for SB 946** 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—37

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	
Collins	Osgood	

Nays—1

Berman

SB 948—A bill to be entitled An act relating to records electronically filed with the Department of State; amending s. 15.16, F.S.; authorizing the department to implement certain systems relating to electronically filed records; providing requirements and authorizations for the department relating to such systems; providing an effective date.

—was read the second time by title. On motion by Senator Grall, by two-thirds vote, **SB 948** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Madam President	Book	Burgess
Albritton	Boyd	Burton
Avila	Bradley	Calatayud
Baxley	Brodeur	Collins
Berman	Broxson	Davis

DiCeglie	Jones	Rodriguez
Garcia	Martin	Rouson
Grall	Mayfield	Simon
Gruters	Osgood	Thompson
Harrell	Perry	Torres
Hooper	Pizzo	Trumbull
Hutson	Polsky	Wright
Ingoglia	Powell	

Nays—None

CS for SB 978—A bill to be entitled An act relating to secured transactions; amending s. 679.1081, F.S.; providing that a description of certain accounts and entitlements by a certain type of collateral is insufficient for the purpose of security agreements; providing an effective date.

—was read the second time by title. On motion by Senator Bradley, by two-thirds vote, **CS for SB 978** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

SB 1312—A bill to be entitled An act relating to regulatory assessment fees; amending s. 120.80, F.S.; exempting certain rules adopted by the Florida Public Service Commission relating to regulatory assessment fees from the required filing of statements of estimated regulatory costs and from submission for legislative ratification; providing an effective date.

—was read the second time by title. On motion by Senator Collins, by two-thirds vote, **SB 1312** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

CS for CS for SB 1342—A bill to be entitled An act relating to capital sexual battery; amending s. 794.011, F.S.; revising how certain capital felonies are punished; requiring that specified procedures be

followed to determine a sentence of death or life imprisonment without the possibility of parole in specified capital felony cases; requiring a prosecutor to give certain notice if he or she intends to seek the death penalty; providing notice requirements; creating s. 921.1425, F.S.; providing legislative findings and intent; requiring a court to conduct a separate sentencing proceeding to determine whether a defendant should be sentenced to death or life imprisonment without the possibility of parole upon the defendant's conviction or adjudication of guilt for a capital felony; providing proceeding requirements; authorizing the presentation of certain evidence during such proceedings; requiring a jury to make specified determinations, findings, and recommendations; requiring a recommendation to the court of a sentence of death if at least eight jurors determine that the defendant should be sentenced to death; requiring a recommendation to the court of a sentence of life imprisonment without the possibility of parole if fewer than eight jurors determine that the defendant should be sentenced to death; requiring the court to impose the jury's recommended sentence if the recommendation is for a sentence of life imprisonment without the possibility of parole; authorizing the court to impose a sentence of life imprisonment without the possibility of parole or a sentence of death if the recommended sentence is for death; authorizing the court to impose a sentence of death only if the jury unanimously finds at least two aggravating factors beyond a reasonable doubt; requiring a court to enter a written order addressing specified information; specifying that a judgment of conviction and sentence of death is subject to automatic review by the Florida Supreme Court; specifying aggravating factors; specifying mitigating circumstances; authorizing the prosecution to introduce and argue victim impact evidence to the jury; providing construction; providing applicability; amending s. 924.07, F.S.; authorizing the state to appeal from a sentence on the grounds that it resulted from the failure of the circuit court to comply with specified sentencing procedure requirements; amending ss. 921.137 and 921.141, 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 1342**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1297** was withdrawn from the Committee on Rules.

On motion by Senator Martin—

CS for CS for HB 1297—A bill to be entitled An act relating to capital sexual battery; amending s. 794.011, F.S.; providing for death sentences for certain child sexual offenders; creating s. 921.1425, F.S.; providing legislative intent concerning capital punishment for certain child sexual offenders; providing for separate death penalty proceedings in such cases; providing for findings and recommended sentences by a jury; providing for imposition of sentence of life imprisonment or death; providing requirements for a court order in support of a death sentence; providing for automatic review of sentences of death; specifying aggravating factors and mitigating circumstances; providing for victim impact evidence; providing for resentencing if provisions are found to be unconstitutional; providing applicability; amending ss. 921.137 and 921.141, F.S.; conforming provisions to changes made by the act; amending s. 924.07, F.S.; authorizing the state to appeal from a sentence on the grounds that it resulted from the failure of the circuit court to comply with specified sentencing procedure requirements; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1342** and read the second time by title.

On motion by Senator Martin, by two-thirds vote, **CS for CS for HB 1297** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—34

Madam President	Brodeur	DiCeglie
Albritton	Broxson	Gruters
Avila	Burgess	Harrell
Baxley	Burton	Hooper
Book	Calatayud	Hutson
Boyd	Collins	Ingoglia
Bradley	Davis	Jones

Martin	Powell	Torres
Mayfield	Rodriguez	Trumbull
Perry	Rouson	Wright
Pizzo	Simon	
Polsky	Stewart	

Nays—5

Berman	Grall	Thompson
Garcia	Osgood	

SB 7044—A bill to be entitled An act relating to changes in ownership of or interest in pari-mutuel permits; amending s. 550.054, F.S.; revising entities authorized to hold pari-mutuel wagering permits and associated licenses; amending s. 849.086, F.S.; specifying such entities may hold a license for the operation of a cardroom; amending s. 550.01215, F.S.; providing applicability; providing an effective date.

—was read the second time by title. On motion by Senator Gruters, by two-thirds vote, **SB 7044** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	

Nays—None

CS for SB 666—A bill to be entitled An act relating to the form of candidate oath; amending s. 99.021, F.S.; revising the address that certain candidates must provide on the form of candidate oath; amending s. 105.031, F.S.; revising the address that judicial candidates must provide on the form of candidate oath; providing an effective date.

—was read the second time by title. On motion by Senator Collins, by two-thirds vote, **CS for SB 666** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

SB 938—A bill to be entitled An act relating to the operation and administration of the Baker Act; amending s. 394.457, F.S.; requiring

the Department of Children and Families to provide specified information to certain individuals and organizations; requiring the department to maintain an information handbook and repository of answers to frequently asked questions; providing requirements for such handbook and repository; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 938**, pursuant to Rule 3.11(3), there being no objection, **HB 829** was withdrawn from the Committee on Rules.

On motion by Senator Davis—

HB 829—A bill to be entitled An act relating to the operation and administration of the Baker Act; amending s. 394.457, F.S.; requiring the Department of Children and Families to provide specified information to certain individuals and organizations; requiring the department to maintain an information handbook and repository of answers to frequently asked questions; providing requirements for such handbook and repository; providing an effective date.

—a companion measure, was substituted for **SB 938** and read the second time by title.

On motion by Senator Davis, by two-thirds vote, **HB 829** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

CS for CS for CS for SB 52—A bill to be entitled An act relating to student use of social media platforms; amending s. 1003.42, F.S.; requiring members of the instructional staff of public schools to provide instruction on the social, emotional, and physical effects of social media to students in specified grades; specifying requirements for the instruction; requiring the Department of Education to make social media safety instructional material available online; requiring each district school board to notify parents of the availability of such material; authorizing the department to procure the instructional materials from a vendor or provider; amending s. 1006.07, F.S.; requiring that district school board codes of student conduct include a prohibition against students using wireless communications devices during instructional time and authorization for teachers to withhold a student's device, with an exception for use at the direction of the teacher; creating s. 1006.1494, F.S.; requiring each school district to prohibit and prevent students from accessing social media platforms through the use of Internet access provided by the school district; providing an exception; authorizing the State Board of Education to adopt rules; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 52**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 379** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Burgess, the rules were waived and—

CS for HB 379—A bill to be entitled An act relating to technology in K-12 public schools; amending s. 1003.02, F.S.; prohibiting certain devices from accessing websites, web applications, and software that fail to have specified Internet safety policies; providing for the filtering of Internet websites on student devices using district-owned computer servers for a specified purpose; prohibiting the use of specified platforms on certain devices and for specified school district purposes; amending s. 1003.32, F.S.; authorizing teachers and other instructional personnel to designate an area for wireless communications during instructional time; amending s. 1003.42, F.S.; revising the requirements for K-12 instruction on health education to include specified instruction relating to social media for students in certain grades; providing requirements for such instruction; amending s. 1006.07, F.S.; requiring school districts' codes of student conduct to prohibit the use of specified devices during instructional time and authorize teachers to withhold specified devices; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 52** and read the second time by title.

Senator Burgess moved the following amendment which was adopted:

Amendment 1 (869924) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (g) of subsection (1) of section 1003.02, Florida Statutes, is amended to read:

1003.02 District school board operation and control of public K-12 education within the school district.—As provided in part II of chapter 1001, district school boards are constitutionally and statutorily charged with the operation and control of public K-12 education within their school districts. The district school boards must establish, organize, and operate their public K-12 schools and educational programs, employees, and facilities. Their responsibilities include staff development, public K-12 school student education including education for exceptional students and students in juvenile justice programs, special programs, adult education programs, and career education programs. Additionally, district school boards must:

(1) Provide for the proper accounting for all students of school age, for the attendance and control of students at school, and for proper attention to health, safety, and other matters relating to the welfare of students in the following areas:

(g) *School operation.*—

1. Provide for the operation of all public schools as free schools for a term of 180 days or the equivalent on an hourly basis as specified by rules of the State Board of Education; determine district school funds necessary in addition to state funds to operate all schools for the minimum term; and arrange for the levying of district school taxes necessary to provide the amount needed from district sources.

2. Prepare, adopt, and timely submit to the Department of Education, as required by law and by rules of the State Board of Education, the annual school budget, so as to promote the improvement of the district school system.

3. *Provide and adopt an Internet safety policy for student access to the Internet provided by the school district which:*

a. *Limits access by students to only age-appropriate subject matter and materials on the Internet.*

b. *Protects the safety and security of students when using e-mail, chat rooms, and other forms of direct electronic communications.*

c. *Prohibits access by students to data or information, including so-called "hacking," and other unlawful online activities by students.*

d. Prevents access to websites, web applications, or software that does not protect against the disclosure, use, or dissemination of students' personal information.

4. Prohibit and prevent students from accessing social media platforms through the use of Internet access provided by the school district, except when expressly directed by a teacher solely for educational purposes.

5. Prohibit the use of the TikTok platform or any successor platform on district-owned devices, through Internet access provided by the school district, or as a platform to communicate or promote any district school, school-sponsored club, extracurricular organization, or athletic team.

The State Board of Education shall adopt rules to administer this paragraph.

Section 2. Paragraph (a) of subsection (1) of section 1003.32, Florida Statutes, is amended to read:

1003.32 Authority of teacher; responsibility for control of students; district school board and principal duties.—Subject to law and to the rules of the district school board, each teacher or other member of the staff of any school shall have such authority for the control and discipline of students as may be assigned to him or her by the principal or the principal's designated representative and shall keep good order in the classroom and in other places in which he or she is assigned to be in charge of students.

(1) In accordance with this section and within the framework of the district school board's code of student conduct, teachers and other instructional personnel shall have the authority to undertake any of the following actions in managing student behavior and ensuring the safety of all students in their classes and school and their opportunity to learn in an orderly and disciplined classroom:

(a) Establish classroom rules of conduct, including designating an area for wireless communications devices during instructional time.

Section 3. Paragraph (n) of subsection (2) of section 1003.42, Florida Statutes, is amended to read:

1003.42 Required instruction.—

(2) Members of the instructional staff of the public schools, subject to the rules of the State Board of Education and the district school board, shall teach efficiently and faithfully, using the books and materials required that meet the highest standards for professionalism and historical accuracy, following the prescribed courses of study, and employing approved methods of instruction, the following:

(n) Comprehensive age-appropriate and developmentally appropriate K-12 instruction on:

1. Health education that addresses concepts of community health, consumer health, environmental health, and family life, including:

- a. Injury prevention and safety.
- b. Internet safety.
- c. Nutrition.
- d. Personal health.
- e. Prevention and control of disease.
- f. Substance use and abuse.
- g. Prevention of child sexual abuse, exploitation, and human trafficking.

2. For students in grades 7 through 12, teen dating violence and abuse. This component must include, but not be limited to, the definition of dating violence and abuse, the warning signs of dating violence and abusive behavior, the characteristics of healthy relationships,

measures to prevent and stop dating violence and abuse, and community resources available to victims of dating violence and abuse.

3. For students in grades 6 through 12, awareness of the benefits of sexual abstinence as the expected standard and the consequences of teenage pregnancy.

4. Life skills that build confidence, support mental and emotional health, and enable students to overcome challenges, including:

- a. Self-awareness and self-management.
- b. Responsible decisionmaking.
- c. Resiliency.
- d. Relationship skills and conflict resolution.
- e. Understanding and respecting other viewpoints and backgrounds.
- f. For grades 9 through 12, developing leadership skills, interpersonal skills, organization skills, and research skills; creating a resume, including a digital resume; exploring career pathways; using state career planning resources; developing and practicing the skills necessary for employment interviews; workplace ethics and workplace law; managing stress and expectations; and self-motivation.

5.a. For students in grades 6 through 12, the social, emotional, and physical effects of social media. This component must include, but need not be limited to, the negative effects of social media on mental health, including addiction; the distribution of misinformation on social media; how social media manipulates behavior; the permanency of sharing materials online; how to maintain personal security and identify cyberbullying, predatory behavior, and human trafficking on the Internet; and how to report suspicious behavior encountered on the Internet.

b. The Department of Education shall make available online the instructional material being used pursuant to this subparagraph, and each district school board shall notify parents of its availability.

Health education and life skills instruction and materials may not contradict the principles enumerated in subsection (3).

The State Board of Education is encouraged to adopt standards and pursue assessment of the requirements of this subsection. Instructional programming that incorporates the values of the recipients of the Congressional Medal of Honor and that is offered as part of a social studies, English Language Arts, or other schoolwide character building and veteran awareness initiative meets the requirements of paragraph (t).

Section 4. Paragraph (f) of subsection (2) of section 1006.07, Florida Statutes, is amended to read:

1006.07 District school board duties relating to student discipline and school safety.—The district school board shall provide for the proper accounting for all students, for the attendance and control of students at school, and for proper attention to health, safety, and other matters relating to the welfare of students, including:

(2) CODE OF STUDENT CONDUCT.—Adopt a code of student conduct for elementary schools and a code of student conduct for middle and high schools and distribute the appropriate code to all teachers, school personnel, students, and parents, at the beginning of every school year. Each code shall be organized and written in language that is understandable to students and parents and shall be discussed at the beginning of every school year in student classes, school advisory council meetings, and parent and teacher association or organization meetings. Each code shall be based on the rules governing student conduct and discipline adopted by the district school board and shall be made available in the student handbook or similar publication. Each code shall include, but is not limited to:

(f) Notice that use of a wireless communications device includes the possibility of the imposition of disciplinary action by the school or

criminal penalties if the device is used in a criminal act. A student may possess a wireless communications device while the student is on school property or in attendance at a school function; *however, a student may not use a wireless communications device during instructional time, except when expressly directed by a teacher solely for educational purposes. A teacher shall designate an area for wireless communications devices during instructional time.* Each district school board shall adopt rules governing the use of a wireless communications device by a student while the student is on school property or in attendance at a school function.

Section 5. This act shall take effect July 1, 2023.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to technology in K-12 public schools; amending s. 1003.02, F.S.; requiring each district school board to adopt an Internet safety policy for student access to the Internet provided by the school district; providing requirements for the policy; requiring each school district to prohibit and prevent student access to social media through Internet access provided by the school district; providing an exception; prohibiting the use of certain platforms on district-owned devices and through Internet access provided by the school district; requiring the State Board of Education to adopt rules; amending s. 1003.32, F.S.; authorizing teachers and other instructional personnel to designate an area for wireless communications during instructional time; amending s. 1003.42, F.S.; requiring public schools to provide instruction on the social, emotional, and physical effects of social media; providing requirements for such instruction; requiring the Department of Education to make certain instructional material available online and notify parents of its availability; amending s. 1006.07, F.S.; requiring that school districts' codes of student conduct prohibit student use of wireless communications devices during instructional time; providing an exception; requiring a teacher to designate an area for wireless communications devices during instructional time; providing an effective date.

On motion by Senator Burgess, by two-thirds vote, **CS for HB 379**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

SB 7000—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 744.21031, F.S., which provides an exemption from public records requirements for certain identifying and location information of current or former public guardians, employees with fiduciary responsibility, and the spouses and children thereof; defining terms; narrowing the scope of the public records exemption for current public guardians and employees with fiduciary responsibility and former public guardians and employees with fiduciary responsibility, respectively; removing the scheduled repeal date of the exemption; providing an effective date.

—was read the second time by title. On motion by Senator Garcia, by two-thirds vote, **SB 7000** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright

Nays—None

MOTIONS

On motion by Senator Mayfield, the rules were waived and the following bill temporarily postponed on the Special Order Calendar this day was retained on the Special Order Calendar: **CS for SB 1278**.

On motion by Senator Mayfield, the rules were waived and a deadline of one hour after adjournment was set for filing amendments to Bills on Third Reading to be considered Wednesday, April 19, 2023.

BILLS ON SPECIAL ORDERS

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, 2023: SB 7000, SB 7004, SB 7012, CS for SB 7020, SB 7022, SB 10, CS for CS for SB 538, CS for SB 598, CS for SB 1416, CS for CS for SB 1550, CS for SB 1552, CS for SB 980, SB 1004, CS for SB 1278, SB 722, CS for SB 302, CS for SB 552, CS for SB 574, SJR 94, CS for SB 636, CS for SB 946, SB 948, CS for SB 978, SB 1312, CS for CS for SB 1342, SB 7044, CS for SB 666, SB 938, CS for CS for CS for SB 52.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

REPORTS OF COMMITTEES

The Appropriations Committee on Education recommends the following pass: SB 1272

The Appropriations Committee on Health and Human Services recommends the following pass: CS for SB 366

The Appropriations Committee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 430; CS for SB 838; CS for SB 1070; CS for SB 1094

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

The Appropriations Committee on Education recommends the following pass: SB 804; SB 1112; CS for SB 1236; SB 1564

The Appropriations Committee on Health and Human Services recommends the following pass: CS for SB 344; CS for SB 858; CS for SB 1540; CS for SB 1542; CS for SB 1548

The Appropriations Committee on Transportation, Tourism, and Economic Development recommends the following pass: SB 1046; SB 1048

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

The Committee on Finance and Tax recommends a committee substitute for the following: CS for SB 698

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

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 110; CS for SB 490

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Bills 7000-7056—Previously introduced.

By the Committee on Finance and Tax—

SB 7058—A bill to be entitled An act relating to the Internal Revenue Code; amending s. 220.03, F.S.; revising the date of adoption of the Internal Revenue Code and other federal income tax statutes for purposes of the state corporate income tax; providing retroactive operation; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Finance and Tax—

SB 7060—A bill to be entitled An act relating to taxes on purchases made through private-label credit card programs; amending s. 212.17, F.S.; deleting the authority of a dealer, under certain circumstances, to claim a credit for, or obtain a refund of, sales tax remitted by the dealer on the unpaid balance due on certain accounts and receivables; deleting requirements, procedures, limitations, and definitions relating to such credits and refunds; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Finance and Tax—

SB 7062—A bill to be entitled An act relating to taxation; amending s. 125.01, F.S.; prohibiting a county from levying special assessments on certain lands; deleting exceptions; deleting the definition of the term “agricultural pole barn”; amending ss. 125.0104 and 125.0108, F.S.; requiring that a referendum to reenact an expiring tourist development tax or tourist impact tax, respectively, be held at a general election; limiting the occurrence of such a referendum; amending s. 125.901, F.S.; requiring that a referendum to approve a millage rate increase for a children’s services independent special district property tax be held at a general election; limiting the occurrence of such a referendum; amending s. 212.055, F.S.; requiring that a referendum to reenact a local government discretionary sales surtax be held at a general election; limiting the occurrence of such a referendum; amending ss. 336.021 and 336.025, F.S.; requiring that a referendum to adopt, amend, or reenact a ninth-cent fuel tax or local option fuel taxes, respectively, be held at a general election; limiting the occurrence of a referendum to reenact such a tax; amending s. 196.081, F.S.; specifying that certain permanently and totally disabled veterans or their surviving spouses are entitled to, rather than may receive, a prorated re-

fund of ad valorem taxes paid under certain circumstances; making clarifying changes relating to the transfer of homestead tax exemptions by surviving spouses of certain veterans and first responders; providing construction; expanding eligibility for the prorated refund; removing a limitation on when certain surviving spouses are exempt from a specified tax; exempting from ad valorem taxation the homestead property of the surviving spouse of a first responder who dies in the line of duty while employed by the Federal Government; expanding the definition of the term “first responder” to include certain federal law enforcement officers; providing applicability; amending s. 196.196, F.S.; making a technical change; providing construction relating to tax-exempt property used for a religious purpose; amending s. 196.198, F.S.; adding circumstances under which certain property used exclusively for educational purposes is deemed owned by an educational institution; specifying requirements for such educational institutions and property owners; amending s. 197.319, F.S.; revising definitions; revising requirements for applying for property tax refunds due to catastrophic events; revising duties of property appraisers and tax collectors; making technical changes; providing applicability; amending ss. 199.145 and 201.08, F.S.; providing requirements for taxation of specified loans in certain circumstances; amending s. 201.21, F.S.; conforming provisions to changes made by the act; exempting from documentary stamp taxes certain documents in connection with the sale of alarm systems; amending s. 202.19, F.S.; revising the name of the discretionary communications services tax; requiring that a certain tax remain the same rate as it was on a specified past date until a specified future date; prohibiting a certain tax passed after a specified date from being added to the local communications service tax until a future date; amending s. 206.9952, F.S.; conforming provisions to changes made by the act; amending s. 206.9955, F.S.; delaying the effective date of certain taxes on natural gas fuel; amending s. 206.996, F.S.; conforming a provision to changes made by the act; amending s. 212.08, F.S.; defining the term “renewable natural gas”; providing a sales tax exemption for the purchase of certain machinery and equipment relating to renewable natural gas; requiring purchasers of such machinery and equipment to furnish the vendor with a certain affidavit; providing an exception; providing penalties, including a criminal penalty; authorizing the Department of Revenue to adopt rules; exempting the purchase of specified baby and toddler products from the sales and use tax; providing a presumption; exempting the sale for human use of diapers, incontinence undergarments, incontinence pads, and incontinence liners from the sales and use tax; exempting the sale of oral hygiene products from the sales and use tax; defining the term “oral hygiene products”; exempting the sale of certain firearm safety devices from the sales and use tax; amending s. 212.12, F.S.; revising the amount of a sales tax collection allowance for certain dealers; amending s. 212.20, F.S.; requiring the Department of Revenue to distribute funds to the Florida Agricultural Promotional Campaign Trust Fund; providing for future repeal; creating s. 550.09516, F.S.; providing for a credit for thoroughbred racing permitholders; requiring the Florida Gaming Control Commission to require sufficient documentation; authorizing permitholders to apply the credits monthly beginning on a specified annual date to certain taxes and fees; providing for expiration of credits; authorizing the commission to adopt rules; amending s. 571.26, F.S.; requiring that certain funds be held separately in the trust fund for certain purposes; providing for the future expiration and reversion of specified statutory text; creating s. 571.265, F.S.; defining the terms “association” and “permitholder”; requiring that certain funds deposited into the trust fund be used for a specified purpose; providing for carryover of unused funds; specifying requirements for the use and distribution of funds; requiring recipients to submit a report; providing for future repeal; amending s. 213.053, F.S.; authorizing the Department of Revenue to provide certain information to the Department of Environmental Protection, the Division of Historical Resources of the Department of State, and the Federal Government; creating s. 220.199, F.S.; defining terms; providing a corporate income tax credit to developers and homebuilders for certain graywater systems purchased during the taxable year; providing a cap on the amount of the tax credit per system; specifying information the developer or homebuilder must provide to the Department of Environmental Protection; requiring the Department of Environmental Protection to certify to the applicant and the Department of Revenue its determination of an applicant’s eligibility for the tax credit within a specified timeframe; authorizing tax credits to be carried

forward for up to a specified number of years; requiring the Department of Revenue and the Department of Environmental Protection to adopt rules; amending s. 220.02, F.S.; revising the order in which credits are applied against the corporate income tax or franchise tax; amending s. 220.13, F.S.; requiring the addition of amounts taken for certain credits to taxable income; amending s. 220.1845, F.S.; authorizing additional amounts of contaminated site rehabilitation tax credits which may be granted for each fiscal year and for a specified timeframe; providing for future repeal; amending s. 376.30781, F.S.; authorizing additional amounts of tax credits for the rehabilitation of drycleaning-solvent-contaminated sites and brownfield sites in designated brownfield areas which may be granted for each fiscal year and for a specified timeframe; providing for future repeal; creating s. 220.197, F.S.; providing a short title; defining terms; providing a credit against the state corporate income tax and the insurance premium tax for qualified expenses in rehabilitating certain historic structures; specifying eligibility requirements for the tax credit; specifying requirements for taxpayers claiming or transferring tax credits; specifying requirements for the Division of Historical Resources of the Department of State for evaluating and certifying applications for tax credits; specifying the allowable amounts of tax credits; providing construction; authorizing the carryforward, sale, and transfer of tax credits subject to certain requirements and limitations; providing the Department of Revenue and the division audit and examination powers for specified purposes; requiring the return of forfeited tax credits under certain circumstances; providing penalties; requiring the division to provide specified annual reports to the Legislature; providing duties of the Department of Revenue; providing applicability; authorizing the Department of Revenue and the division to adopt rules; amending s. 220.222, F.S.; requiring specified calculations relating to the underpayment of taxes to include the amount of certain credits; amending s. 402.62, F.S.; increasing the Strong Families Tax Credit cap; amending s. 624.509, F.S.; specifying the order in which the certified rehabilitation tax credit is applied against the insurance premium tax; exempting from sales and use tax the retail sale of certain clothing, wallets, bags, school supplies, learning aids and jigsaw puzzles, and personal computers and personal computer-related accessories during specified timeframes; defining terms; specifying locations where the tax exemptions do not apply; authorizing certain dealers to opt out of participating in the tax holiday, subject to certain requirements; authorizing the Department of Revenue to adopt emergency rules; exempting from sales and use tax specified disaster preparedness supplies during a specified timeframe; defining terms; specifying locations where the tax exemptions do not apply; authorizing the Department of Revenue to adopt emergency rules; exempting from sales and use tax admissions to certain events, performances, and facilities, certain season tickets, and the retail sale of certain boating and water activity, camping, fishing, general outdoor, and residential pool supplies and sporting equipment during specified timeframes; defining terms; specifying locations where the tax exemptions do not apply; authorizing the Department of Revenue to adopt emergency rules; exempting from the sales and use tax the retail sale of certain tools during a specified timeframe; specifying locations where the tax exemptions do not apply; authorizing the Department of Revenue to adopt emergency rules; exempting from sales and use tax the retail sale of new ENERGY STAR appliances during a specified timeframe; defining the term "ENERGY STAR appliance"; exempting from sales and use tax the retail sale of gas ranges and cooktops during a specified timeframe; defining the term "gas ranges and cooktops"; authorizing the Department of Revenue to adopt emergency rules; providing effective dates.

—was referred to the Committee on Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; and Governmental Oversight and Accountability; and Senator Hooper—

CS for CS for SB 110—A bill to be entitled An act relating to the State Board of Administration; amending s. 121.091, F.S.; prohibiting the State Board of Administration from paying benefits to a Florida

Retirement System investment plan member convicted of specified felonies; requiring the state board to return to a member contributions that were accumulated up to the date of conviction; prohibiting the state board from paying benefits until the resolution of the proceedings of any potentially disqualifying offenses; amending s. 121.4501, F.S.; authorizing the state board to develop investment products to be offered in the investment plan; revising the process for a member's spouse to acknowledge that he or she is not the primary beneficiary of the member's benefits; authorizing a member to request a waiver of such acknowledgement under certain circumstances; amending s. 215.47, F.S.; revising the types of investments in real property and related personal property which the state board may invest in; authorizing the state board and certain affiliated entities and ventures to issue securities and borrow money through specified means; authorizing the state board to use the proceeds of loans or financing obligations as loans to or sources of funding for certain entities or ventures; requiring that the ownership of an entity holding title to real property be vested in the name of the Florida Retirement System Trust Fund; revising the funds in which the state may invest no more than 80 percent of its moneys available for investments; revising the requirements of the proposed plan the state board must present to the Investment Advisory Council to invest in unauthorized investments; deleting authorization for the council to obtain independent investment counsel to provide expert advice on state board investment activity; revising the threshold for the amount that may be invested in alternative investments; amending s. 215.4725, F.S.; revising the definition of the terms "Boycott Israel" or "boycott of Israel"; requiring the public fund to notify companies it places on the Scrutinized Companies that Boycott Israel List that they may be subject to divestment; providing a timeframe for the public fund's divestment from companies that boycott Israel, and processes for the companies' reintroduction on the Scrutinized Companies that Boycott Israel List in certain circumstances; authorizing the public fund to cease its divestment from or to reinvest in certain scrutinized companies if the value of all assets under management by the public fund becomes equal to or less than a specified amount, pursuant to specified procedures; reenacting ss. 112.661(5)(a), 420.503(3)(a), and 1002.36(4)(e), F.S., relating to authorized investments, the definition of the term "authorized investments", and investments made on behalf of the Florida School for the Deaf and the Blind, respectively, to incorporate the amendments made to s. 215.47, F.S., in references thereto; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senators Jones and Davis—

CS for CS for SB 490—A bill to be entitled An act relating to deceased individuals; providing a short title; amending s. 960.001, F.S.; requiring law enforcement agencies to provide certain information during the investigation of the death of a minor; providing an exception; providing construction; amending s. 497.005, F.S.; revising the definition of the term "legally authorized person"; providing an effective date.

By the Committees on Finance and Tax; and Community Affairs; and Senator Ingoglia—

CS for CS for SB 698—A bill to be entitled An act relating to local tax referenda requirements; amending ss. 125.0104 and 125.0108, F.S.; requiring that a referendum to reenact an expiring tourist development tax or tourist impact tax, respectively, be held at a general election; limiting the occurrence of such a referendum; amending s. 125.901, F.S.; requiring that a referendum to approve a millage rate increase for a children's services independent special district property tax be held at a general election; limiting the occurrence of such a referendum; amending s. 212.055, F.S.; requiring that a referendum to reenact a local government discretionary sales surtax be held at a general election; limiting the occurrence of such a referendum; amending ss. 336.021 and 336.025, F.S.; requiring that a referendum to adopt, amend, or reenact a ninth-cent fuel tax or local option fuel taxes, respectively, be held at a general election; limiting the occurrence of a referendum to reenact such a tax; providing an effective date.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 12 and April 17 were corrected and approved.

CO-INTRODUCERS

Senators Calatayud—CS for SB 1386; Davis—CS for SB 1412; Di-Ceglie—SR 1728; Hooper—CS for CS for SB 296; Osgood—SB 1466; Torres—CS for SB 174

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 7:52 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 3:30 p.m., Wednesday, April 19 or upon call of the President.



Journal of the Senate

Number 18—Regular Session

Wednesday, April 19, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 3:30 p.m. A quorum present—40:

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

PRAYER

The following prayer was offered by Consul General Maor Elbaz-Starinsky, Consulate General of Israel to Florida, Kansas, Missouri, and Puerto Rico:

Almighty God, thank you for all the good and wealth you have bestowed upon us. Thank you for granting us life and health, and thank you for helping us overcome the challenges we face. Bless all members of the Florida Senate and their families for caring for all Floridians through dialogue and action.

Almighty God, we thank you for this meaningful time of year in which we celebrate Israel’s Independence Day and commemorate the special relationship between the State of Israel and the United States of America. This year marks 75 years of an ironclad alliance—working together to defend and uphold democratic values and promote freedom, peace, and prosperity.

Israel’s Independence Day is more than simply the day in which Israel became independent. It is the watershed moment in the history of the entire Jewish people and of the world. The Jewish people have gone through thousands of years of presence in Eretz Israel, the Land of

Israel, 2,000 years in exile, persecutions, pogroms, and the Holocaust. Yesterday we marked Yom HaShoah, Holocaust Remembrance Day, in which we honored the memory of the six million Jewish victims. We persevered and reached that very moment on Friday, May 14, 1948, when David Ben-Gurion, having had all the courage, leadership, and vision that one could hope to have had, declared Israel’s Independence. The State of Israel, the nation-state of the Jewish people, was born and will forever remain a Jewish and democratic state.

This was just the beginning of the young state’s journey. In a matter of months, while fighting for its life—a fight that is still ongoing—the young state absorbed millions of refugees and immigrants from more than 150 countries including the ashes of Auschwitz and the deserts of Morocco, like my very own mother and father.

They all found refuge in the newly established Jewish state and started writing the chapters in the Israeli story—a story of innovation, perseverance, prosperity, and diversity. It is a story of Jews of all colors, ethnicities, cultures, and languages that came together, revived the Hebrew language, and created a multicultural society and proud successful nation that embraced diversity as a source of strength and power—much like Florida.

Almighty God, we thank Governor DeSantis, Lieutenant Governor Nuñez, and the entire Florida federal, state, and local legislators for their support of the State of Israel and of the Jewish community. In dire times as well as in celebrations, you have always stood up with us and are committed to further fostering this strategic partnership.

Almighty God, we want to thank the vibrant Jewish and Israeli communities throughout Florida. We thank them for their friendship, staunch support, commitment, and dedication. We thank them for being advocates of the great bond between our countries and of the Jewish people and values.

The global rise in antisemitism is affecting Jewish communities and societies as a whole around the world. Almighty God, we are thankful for the state leadership across Florida for taking actions against it through various means such as adopting the proper working definition of antisemitism (IHRA) and empowering the relevant authorities and the law enforcement officers so they can properly address this phenomenon.

Almighty God, thank you for your presence with us this day, for hearing our prayer, and for your blessings. Please continue guiding us in our important work, and grant us the strength and wisdom to continue in the right path connecting our States and people.

עושה שלום במרומיו, הוא יעשה שלום עלינו, ועל כל ישראל ועל פלורידה ואימרו אמן.

God bless Israel. God bless the United States of America. God bless you. Amen.

PLEDGE

Senate Pages, Taylor Dees of Palmetto; Camille Schneider of Tallahassee; and John Thomas 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 Harrell—

By Senator Harrell—

SR 118—A resolution recognizing April 2023 as Esophageal Cancer Awareness Month in Florida.

WHEREAS, esophageal cancer is the fastest-increasing cancer among American men, and

WHEREAS, esophageal cancer is one of the fastest-growing cancer diagnoses among all Americans, increasing more than 700 percent in recent decades, and

WHEREAS, esophageal cancer kills one American every 36 minutes each and every day, and

WHEREAS, esophageal cancer is among the deadliest of cancers, with fewer than one in five patients surviving the disease five years after being diagnosed, and

WHEREAS, esophageal cancer has low survivability rates because it is usually discovered at advanced stages, when treatment outcomes are poor, and

WHEREAS, esophageal cancer in the United States is most often caused by persistent heartburn or gastroesophageal reflux disease (GERD), yet many individuals who are at risk are unaware of the potential danger GERD can present when it occurs over several weeks or months, and

WHEREAS, esophageal cancer can be a silent killer with patients often unaware that the heartburn, cough, hoarse voice, sore throat, chest pain, or other symptoms they suffer can be signs of GERD and are reasons to discuss screening for esophageal cancer with their health care provider, and

WHEREAS, esophageal cancer can develop from GERD when fluids from the stomach splash into the esophagus, creating cellular change and resulting in a precancerous condition known as Barrett’s esophagus, which can lead to a 30-fold increase in a patient’s risk of developing esophageal cancer, and

WHEREAS, esophageal cancer can be prevented through early detection of its precursor, Barrett’s esophagus, which can be eliminated with curative outpatient techniques, and

WHEREAS, esophageal cancer awareness, along with improvements in prevention, early detection, and treatment strategies, will enhance the health and well-being of citizens of the State of Florida and all Americans, NOW, THEREFORE,

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

That April 2023 is recognized as Esophageal Cancer Awareness Month in Florida.

—was introduced, read, and adopted by publication.

SPECIAL PRESENTATION

Senator Harrell presented Senator Mayfield with a copy of Senate Resolution 118, highlighting Esophageal Cancer Awareness Month, in memory of her late husband, State Representative Stan Mayfield, who passed away in 2008 as a result of esophageal cancer.

At the request of Senator Collins—

By Senator Collins—

SR 1740—A resolution recognizing April 19, 2023, as the inaugural “Keiser University Day” in Florida and celebrating the university’s nearly 50 years of providing quality education as a vital institution of higher education, serving a diverse student population that positively impacts this state and the global economy.

WHEREAS, Keiser University offers more than 100 doctoral, master’s, bachelor’s, and associate degree programs in many of Florida’s critical workforce sectors, including nursing, health care, information technology, and transportation and logistics, as well as highly specialized fields such as cybersecurity, digital forensics and incident response, artificial intelligence, and homeland security, and

WHEREAS, Keiser University, with more than 100,000 alumni and 3,800 employees, has become Florida’s largest private, not-for-profit university, serving approximately 20,000 students annually, and

WHEREAS, Keiser University ranks as one of the top institutions in the nation in providing upward social mobility, earning the No. 1 ranking in that category from *U.S. News & World Report* in 2023, and

WHEREAS, Keiser University is one of the largest producers of nursing professionals in this state, with more than 3,200 nursing graduates in the past 5 years, and

WHEREAS, 20 percent of Keiser University’s students are active-duty service members or veterans of the United States Armed Forces, or are their family members, and

WHEREAS, Keiser University, with a 31 percent Hispanic student population, is recognized by the United States Department of Education as a Hispanic-serving institution and is a member of the Hispanic Association of Colleges and Universities, and

WHEREAS, 67 percent of Keiser University’s graduates annually complete degrees in the science, technology, engineering, and mathematics (STEM) and health care fields, and

WHEREAS, 70 percent of Keiser University’s student body is female, and approximately 85 percent of Keiser students stay in Florida after graduation, and

WHEREAS, Keiser University programs support nontraditional students, including first-generation students, parents, caregivers, veterans, and students who work full time or part time, NOW, THEREFORE,

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

That April 19, 2023, is recognized as the inaugural “Keiser University Day” and that the university’s nearly 50 years of providing quality education as a vital institution of higher education and serving a diverse student population is celebrated in Florida.

BE IT FURTHER RESOLVED that Keiser University’s impressive growth since its humble beginnings in 1977 and its positive economic impact on both this state and the global economy is recognized.

BE IT FURTHER RESOLVED that Keiser University Chancellor and CEO Arthur Keiser, Ph.D., Vice Chancellor Belinda Keiser, and the membership of the Keiser University Board of Trustees are recognized for their enduring commitment to providing students with access to a superior education.

BE IT FURTHER RESOLVED that the members of the Keiser University faculty are recognized for their leadership in the classroom and online learning and their charitable service in this state.

—was introduced, read, and adopted by publication.

BILLS ON THIRD READING

CS for SB 1416—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.08, F.S.; making technical changes; authorizing the court to consider the adultery of either spouse and any resulting economic impact in determining the amount of alimony awarded; requiring the court to make certain written findings in its awards of alimony; authorizing the court to award a combination of forms of alimony or forms of payment for certain purposes; providing a burden of proof for the party seeking support, maintenance, or alimony; requiring the court to make written findings under certain circumstances; revising factors that the court must consider in determining the form or forms of support, maintenance, or alimony; requiring the court to make specific findings regarding the purchase or maintenance of a life in-

urance policy or a bond to secure alimony; authorizing the court to apportion costs of such policies or bonds; modifying certain rebuttable presumptions related to the duration of a marriage for purposes of determining alimony; prohibiting the length of an award of rehabilitative alimony from exceeding a specified timeframe; revising a provision authorizing the modification of rehabilitative alimony upon completion of the rehabilitative plan; revising provisions related to durational alimony; prohibiting the length of an award of durational alimony from exceeding specified timeframes; authorizing the court to extend durational alimony under certain circumstances; specifying the calculation of durational alimony; removing a provision authorizing the court to award permanent alimony; providing applicability; amending s. 61.13, F.S.; removing the unanticipated change of circumstances requirement regarding modifying a parenting plan and time-sharing schedule; authorizing the court to consider a certain relocation of a parent as a substantial and material change for the purpose of a modification to the time-sharing schedule, subject to a certain determination; amending s. 61.14, F.S.; requiring the court to reduce or terminate support, maintenance, or alimony under certain circumstances; clarifying provisions relating to supportive relationships; specifying burdens of proof for the obligor and obligee when the court must determine that a supportive relationship exists or has existed and the extent to which an award of support, maintenance, or alimony should be reduced or terminated; requiring the court to make certain written findings; revising the additional factors the court must consider regarding supportive relationships; revising construction and applicability; authorizing the court to reduce or terminate an award of support, maintenance, or alimony upon specific written findings of fact regarding the obligor's retirement; providing burdens of proof for the obligor and obligee; requiring the court to make written findings regarding specified factors when deciding whether to reduce or terminate support, maintenance, or alimony; authorizing the obligor to file a petition within a certain timeframe to modify or terminate his or her support, maintenance, or alimony obligation in anticipation of retirement; requiring the court to consider certain factors and make certain written findings; amending s. 741.0306, F.S.; revising the information contained in a certain family law handbook; conforming a provision to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Gruters, **CS for SB 1416** was passed and certified to the House. The vote on passage was:

Yeas—34

Madam President	DiCeglie	Perry
Albritton	Garcia	Pizzo
Avila	Grall	Rodriguez
Baxley	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Stewart
Brodeur	Hutson	Thompson
Broxson	Ingolia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	
Collins	Osgood	

Nays—6

Berman	Davis	Powell
Book	Polsky	Yarborough

CS for CS for SB 1550—A bill to be entitled An act relating to prescription drugs; providing a short title; amending s. 499.005, F.S.; specifying additional prohibited acts related to the Florida Drug and Cosmetic Act; amending s. 499.012, F.S.; providing that prescription drug manufacturer and nonresident prescription drug manufacturer permitholders are subject to specified requirements; creating s. 499.026, F.S.; defining terms; requiring certain drug manufacturers to notify the Department of Business and Professional Regulation of reportable drug price increases on a specified form on the effective date of such increase; providing requirements for the form; providing construction; requiring such manufacturers to submit certain reports to the department by a

specified date each year; providing requirements for the reports; authorizing the department to request certain additional information from the manufacturer before approving the report; requiring the department to submit the forms and reports to the Agency for Health Care Administration to be posted on the agency's website; prohibiting the agency from posting on its website certain submitted information that is marked as a trade secret; requiring the agency to compile all information from the submitted forms and reports and make it available to the Governor and the Legislature upon request; prohibiting manufacturers from claiming a public records exemption for trade secrets for certain information provided in such forms or reports; providing that department employees remain protected from liability for releasing the forms and reports as public records; authorizing the department, in consultation with the agency, to adopt rules; providing for emergency rulemaking; amending s. 624.307, F.S.; requiring the Division of Consumer Services of the Department of Financial Services to designate an employee as the primary contact for consumer complaints involving pharmacy benefit managers; requiring the division to refer certain complaints to the Office of Insurance Regulation; amending s. 624.490, F.S.; revising the definition of the term "pharmacy benefit manager"; amending s. 624.491, F.S.; revising provisions related to pharmacy audits; amending s. 626.88, F.S.; revising the definition of the term "administrator"; defining the term "pharmacy benefit manager"; amending s. 626.8805, F.S.; providing a grandfathering provision for certain pharmacy benefit managers operating as administrators; providing a penalty for certain persons who do not hold a certificate of authority to act as an administrator on or after a specified date; requiring the office to submit a report detailing specified information to the Governor and the Legislature by a specified date; providing additional requirements for pharmacy benefit managers applying for a certificate of authority to act as an administrator; exempting pharmacy benefit managers from certain fees; amending s. 626.8814, F.S.; requiring pharmacy benefit managers to identify certain ownership affiliations to the office; requiring pharmacy benefit managers to report any change in such information to the office within a specified timeframe; creating s. 626.8825, F.S.; defining terms; providing requirements for certain contracts between a pharmacy benefit manager and a pharmacy benefits plan or program; requiring pharmacy benefits plans and programs, beginning on a specified date, to annually submit a certain attestation to the office; providing requirements for certain contracts between a pharmacy benefit manager and a participating pharmacy; requiring the Financial Services Commission to adopt rules; specifying requirements for certain administrative appeal procedures that such contracts with participating pharmacies must include; requiring pharmacy benefit managers to submit reports on submitted appeals to the office every 90 days; creating s. 626.8827, F.S.; specifying prohibited practices for pharmacy benefit managers; creating s. 626.8828, F.S.; authorizing the office to investigate administrators that are pharmacy benefit managers and certain applicants; requiring the office to review certain referrals and investigate them under certain circumstances; providing for biennial reviews of pharmacy benefit managers; requiring the office to submit an annual report of its examinations to the Governor and the Legislature by a specified date; providing requirements for the report, including specified additional requirements for the biennial reports; authorizing the office to conduct additional examinations; requiring the office to conduct an examination under certain circumstances; providing procedures and requirements for such examinations; defining the terms "contracts" and "knowing and willful"; providing that independent professional examiners under contract with the office may conduct examinations of pharmacy benefit managers; requiring the commission to adopt specified rules; specifying provisions that apply to such investigations and examinations; providing recordkeeping requirements for pharmacy benefit managers; authorizing the office to order the production of such records and other specified information; authorizing the office to take statements under oath; requiring pharmacy benefit managers and applicants subjected to an investigation or examination to pay the associated expenses; specifying covered expenses; providing for collection of such expenses; providing for the deposit of certain moneys into the Insurance Regulatory Trust Fund; authorizing the office to pay examiners, investigators, and other persons from such fund; providing administrative penalties; providing grounds for administrative action against a certificate of authority; amending s. 626.89, F.S.; requiring pharmacy benefit managers to notify the office of specified complaints, settlements, or discipline within a specified timeframe; requiring pharmacy benefit managers to annually submit a certain attestation statement to the office; amending s. 627.42393, F.S.; providing that certain step-therapy protocol re-

quirements apply to a pharmacy benefit manager acting on behalf of a health insurer; amending ss. 627.64741 and 627.6572, F.S.; conforming provisions to changes made by the act; amending s. 641.31, F.S.; providing that certain step-therapy protocol requirements apply to a pharmacy benefit manager acting on behalf of a health maintenance organization; amending s. 641.314, F.S.; conforming a provision to changes made by the act; providing legislative intent, construction, and severability; providing appropriations and authorizing positions; providing an effective date.

—as amended April 18, was read the third time by title.

On motion by Senator Brodeur, **CS for CS for SB 1550**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

CS for SB 1552—A bill to be entitled An act relating to public records; amending s. 624.319, F.S.; providing an exemption from public records requirements for examination and investigation reports and work papers relating to pharmacy benefit managers; providing for future legislative review and repeal of the exemption; reenacting and amending s. 626.884, F.S.; expanding a public records exemption for the books and records of administrators held by the Office of Insurance Regulation for purposes of examination, audit, and inspection to incorporate the inclusion of pharmacy benefit managers as administrators under the Florida Insurance Code; providing for future legislative review and repeal of the exemption; providing statements of public necessity; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Brodeur, **CS for SB 1552** 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—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

CS for CS for HB 3—A bill to be entitled An act relating to government and corporate activism; amending s. 17.57, F.S.; defining the term “pecuniary factor”; requiring that the Chief Financial Officer, or a party authorized to invest on his or her behalf, make investment decisions based solely on pecuniary factors; amending s. 20.058, F.S.; requiring a specified attestation, under penalty of perjury, from certain organizations; defining the term “pecuniary factor”; requiring citizen support organizations and direct-support organizations to make investment decisions based solely on pecuniary factors; amending s. 112.656, F.S.; requiring that investment decisions comply with a specified requirement related to the consideration of pecuniary factors; amending s. 112.661, F.S.; conforming a provision to changes made by the act; creating s. 112.662, F.S.; defining the term “pecuniary factor”; providing that only pecuniary factors may be considered in investment decisions for retirement systems or plans; providing that the interests of participants and beneficiaries of such systems or plans may not be subordinated to other objectives; requiring shareholder rights to be exercised considering only pecuniary factors; requiring specified reports; providing requirements for such reports; requiring the Department of Management Services to report certain noncompliance to the Attorney General; authorizing certain proceedings to be brought by the Attorney General who, if successful in those proceedings, is entitled to reasonable attorney fees and costs; requiring the department to adopt rules; providing applicability; amending ss. 175.071 and 185.06, F.S.; specifying that certain public boards of trustees are subject to the requirement that only pecuniary factors be considered in investment decisions; amending s. 215.47, F.S.; defining the term “pecuniary factor”; requiring the State Board of Administration to make investment decisions based solely on pecuniary factors; providing an exception to current investment and fiduciary standards in the event of a conflict; amending s. 215.475, F.S.; requiring the Florida Retirement System Defined Benefit Plan Investment Policy Statement to comply with the requirement that only pecuniary factors be considered in investment decisions; amending s. 215.4755, F.S.; requiring certain investment advisors or managers to certify in writing that investment decisions are based solely on pecuniary factors; providing applicability; providing that failure to file a required certification is grounds for termination of certain contracts; providing that a submission of a materially false certification is deemed a willful refusal to comply with a certain fiduciary standard; requiring that certain noncompliance be reported to the Attorney General, who is authorized to bring certain civil or administrative actions; providing that if the Attorney General is successful in those proceedings, he or she is entitled to reasonable attorney fees and costs; creating s. 215.681, F.S.; defining terms; prohibiting bond issuers from issuing environmental, social, and governance bonds and taking other related actions; authorizing certain financial institutions to purchase and underwrite specified bonds; providing applicability; creating s. 215.855, F.S.; defining terms; requiring that contracts between governmental entities and investment managers contain certain provisions and a specified disclaimer; providing applicability; amending s. 218.415, F.S.; defining the term “pecuniary factor”; requiring units of local government to make investment decisions based solely on pecuniary factors; amending s. 280.02, F.S.; revising the definition of the term “qualified public depository”; creating s. 280.025, F.S.; requiring a specified attestation, under penalty of perjury, from certain entities; amending s. 280.05, F.S.; requiring the Chief Financial Officer to verify such attestations; requiring the Chief Financial Officer to report materially false attestations to the Attorney General, who is authorized to bring certain civil and administrative actions; providing that if the Attorney General is successful in those proceedings, he or she is entitled to reasonable attorney fees and costs; providing construction; authorizing the Chief Financial Officer to suspend or disqualify a qualified public depository that no longer meets the definition of that term; amending s. 280.051, F.S.; adding grounds for suspension or disqualification of a qualified public depository; amending s. 280.054, F.S.; providing that failure to timely file a required attestation is deemed a knowing and willful violation; amending s. 280.055, F.S.; adding a circumstance under which the Chief Financial Officer may issue certain orders against a qualified public depository; creating s. 287.05701, F.S.; defining the term “awarding body”; prohibiting an awarding body from requesting certain documentation or giving preference to vendors based on their social, political, or ideological interests; requiring that solicitations for the procurement of commodities or contractual services by an awarding body contain a specified notification, beginning on a specified date; creating s. 516.037, F.S.; requiring licenses to make certain determinations based on an analysis of certain risk factors; prohibiting such licensees from engaging in unsafe and unsound practices; providing construction; providing that certain actions on the part of licensees are an unsafe and unsound practice; re-

quiring a specified attestation, under penalty of perjury, from applicants and licensees, beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; creating s. 560.1115, F.S.; requiring licensees to make determinations about the provision or denial of services based on an analysis of certain risk factors; prohibiting the licensees from engaging in unsafe and unsound practices; providing construction; providing that certain actions are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from applicants and licensees, beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; amending s. 560.114, F.S.; revising the actions that constitute grounds for specified disciplinary action of a money services business, an authorized vendor, or an affiliated party; amending s. 655.005, F.S.; revising a definition; creating s. 655.0323, F.S.; requiring financial institutions to make determinations about the provision or denial of services based on an analysis of specified risk factors; prohibiting financial institutions from engaging in unsafe and unsound practices; providing construction; providing that certain actions are an unsafe and unsound practice; requiring a specified attestation, under penalty of perjury, from financial institutions annually, beginning on a specified date; providing that a failure to comply with specified requirements or engaging in unsafe and unsound practices constitutes a violation of the Florida Deceptive and Unfair Trade Practices Act, subject to specified sanctions and penalties; providing that only the enforcing authority can enforce such violations; providing that an enforcing authority that brings a successful action for violations is entitled to reasonable attorney fees and costs; prohibiting certain entities from exercising specified authority; amending s. 1010.04, F.S.; prohibiting school districts, Florida College System Institutions, and state universities from requesting certain documentation from vendors and giving preference to vendors based on their social, political, or ideological interests; requiring that solicitations for purchases or leases include a specified notice; reenacting s. 17.61(1), F.S., relating to powers and duties of the Chief Financial Officer in the investment of certain funds, to incorporate the amendment made to s. 17.57, F.S., in references thereto; reenacting s. 215.44(3), F.S., relating to the powers and duties of the Board of Administration in the investment of trust funds, to incorporate the amendment made to s. 215.47, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Grall, **CS for CS for HB 3** was passed and certified to the House. The vote on passage was:

Yeas—28

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Simon
Bradley	Gruters	Trumbull
Brodeur	Harrell	Wright
Broxson	Hooper	Yarborough
Burgess	Hutson	
Burton	Ingolia	

Nays—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

HJR 31—A joint resolution proposing an amendment to Section 4 of Article IX and the creation of a new section in Article XII of the State Constitution to require members of a district school board to be elected in a partisan election.

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

That the following amendment to Section 4 of Article IX 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 IX

EDUCATION

SECTION 4. School districts; school boards.—

(a) Each county shall constitute a school district; provided, two or more contiguous counties, upon vote of the electors of each county pursuant to law, may be combined into one school district. In each school district there shall be a school board composed of five or more members chosen by vote of the electors in a *partisan nonpartisan* election for appropriately staggered terms of four years, as provided by law.

(b) The school board shall operate, control and supervise all free public schools within the school district and determine the rate of school district taxes within the limits prescribed herein. Two or more school districts may operate and finance joint educational programs.

ARTICLE XII

SCHEDULE

Partisan election of members of district school boards.—This section and the amendment to Section 4 of Article IX requiring members of a district school board to be elected in a partisan election rather than a nonpartisan election shall take effect upon approval by the electors, except that members of district school boards may not be elected on a partisan basis until the general election held in November 2026. However, partisan primary elections may occur before the general election held on November 3, 2026, for purposes of nominating political party candidates to that office for placement on the 2026 general election ballot.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE IX, SECTION 4

ARTICLE XII

PARTISAN ELECTION OF MEMBERS OF DISTRICT SCHOOL BOARDS.—Proposing amendments to the State Constitution to require members of a district school board to be elected in a partisan election rather than a nonpartisan election and to specify that the amendment only applies to elections held on or after the November 2026 general election. However, partisan primary elections may occur before the 2026 general election for purposes of nominating political party candidates to that office for placement on the 2026 general election ballot.

—was read the third time by title.

On motion by Senator Gruters, **HJR 31** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—29

Madam President	Brodeur	DiCeglie
Albritton	Broxson	Garcia
Avila	Burgess	Grall
Baxley	Burton	Gruters
Boyd	Calatayud	Harrell
Bradley	Collins	Hooper

Hutson	Perry	Trumbull
Ingoglia	Rodriguez	Wright
Martin	Simon	Yarborough
Mayfield	Stewart	

Nays—11

Berman	Osgood	Rouson
Book	Pizzo	Thompson
Davis	Polsky	Torres
Jones	Powell	

SPECIAL RECOGNITION

Senator Berman introduced special guest Ali Kessler, mother of Greyson Kessler, who was present in the gallery in support of CS for CS for SB 130 on domestic violence, better known as “Greyson’s Law.”

SPECIAL ORDER CALENDAR

CS for SB 290—A bill to be entitled An act relating to public school student progression for students with disabilities; amending s. 1008.25, F.S.; requiring comprehensive plans for student progression to provide for specified students with disabilities to be retained in prekindergarten at the discretion of a student’s parent; authorizing certain pre-kindergarten students to receive instruction in early literacy skills, rather than intensive reading interventions; requiring certain pre-kindergarten students to receive such instruction; revising the requirements for certain students with disabilities to receive a good cause exemption from mandatory retention in grade 3; providing an effective date.

—was read the second time by title. On motion by Senator Jones, by two-thirds vote, **CS for SB 290** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

SPECIAL GUESTS

Senator Jones recognized Representative Robin Bartleman who was present in the chamber in support of CS for SB 290, related to Public School Student Progression for Students with Disabilities. Representative Bartleman sponsored the companion bill in the House, CS for HB 223.

CS for SB 1278—A bill to be entitled An act relating to direct-support organizations of the Department of Children and Families; amending s. 402.57, F.S.; authorizing the Department of Children and Families to establish a direct-support organization for a specified purpose; specifying criteria for the direct-support organization; requiring the direct-support organization to operate under written contract with the department; providing requirements for the contract; requiring the Secretary of Children and Families to appoint a board of directors for the direct-support organization; providing for appointment of board

members; authorizing the department to allow the direct-support organization to use, without charge, the department’s fixed property, facilities, and personnel services, subject to certain requirements; defining the term “personnel services”; authorizing the direct-support organization to collect, expend, and provide funds for specified purposes; prohibiting the use of such funds for lobbying purposes; authorizing moneys to be held in a separate depository account in the name of the direct-support organization, subject to certain requirements; requiring the direct-support organization to provide for annual audits; providing for future repeal; providing an effective date.

—was read the second time by title.

Senator Burgess moved the following amendment which was adopted:

Amendment 1 (538840) (with title amendment)—Between lines 153 and 154 insert:

Section 2. Paragraphs (a) and (c) of subsection (2) and subsection (4) of section 1001.453, Florida Statutes, are amended to read:

1001.453 Direct-support organization; use of property; board of directors; audit.—

(2) USE OF PROPERTY.—A district school board:

(a) Is authorized to:

1. Permit the use of property, facilities, and personal services of the district by a direct-support organization, subject to the provisions of this section; or

2. Contract with a direct-support organization for personal services or operations. However, a retiree of the Florida Retirement System must first satisfy the requirements for termination from employment provided in s. 121.021(39) before providing such services or operations for a Florida Retirement System employer, and is subject to the reemployment limitations provided in s. 121.091(9).

(c) May ~~shall~~ not permit the use of property, facilities, or personal services by of a direct-support organization if such organization does not provide equal employment opportunities to all persons, regardless of race, color, religion, sex, age, or national origin.

(4) ANNUAL FINANCIAL AUDIT.—Each direct-support organization with more than \$250,000 ~~\$100,000~~ in expenditures or expenses shall provide for an annual financial audit of its accounts and records, to be conducted by an independent certified public accountant in accordance with rules adopted by the Auditor General pursuant to s. 11.45(8) and the Commissioner of Education. A district school board may contract with a vendor for an annual financial audit of a direct-support organization. The annual financial audit report shall be submitted within 9 months after the fiscal year’s end to the district school board and the Auditor General. The Commissioner of Education, the Auditor General, and the Office of Program Policy Analysis and Government Accountability have the authority to require and receive from the organization or the district auditor any records relative to the operation of the organization. The identity of donors and all information identifying donors and prospective donors are confidential and exempt from the provisions of s. 119.07(1), and that anonymity shall be maintained in the auditor’s report. All other records and information shall be considered public records for the purposes of chapter 119.

And the title is amended as follows:

Delete lines 2-26 and insert: An act relating to direct-support organizations; amending s. 402.57, F.S.; authorizing the Department of Children and Families to establish a direct-support organization for a specified purpose; specifying criteria for the direct-support organization; requiring the direct-support organization to operate under written contract with the department; providing requirements for the contract; requiring the Secretary of Children and Families to appoint a board of directors for the direct-support organization; providing for appointment of board members; authorizing the department to allow the direct-support organization to use, without charge, the department’s fixed property, facilities, and personnel services, subject to certain requirements; defining the term “personnel services”; authorizing the direct-support organization to collect, expend, and provide funds for specified purposes; prohibiting the use of such funds for lobbying purposes; au-

thorizing moneys to be held in a separate depository account in the name of the direct-support organization, subject to certain requirements; requiring the direct-support organization to provide for annual audits; providing for future repeal; amending s. 1001.453, F.S.; authorizing district school boards to contract with direct-support organizations for personal services or operations, subject to certain limitations; revising the amount of expenditures and expenses a direct-support organization must have to be required to provide for an annual financial audit; authorizing district school boards to contract with a vendor for such audits; providing an effective date.

On motion by Senator Simon, by two-thirds vote, **CS for SB 1278**, 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

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Thompson
Broxson	Ingolia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough
Collins	Osgood	

Nays—None

Vote after roll call:

Yea—Boyd, Stewart

CS for CS for SB 600—A bill to be entitled An act relating to an assignment for the benefit of creditors; amending s. 727.101, F.S.; revising legislative intent; amending s. 727.104, F.S.; revising requirements for the commencement of proceedings for general assignments; authorizing courts to determine compliance with a specified rule; amending s. 727.105, F.S.; authorizing assignees to rely on certain orders, judgments, decrees, rules, and documents; specifying that the assignee is not personally liable for certain good faith compliance, acts, or omissions; limiting the assets a creditor or other party in interest may pursue in an action against an assignee; providing requirements for a creditor or other party in interest in certain actions against an assignee; providing requirements for claims against an assignee or any agent or professional of the assignee; providing construction; amending s. 727.106, F.S.; excluding certain creditors from being required to turn over assets of the estate upon notice of an assignment proceeding; amending s. 727.110, F.S.; requiring assignees to serve a copy of a notice of rejection by negative notice; authorizing the court to specify an effective date of rejection in its order of rejection; providing an effective date.

—was read the second time by title. On motion by Senator Martin, by two-thirds vote, **CS for CS for SB 600** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Burton	Ingolia
Albritton	Calatayud	Jones
Avila	Collins	Martin
Baxley	Davis	Mayfield
Berman	DiCeglie	Osgood
Book	Garcia	Perry
Boyd	Grall	Pizzo
Bradley	Gruters	Polsky
Brodeur	Harrell	Powell
Broxson	Hooper	Rodriguez
Burgess	Hutson	Rouson

Simon	Torres	Yarborough
Stewart	Trumbull	
Thompson	Wright	

Nays—None

CS for CS for SB 770—A bill to be entitled An act relating to residential loan alternative agreements; creating s. 475.279, F.S.; defining terms; specifying restrictions on residential loan alternative agreements for the disposition of residential real property; prohibiting a court from enforcing such agreements by certain means; providing that such agreements are void if listing services do not begin within a certain timeframe; prohibiting the clerk of the circuit court from recording such agreements; providing construction; providing that violations are unfair or deceptive trade practices; specifying penalties and remedies; providing an effective date.

—was read the second time by title. On motion by Senator Bradley, by two-thirds vote, **CS for CS for SB 770** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingolia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

SB 62—A bill to be entitled An act for the relief of Robert Earl DuBoise; providing an appropriation to compensate Mr. DuBoise for being wrongfully incarcerated for almost 37 years; directing the Chief Financial Officer to draw a warrant payable directly to Mr. DuBoise; providing for the waiver of certain tuition and fees for Mr. DuBoise; requiring the Chief Financial Officer to pay the directed funds without requiring that Mr. DuBoise sign a liability release; declaring that the Legislature does not waive certain defenses or increase the state's limits of liability with respect to the act; prohibiting funds awarded under the act to Mr. DuBoise from being used or paid for specified attorney or lobbying fees; prohibiting Mr. DuBoise from submitting a compensation application under certain provisions upon his receipt of payment under this act; requiring specific reimbursement to the state should a civil award be issued subsequent to Mr. DuBoise's receipt of payment under the act; requiring Mr. DuBoise to notify the Department of Legal Affairs upon filing certain civil actions; requiring the department to file a specified notice under certain circumstances; providing that certain benefits are vacated upon specified findings; providing an effective date.

—was read the second time by title. On motion by Senator Grall, by two-thirds vote, **SB 62** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Madam President	Brodeur	Garcia
Albritton	Broxson	Grall
Avila	Burgess	Gruters
Baxley	Burton	Harrell
Berman	Calatayud	Hooper
Book	Collins	Hutson
Boyd	Davis	Ingolia
Bradley	DiCeglie	Jones

Martin	Powell	Torres
Mayfield	Rodriguez	Trumbull
Osgood	Rouson	Wright
Pizzo	Stewart	Yarborough
Polsky	Thompson	

Nays—1

Perry

Vote after roll call:

Yea—Simon

SPECIAL RECOGNITION

Senator Grall introduced special guest Robert Earl DuBoise, who was present in the gallery for SB 62, Relief of Robert Earl DuBoise by the State of Florida.

CS for SB 198—A bill to be entitled An act relating to the Tampa Bay Area Regional Transit Authority; repealing part III of ch. 343, F.S., relating to the creation and operation of the authority; dissolving the authority and requiring the authority to perform specified activities; amending s. 341.302, F.S.; conforming a provision to changes made by the act; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for SB 198**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 155** was withdrawn from the Committee on Appropriations.

On motion by Senator DiCeglie—

CS for HB 155—A bill to be entitled An act relating to the Tampa Bay Area Regional Transit Authority; repealing part III of ch. 343, F.S., relating to the creation and operation of the authority; dissolving the authority; providing for the discharge of any liabilities and the assumption of any outstanding liabilities; requiring the authority to settle and close its affairs and transfer any pending activities; requiring the closure and dispensing of federal and state funds; providing for the distribution of the authority’s remaining assets; requiring notification of final dissolution; requiring the forwarding of authority records; providing an effective date.

—a companion measure, was substituted for **CS for SB 198** and read the second time by title.

On motion by Senator DiCeglie, by two-thirds vote, **CS for HB 155** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

CS for SB 1616—A bill to be entitled An act relating to public records; amending s. 943.68, F.S.; providing an exemption from public records requirements for records held by a law enforcement agency

relating to certain security or transportation services; providing for retroactive application; providing for legislative review and repeal of the exemption; providing a statement of public necessity; providing a directive to the Division of Law Revision; providing an effective date.

—was read the second time by title.

Senator Berman moved the following amendment which failed:

Amendment 1 (648444) (with title amendment)—Delete lines 45-50 and insert:
to security services provided under subsection (1), subsection (5), or subsection (6) are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

(b) Records held by a law enforcement agency relating to transportation services provided under subsection (1), subsection (5), or subsection (6) are exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution from the time such transportation services are requested until 1 month after the conclusion of the transportation service.

(c) This subsection is subject to the Open Government

And the title is amended as follows:

Delete lines 5-8 and insert: agency relating to certain security services; providing an exemption from public records requirements for a specified timeframe for records held by a law enforcement agency relating to certain transportation services; providing for legislative review and repeal of the exemptions; providing a statement of public necessity;

The vote was:

Yeas—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

Nays—27

Madam President	Burton	Ingoglia
Albritton	Calatayud	Martin
Avila	Collins	Mayfield
Baxley	DiCeglie	Perry
Boyd	Garcia	Rodriguez
Bradley	Gruters	Simon
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough

On motion by Senator Martin, by two-thirds vote, **CS for SB 1616** 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—28

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Simon
Bradley	Gruters	Trumbull
Brodeur	Harrell	Wright
Broxson	Hooper	Yarborough
Burgess	Hutson	
Burton	Ingoglia	

Nays—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

INTRODUCTION OF FORMER SENATORS

The President recognized former Senator and current Representative Thad Altman who was present in the chamber.

CS for CS for SB 7016—A bill to be entitled An act relating to the Department of Corrections; amending s. 944.35, F.S.; defining the terms “private correctional facility” and “volunteer”; providing criminal penalties for any volunteer or employee of a contractor or subcontractor of the Department of Corrections who engages in sexual misconduct with specified inmates or offenders; providing exceptions; providing for a type two transfer of private correctional facilities from the Department of Management Services to the Department of Corrections; providing construction; amending ss. 287.042, 394.9151, 943.13, 944.02, 944.115, 944.72, 944.8041, 945.215, 946.504, 957.04, 957.06, 957.07, 957.08, 957.12, 957.14, 957.15, and 957.16, F.S.; conforming provisions to changes made by the act; reenacting s. 944.47(2)(b), F.S., relating to the penalty for the introduction, removal, or possession of contraband, to incorporate the amendment made to s. 944.115, F.S., in a reference thereto; providing an effective date.

—was read the second time by title. On motion by Senator Martin, by two-thirds vote, **CS for CS for SB 7016** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

CS for CS for CS for SB 162—A bill to be entitled An act relating to water and wastewater facility operators; amending s. 403.865, F.S.; revising legislative findings and intent; defining the term “water and wastewater facility personnel”; amending s. 403.867, F.S.; conforming a provision to changes made by the act; creating s. 403.8721, F.S.; requiring the Department of Environmental Protection to issue water treatment plant operator licenses, water distribution system operator licenses, and domestic wastewater treatment plant operator licenses by reciprocity to certain applicants; providing licensure requirements; authorizing the department to issue temporary operator licenses during a declared state of emergency; requiring the department to waive the application fee for temporary operator licenses; requiring the department to adopt rules; providing an effective date.

—was read the second time by title. On motion by Senator Collins, by two-thirds vote, **CS for CS for CS for SB 162** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Bradley	DiCeglie
Albritton	Brodeur	Garcia
Avila	Broxson	Grall
Baxley	Burgess	Gruters
Berman	Burton	Harrell
Book	Calatayud	Hooper
Boyd	Collins	Hutson

Ingoglia	Pizzo	Stewart
Jones	Polsky	Thompson
Martin	Powell	Torres
Mayfield	Rodriguez	Trumbull
Osgood	Rouson	Wright
Perry	Simon	Yarborough

Nays—None

CS for CS for CS for SB 418—A bill to be entitled An act relating to insurance; amending s. 624.4621, F.S.; specifying a qualification for a local governmental entity’s representative on a self-insurer’s governing body; amending s. 627.062, F.S.; authorizing residential property insurance rate filings to use a specified modeling indication; amending s. 627.0628, F.S.; revising membership requirements for specified members of the Florida Commission on Hurricane Loss Projection Methodology; amending s. 627.0629, F.S.; authorizing insurers to file with the Office of Insurance Regulation personal lines residential property insurance rating plans providing rate differentials based on certain windstorm mitigation construction standards; providing requirements for such plans; amending s. 627.0665, F.S.; revising the timeframe for advance notices from insurers to insureds of automatic bank withdrawal increases; specifying the increase threshold for such notices; amending s. 627.421, F.S.; revising the types of documents and kinds of insurance for which electronic transmission constitutes delivery to the insured or person entitled to delivery; deleting a requirement to include a certain notice to an insured electing to receive policy documents electronically; deleting a requirement to provide a paper copy of the policy upon request by such person; amending s. 627.701, F.S.; revising and specifying alternative hurricane deductible amounts for personal lines residential property insurance policies covering risks with specified dwelling limits; amending s. 627.712, F.S.; providing that a policyholder’s written exclusion from residential windstorm coverage or contents coverage may be typed rather than handwritten; amending s. 627.7276, F.S.; revising the requirements for the notice of limited coverage under certain automobile policies; amending s. 634.041, F.S.; specifying the manner in which a contractual liability insurance policy of a service agreement company may pay claims; providing an effective date.

—was read the second time by title.

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

Senator Garcia moved the following amendment:

Amendment 1 (881130) (with title amendment)—Before line 44 insert:

Section 1. Subsection (7) of section 327.54, Florida Statutes, is amended to read:

327.54 Liveries; safety regulations; penalty.—

(7) A livery may not lease or rent or offer to lease or rent any livery vessel unless the livery: ~~first~~

(a) Obtains and carries in full force and effect a policy from a licensed insurance carrier in this state which insures the livery ~~and the renter~~ against any accident, loss, injury, property damage, or other casualty caused by or resulting from the operation of the livery vessel. The insurance policy must provide coverage of at least \$500,000 per person and \$1 million per event. The livery shall have proof of such insurance available for inspection at the location where livery vessels are being leased or rented, or offered for lease or rent, and shall provide to each renter the insurance carrier’s name and address and the insurance policy number; *and*

(b) *Either:*

1. *Obtains and carries in full force and effect a policy from a licensed insurance carrier in this state which insures the renter in the same manner and amounts of the policy obtained by the livery under para-*

graph (a) and provides to each renter the insurance carrier's name and address and the insurance policy number; or

2. Presents the renter with the opportunity to purchase coverage which insures the renter against any accident, loss, injury, property damage, or other casualty caused by or resulting from the operation of the livery vessel of at least \$500,000 per person and \$1 million per event. If a renter chooses not to purchase the coverage, the livery must obtain a signed acknowledgement from the renter which includes the following statement:

I UNDERSTAND THAT I AM REFUSING TO PURCHASE A VESSEL RENTAL INSURANCE POLICY FOR COVERAGE OF AT LEAST \$500,000 PER PERSON AND \$1 MILLION PER EVENT FOR ANY DAMAGE OR INJURIES CAUSED DIRECTLY OR INDIRECTLY BY MY OPERATION OF THE VESSEL.

THE VESSEL RENTAL INSURANCE POLICY COVERAGE IS BEING OFFERED TO ME AT THE FOLLOWING PRICE: [INSERT BINDABLE PRICE HERE OF INSURANCE BEING DECLINED].

I UNDERSTAND THAT I MAY NOT HAVE OTHER INSURANCE TO COVER ANY DAMAGE OR INJURIES CAUSED DIRECTLY OR INDIRECTLY BY MY OPERATION OF THE VESSEL AND THAT I MAY BE PERSONALLY LIABLE FOR ANY SUCH DAMAGE OR INJURIES DURING THE RENTAL PERIOD.

This subsection does not apply to human-powered vessels.

And the title is amended as follows:

Delete line 2 and insert: An act relating to insurance; amending s. 327.54, F.S.; revising requirements relating to insurance for liveries that lease or rent or offer to lease or rent livery vessels; amending s. 624.4621,

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

Senator Garcia moved the following substitute amendment which was adopted:

Substitute Amendment 2 (174606) (with title amendment)— Before line 44 insert:

Section 1. Subsection (7) of section 327.54, Florida Statutes, is amended to read:

327.54 Liveries; safety regulations; penalty.—

(7) A livery may not lease or rent or offer to lease or rent any livery vessel unless the livery: ~~first~~

(a) Obtains and carries in full force and effect a policy from a licensed insurance carrier in this state which insures the livery ~~and the renter~~ against any accident, loss, injury, property damage, or other casualty caused by or resulting from the operation of the livery vessel. The insurance policy must provide coverage of at least \$500,000 per person and \$1 million per event. The livery shall have proof of such insurance available for inspection at the location where livery vessels are being leased or rented, or offered for lease or rent, and shall provide to each renter the insurance carrier's name and address and the insurance policy number; and

(b) Either:

1. Obtains and carries in full force and effect a policy from a licensed insurance carrier in this state which insures the renter in the same manner and amounts of the policy obtained by the livery under paragraph (a) and provides to each renter the insurance carrier's name and address and the insurance policy number; or

2. Presents the renter with the opportunity to purchase coverage which insures the renter against any accident, loss, injury, property damage, or other casualty caused by or resulting from the operation of

the livery vessel of at least \$500,000 per person and \$1 million per event. If a renter chooses not to purchase the coverage, the livery must obtain a signed acknowledgement from the renter which includes an attestation as to whether the renter has a Florida boating safety identification card issued by the commission, a temporary certificate, or another form of boating certification authorized pursuant to s. 327.395, and that includes the following statement:

I UNDERSTAND THAT I AM REFUSING TO PURCHASE A VESSEL RENTAL INSURANCE POLICY FOR COVERAGE OF AT LEAST \$500,000 PER PERSON AND \$1 MILLION PER EVENT FOR ANY DAMAGE OR INJURIES CAUSED DIRECTLY OR INDIRECTLY BY MY OPERATION OF THE VESSEL.

THE VESSEL RENTAL INSURANCE POLICY COVERAGE IS BEING OFFERED TO ME AT THE FOLLOWING PRICE: [INSERT BINDABLE PRICE HERE OF INSURANCE BEING DECLINED].

I UNDERSTAND THAT I MAY NOT HAVE OTHER INSURANCE TO COVER ANY DAMAGE OR INJURIES CAUSED DIRECTLY OR INDIRECTLY BY MY OPERATION OF THE VESSEL AND THAT I MAY BE PERSONALLY LIABLE FOR ANY SUCH DAMAGE OR INJURIES DURING THE RENTAL PERIOD.

This subsection does not apply to human-powered vessels.

And the title is amended as follows:

Delete line 2 and insert: An act relating to insurance; amending s. 327.54, F.S.; revising requirements relating to insurance for liveries that lease or rent or offer to lease or rent livery vessels; amending s. 624.4621,

On motion by Senator Perry, by two-thirds vote, **CS for CS for CS for SB 418**, 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

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Yarborough

Nays—None

Vote after roll call:

Yea—Wright

Consideration of **CS for CS for SB 532** was deferred.

CS for SB 1002—A bill to be entitled An act relating to motor vehicle glass; amending s. 559.903, F.S.; defining the term “advanced driver assistance system”; revising the definition of the term “motor vehicle repair”; amending s. 559.920, F.S.; prohibiting motor vehicle repair shops or their employees from offering anything of value to a customer in exchange for making an insurance claim for motor vehicle glass replacement or repair, including offers made through certain persons; specifying that the failure to provide certain electronic or written notice relating to calibrating or recalibrating an advanced driver assistance system is unlawful; creating s. 627.7289, F.S.; prohibiting persons from

entering into assignment agreements of post-loss benefits for motor vehicle glass replacement or repair after a specified date; providing that such assignment agreements are void and unenforceable; defining the term “assignment agreement”; creating s. 627.7291, F.S.; prohibiting certain persons from requiring claimants to use certain companies or locations for specified services and products; authorizing certain persons to provide explanations of certain motor vehicle comprehensive coverage benefits; requiring certain persons to provide specified discounts to insureds under certain circumstances; providing construction; providing applicability; providing an effective date.

—was read the second time by title.

Senator Stewart moved the following amendment which was adopted:

Amendment 1 (733426)—Delete line 172 and insert:

Section 5. This act shall take effect upon becoming a law.

On motion by Senator Stewart, by two-thirds vote, **CS for SB 1002**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

CS for CS for SB 540—A bill to be entitled An act relating to local government comprehensive plans; amending s. 163.3184, F.S.; providing that the prevailing party in a challenge to a plan or plan amendment is entitled to recover attorney fees and costs; amending s. 163.3187, F.S.; providing that the prevailing party in a challenge to the compliance of a small scale development order is entitled to recover attorney fees and costs; amending s. 163.3202, F.S.; providing applicability; amending s. 163.3215, F.S.; making technical changes; providing an effective date.

—was read the second time by title.

Senator Polsky moved the following amendment which failed:

Amendment 1 (618462) (with title amendment)—Delete line 24 and insert:

reasonable appellate attorney fees and costs. An intervening party in a challenge filed under this subsection is not entitled to recover attorney fees and costs and may not recover attorney fees and costs from an aggrieved or adversely affected party or a local government.

And the title is amended as follows:

Delete line 6 and insert: costs; providing that an intervening party is not entitled to recover attorney fees and costs and prohibiting an intervening party from recovering attorney fees and costs from certain parties or a local government; amending s. 163.3187, F.S.; providing that the

On motion by Senator DiCeglie, by two-thirds vote, **CS for CS for SB 540** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—29

Madam President	Calatayud	Jones
Albritton	Collins	Martin
Avila	DiCeglie	Mayfield
Baxley	Garcia	Perry
Boyd	Grall	Rodriguez
Bradley	Gruters	Stewart
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough
Burton	Ingoglia	

Nays—10

Berman	Pizzo	Thompson
Book	Polsky	Torres
Davis	Powell	
Osgood	Rouson	

Vote after roll call:

Yea—Simon

Yea to Nay—Jones

MOTIONS

On motion by Senator Mayfield, the time of adjournment was extended until completion of the Special Order Calendar, Bills on Third Reading, announcements, and motions.

CS for SB 914—A bill to be entitled An act relating to suicide prevention; amending s. 111.09, F.S.; defining the term “affiliated first responder organization”; revising the definition of the term “first responder peer”; amending s. 112.1815, F.S.; authorizing certain diagnoses to be made through telehealth; amending s. 394.9086, F.S.; renaming the Commission on Mental Health and Substance Abuse as the Commission on Mental Health and Substance Use Disorder; revising the purposes of the commission to include an assessment of the state’s suicide prevention infrastructure; revising the membership and duties of the commission; requiring the commission to submit annual interim reports to the Governor and Legislature for a specified timeframe; revising the date by which the commission must submit its final report; extending the repeal date of the commission; providing an effective date.

—was read the second time by title. On motion by Senator Garcia, by two-thirds vote, **CS for SB 914** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

MOTIONS

On motion by Senator Mayfield, by two-thirds vote, all bills passed this day were ordered immediately certified to the House.

BILLS ON SPECIAL ORDERS

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, 2023: CS for SB 290, CS for CS for SB 600, CS for CS for SB 770, SB 62, CS for SB 198, CS for SB 1616, CS for CS for SB 7016, CS for CS for CS for SB 162, CS for CS for CS for SB 418, CS for CS for SB 532, CS for SB 1002, CS for CS for SB 540, CS for SB 914.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

REPORTS OF COMMITTEES

The Appropriations Committee on Agriculture, Environment, and General Government recommends the following pass: SB 734

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

The Appropriations Committee on Agriculture, Environment, and General Government recommends the following pass: CS for SB 128; CS for SB 180; CS for SB 406; SB 410; CS for SB 580; CS for SB 622; CS for SB 782; SB 1020; SB 1106; CS for SB 1108; CS for SB 1476; CS for SB 1538; CS for SB 1632

The bills were referred to the Committee on Fiscal Policy under the original reference.

The Appropriations Committee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 1480; SB 1482; CS for SB 1664

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Appropriations Committee on Transportation, Tourism, and Economic Development; the Committee on Military and Veterans Affairs, Space, and Domestic Security; and Senator Calatayud—

CS for CS for SB 1480—A bill to be entitled An act relating to grants for nonprofit organization safety; creating s. 252.3712, F.S.; requiring the Division of Emergency Management to establish a specified grant program; providing eligibility requirements; requiring the grants to be used for certain purposes; providing for eligibility; providing limitations on the amount of grant awards; authorizing the division to use a certain amount of funding for administration of the program; requiring the division to adopt rules; providing for future repeal; providing an effective date.

By the Appropriations Committee on Transportation, Tourism, and Economic Development; and Senator Simon—

CS for SB 1482—A bill to be entitled An act relating to rural development; amending s. 215.971, F.S.; requiring certain agency agreements to include a provision authorizing the agency to provide for the payment of specified invoices to certain counties or municipalities for certain verified and eligible performance; providing intent; providing construction; amending s. 288.018, F.S.; specifying that funding provided under the Regional Rural Development Grants Program is not a matching grant; revising the required criteria the Department of Eco-

omic Opportunity must consider in approving a participant in the program; amending s. 288.0655, F.S.; revising the purpose of the Rural Infrastructure Fund; revising the percentages of total infrastructure project cost that the Department of Economic Opportunity may award through the fund; providing authorized uses of eligible funds; deleting a provision requiring that eligible projects be related to specified opportunities; authorizing the department to award grants up to a specified amount for specified planning and preparation activities; deleting a restriction on dual grant awards being used which would exceed a specified percentage threshold; revising a provision that requires that awarded funds for specified surveys or other activities be matched with a specified amount of local funds; revising the evaluation process for applications; providing an effective date.

By the Appropriations Committee on Transportation, Tourism, and Economic Development; the Committee on Commerce and Tourism; and Senator Hooper—

CS for CS for SB 1664—A bill to be entitled An act relating to economic development; amending s. 20.60, F.S.; requiring the Secretary of Economic Opportunity to appoint deputy secretaries and directors for specified divisions of the Department of Economic Opportunity; amending s. 163.3175, F.S.; revising the list of local governments affected by Naval Support Activity Orlando; conforming a provision to changes made by the act; amending s. 201.25, F.S.; exempting loans made with funds administered by the Department of Economic Opportunity from certain taxes; amending s. 288.018, F.S.; revising requirements relating to the Florida Rural Development Grants Program; amending s. 288.065, F.S.; removing a requirement that certain repayments under the Rural Community Development Revolving Loan Fund be matched; amending s. 288.0655, F.S.; revising grant requirements and authorizations relating to the Rural Infrastructure Fund; revising limits on grant awards; amending s. 288.075, F.S.; revising the definition of the term “economic development agency”; amending s. 288.9604, F.S.; deleting the future repeal of provisions governing the Florida Development Finance Corporation; amending ss. 288.980 and 288.985, F.S.; conforming provisions to changes made by the act; amending s. 288.987, F.S.; renaming the Florida Defense Support Task Force as the Florida Defense Support Council; amending s. 446.71, F.S.; revising requirements relating to the Everglades Restoration Agricultural Community Employment Training Program; defining terms; authorizing, rather than requiring, the department to adopt rules; amending s. 695.03, F.S.; requiring the Secretary of the Department of Economic Opportunity, rather than the Governor, to appoint certain commissioners of deeds; reenacting s. 288.106(2)(b), F.S., relating to the tax refund program for qualified target industry businesses, to incorporate the amendment made to s. 288.075, F.S., in a reference thereto; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Kathleen Passidomo, President

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

Jeff Takacs, Clerk

By State Affairs Committee, Infrastructure & Tourism Appropriations Subcommittee, Constitutional Rights, Rule of Law & Government Operations Subcommittee and Representative(s) Driskell, Arrington, Benjamin, Berfield, Campbell, Edmonds, Eskamani, Harris, LaMarca, López, J., Rayner-Goolsby, Roach, Robinson, F., Stark, Tant, Valdés, Waldron, Woodson—

CS for CS for CS for HB 49—A bill to be entitled An act relating to abandoned and historic cemeteries; creating s. 267.21, F.S.; creating the Historic Cemeteries Program within the Division of Historical Resources of the Department of State; designating the State Historic Preservation Officer as the program's director and requiring him or her to hire employees, subject to legislative appropriation; providing the duties and responsibilities of the program; requiring the program to

provide grants, subject to legislative appropriation, to certain entities for certain purposes; authorizing the division to adopt rules; creating s. 267.22, F.S.; creating the Historic Cemeteries Program Advisory Council within the division; providing for membership, terms, and duties of the council; providing that members shall serve without compensation but may receive per diem and reimbursement for travel expenses; amending s. 497.005, F.S.; revising the definition of the term "legally authorized person" to include a member of a representative community organization; amending s. 704.06, F.S.; revising the definition of the term "conservation easement" to include a right or interest in real property which is appropriate to retaining the structural integrity or physical appearance of certain cemeteries; authorizing certain entities to acquire conservation easements to preserve certain cemeteries; providing appropriations and authorizing positions; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 89 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Regulatory Reform & Economic Development Subcommittee and Representative(s) Maggard, Borrero—

CS for CS for HB 89—A bill to be entitled An act relating to building construction; amending s. 489.105, F.S.; revising definitions; amending s. 553.79, F.S.; requiring local building code administrators, plans examiners, or inspectors to provide certain information to the local enforcing agency under certain circumstances; prohibiting local enforcing agencies from making or requiring substantive changes to plans or specifications after a permit has been issued; providing exceptions; requiring local enforcing agencies that require substantive changes to plans or specifications after a permit has been issued to provide certain information to the permitholder in writing; providing that a building code administrator, plans examiner, or inspector is subject to disciplinary action under certain circumstances; amending s. 633.208, F.S.; requiring local fire officials to provide certain information to a permit applicant if building plans do not comply with the Florida Fire Prevention Code or Life Safety Code; prohibiting a municipality, county, or special district from making or requiring substantive changes to building plans after a permit has been issued; providing exceptions; requiring a local fire official to provide certain information to the permitholder if a municipality, county, or special district requires substantive changes to building plans after a permit is issued; providing that a local fire official who is a certified firesafety inspector is subject to disciplinary action under certain circumstances; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 111 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Agriculture, Conservation & Resiliency Subcommittee and Representative(s) Hunschofsky—

CS for HB 111—A bill to be entitled An act relating to flooding and sea level rise vulnerability studies; amending s. 380.093, F.S.; revising the purposes for which the Department of Environmental Protection may provide grants under the Resilient Florida Grant Program to counties or municipalities; authorizing the department to provide such grants to water management districts for a specified purpose; requiring such grants to be prioritized; creating s. 380.0937, F.S.; providing definitions; requiring state-financed constructors to take specified actions before commencing construction of potentially at-risk structures or infrastructure beginning on a specified date; requiring the department to develop a specified sea level impact projection study standard by rule; authorizing the department to bring civil actions, seek injunctive relief,

recover certain funds, and enforce specified requirements; providing construction; requiring the department to publish sea level impact projection studies on its website, subject to certain conditions, and adopt rules; amending s. 161.551, F.S.; providing for future repeal of requirements for the construction of certain structures in the coastal building zone; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1521 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Regulatory Reform & Economic Development Subcommittee and Representative(s) Plakon, Black, Holcomb, Roach—

CS for HB 1521—A bill to be entitled An act relating to facility requirements based on sex; creating s. 553.865, F.S.; providing a short title; providing legislative findings; providing definitions; providing requirements for exclusive use of restrooms by gender; providing requirements for exclusive use of changing facilities by gender; providing exceptions; prohibiting willfully entering a restroom or changing facility designated for the opposite sex and refusing to immediately depart when asked to do so by another person present there; providing criminal penalties; providing requirements for exclusive use of domestic violence centers by gender; providing requirements for correctional institutions; requiring entities that receive state licenses to submit compliance documentation; authorizing the Attorney General to bring enforcement actions; authorizing civil penalties; providing for certain funds to be deposited in the General Revenue Fund; providing an exception for individuals born with certain genetically or biochemically verifiable disorders of sex development; providing severability; providing an effective date.

—was referred to the Committee on Fiscal Policy.

RETURNING MESSAGES — FINAL ACTION

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 50 by the required constitutional two-thirds vote of the members voting.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 130.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 306.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 942.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 1438.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 18 was corrected and approved.

CO-INTRODUCERS

Senators Avila—CS for CS for SB 240, CS for CS for SB 724; Book—SB 348, SB 1300; Boyd—SB 348; Garcia—SR 1728; Hutson—CS for SJR 1234

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 6:02 p.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 19—Regular Session

Tuesday, April 25, 2023

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REPORTS OF COMMITTEES

The Committee on Appropriations recommends the following pass: SB 2; SB 8; CS for SB 278; CS for SB 366; CS for SB 430; SB 546; CS for CS for SB 724; SB 734; CS for SB 1070; CS for SB 1094; CS for SB 1130; CS for SB 1156; CS for CS for HB 1285; HB 5303; SB 7046; SB 7058

The Committee on Fiscal Policy recommends the following pass: CS for CS for SB 136; SB 140; CS for SB 212; CS for SB 528; CS for SB 536; CS for SB 612; CS for CS for SB 618; SB 658; CS for SB 670; CS for SB 824; CS for SB 996; CS for SB 1104; SB 1112; CS for SB 1140; CS for CS for SB 1182; SB 1198; CS for CS for SB 1408; SB 1424; CS for SB 1532; CS for SB 1606; SB 7054; SB 7056

The Committee on Rules recommends the following pass: SB 4; SB 6; CS for SB 12; CS for SB 16; CS for SB 216; SB 298; CS for CS for SB 346; SB 348; CS for SB 356; CS for SB 398; CS for SB 424; SB 442; CS for SB 454; HB 477; CS for SB 494; CS for SB 496; SB 514; CS for SB 522; SB 542; SB 562; SB 568; SB 596; CS for CS for SB 620; CS for SB 628; CS for CS for SB 752; CS for SB 784; CS for SB 786; SB 892; CS for CS for SB 908; CS for SB 940; CS for SB 994; CS for SB 998; CS for SB 1040; CS for CS for SB 1146; CS for CS for SB 1162; CS for SB 1166; CS for SB 1242; SB 1246; CS for SB 1256; CS for SB 1266; CS for SB 1290; SB 1300; CS for SB 1318; CS for SB 1334; CS for SB 1368; SB 1388; CS for SB 1402; CS for SB 1454; CS for SB 1458; CS for SB 1510; CS for SB 1578; CS for SB 1596; CS for SB 1614; CS for SB 1646; SR 1728; SB 7064

The bills were placed on the Calendar.

The Appropriations Committee on Criminal and Civil Justice recommends a committee substitute for the following: SB 1130

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

The Appropriations Committee on Agriculture, Environment, and General Government recommends committee substitutes for the following: CS for SB 714; CS for SB 902; SB 904; SB 1056; CS for SB 1262; CS for SB 1364; CS for SB 1366; CS for SB 1398; CS for SB 1418

The Appropriations Committee on Criminal and Civil Justice recommends committee substitutes for the following: CS for SB 174; CS for SB 1624

The Appropriations Committee on Education recommends a committee substitute for the following: SB 1430

The Appropriations Committee on Health and Human Services recommends committee substitutes for the following: CS for SB 272; SB 1084; CS for SB 1338

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

The Committee on Appropriations recommends a committee substitute for the following: CS for SB 1328

The Committee on Fiscal Policy recommends committee substitutes for the following: CS for CS for SB 96; CS for SB 238; CS for SB 246; SB 252; CS for CS for SB 266; SB 704; CS for SB 748; CS for CS for SB 1158; CS for SB 1164; SB 1170; CS for SB 1252; CS for SB 1352; CS for SB 1386; CS for SB 1672; CS for SB 1676; CS for CS for SB 1690; SB 7050; SB 7052

The Committee on Rules recommends committee substitutes for the following: CS for SB 262; CS for SB 312; CS for SB 376; SB 444; CS for SB 510; CS for SB 512; CS for SB 516; CS for SB 624; CS for CS for SB 712; CS for SB 718; CS for SB 760; SB 1082; SB 1154; CS for SB 1292; CS for SB 1308; CS for SB 1310; CS for SB 1322; CS for CS for SB 1346; SB 1440; CS for SB 1506; CS for SB 1570; CS for SB 1574; SB 1580; CS for SB 1586; SB 1588; CS for SB 1604; CS for SB 1686; SB 7040; SB 7042; SB 7048

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Bills 7000-7062—Previously introduced.

By the Committee on Fiscal Policy—

SB 7064—A bill to be entitled An act relating to human trafficking; amending s. 95.11, F.S.; conforming provisions to changes made by the act; amending s. 450.045, F.S.; increasing criminal penalties for specified offenses involving adult theaters; creating s. 787.061, F.S.; providing legislative findings; providing definitions; providing a civil cause of action for victims of human trafficking against certain entities or persons; providing procedures and requirements for claims; providing for damages, penalties, punitive damages, attorney fees, expenses, and costs; providing a statute of limitations; amending s. 796.07, F.S.; authorizing judicial circuits to establish educational programs for persons convicted of or charged with certain violations; specifying contents of such programs; providing that such programs may be offered by faith-based providers; amending s. 943.17297, F.S.; revising requirements for law enforcement training in identifying and investigating human trafficking; creating s. 1004.343, F.S.; creating the Statewide Data Repository for Anonymous Human Trafficking Data at the University of South Florida; providing purposes of the data repository; specifying duties of university faculty and staff; designating required reporting entities; requiring specified information to be reported; providing for reporting; providing for future repeal; providing an effective date.

—was referred to the Committee on Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Fiscal Policy; the Appropriations Committee on Transportation, Tourism, and Economic Development; the Committee on Transportation; and Senator DiCeglie—

CS for CS for CS for SB 96—A bill to be entitled An act relating to transportation-related facility designations; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; amending chapter 91-315, Laws of Florida; redesignating a portion of State Road 40 in Marion County as “Armand and Perry Lovell Memorial Highway”; directing the department to erect suitable markers; providing an effective date.

By the Appropriations Committee on Criminal and Civil Justice; the Committee on Criminal Justice; and Senators Polsky and Torres—

CS for CS for SB 174—A bill to be entitled An act relating to protection of specified personnel; amending s. 836.12, F.S.; defining the term “judicial assistant”; providing that threats committed with specified intent are specified violations of the act; prohibiting specified threats against a justice, a judicial assistant, a clerk of the circuit court, clerk of the circuit court personnel, or a family member of such person; prohibiting specified harassment of certain personnel with the intent to intimidate or coerce such person to perform or refrain from performing a lawful duty; providing criminal penalties; providing an effective date.

By the Committees on Fiscal Policy; and Health Policy; and Senator Burton—

CS for CS for SB 238—A bill to be entitled An act relating to public records; amending s. 381.00318, F.S.; providing an exemption from public records requirements for certain information held by the Department of Legal Affairs or the Department of Health relating to complaints or investigations regarding violations of provisions protecting from discrimination based on health care choices; 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 a contingent effective date.

By the Committee on Fiscal Policy; the Appropriations Committee on Health and Human Services; and Senators Calatayud, Perry, Osgood, and Rodriguez—

CS for CS for SB 246—A bill to be entitled An act relating to Florida Kidcare program eligibility; amending s. 409.8132, F.S.; increasing the income eligibility threshold for coverage under the Medikids program component; amending s. 409.814, F.S.; increasing the income eligibility threshold for coverage under the Florida Kidcare program; requiring an applicant seeking coverage under the program to provide certain documentation if eligibility cannot be verified using reliable data sources; amending s. 409.816, F.S.; requiring that premiums for certain enrollees under the Florida Kidcare program be based on a tiered system of uniform premiums; amending s. 624.91, F.S.; conforming a provision to changes made by the act; providing effective dates.

By the Committee on Fiscal Policy; and Senator Burton—

CS for SB 252—A bill to be entitled An act relating to protection from discrimination based on health care choices; amending s. 381.00316, F.S.; providing legislative intent and findings; defining terms; prohibiting business entities and governmental entities from requiring a person to provide certain documentation or requiring a COVID-19 test to gain access to, entry upon, or service from such entities or as a condition of contracting, hiring, promotion, or continued employment; prohibiting business and governmental entities from refusing to hire persons, discharging persons, depriving or attempting to deprive persons of employment opportunities, adversely affecting persons with respect to employment, or otherwise discriminating against any person based on knowledge or belief of a person’s vaccination or COVID-19

postinfection recovery status or failure to take a COVID-19 test; requiring such entities to provide exemptions and reasonable accommodations for religious and medical reasons; prohibiting such entities from requiring persons to wear face coverings in order to gain access to, entry upon, service from, or admission to such entities or from otherwise discriminating against persons based on their refusal to wear a facial covering; providing exceptions; requiring the Department of Health to adopt certain emergency rules; providing administrative penalties; authorizing the Department of Legal Affairs to take specified actions for purposes of conducting investigations or proceedings; requiring that collected fines be deposited in the General Revenue Fund; providing construction; providing that certain terminated employees are eligible for reemployment assistance; amending s. 381.00319, F.S.; revising and defining terms; revising provisions related to the prohibition on COVID-19-related mandates by educational institutions; prohibiting educational institutions from imposing certain vaccine mandates on any person; prohibiting educational institutions from requiring a person to provide certain documentation or requiring a COVID-19 test to gain admission to, access to, entry upon, or service from such institutions or as a condition of contracting, hiring, promotion, or continued employment; prohibiting educational institutions from discharging persons, refusing to hire persons, depriving or attempting to deprive persons of employment opportunities, adversely affecting persons with respect to employment, or otherwise discriminating against any person based on the knowledge or belief of a person’s vaccination or COVID-19 postinfection recovery status or failure to take a COVID-19 test; requiring educational institutions to provide exemptions and reasonable accommodations for religious and medical reasons; prohibiting educational institutions from requiring persons to wear face coverings, from denying persons access to, entry upon, service from, or admission to such institutions, or from otherwise discriminating against persons based on their refusal to wear a facial covering; providing exceptions; requiring the Department of Health to adopt certain emergency rules; providing administrative penalties; authorizing the department to take specified actions for purposes of conducting investigations or proceedings; requiring that collected fines be deposited in the General Revenue Fund; providing construction; authorizing the department to adopt rules; creating s. 381.00321, F.S.; prohibiting governmental entities and educational institutions from adopting, implementing, or enforcing certain public health policies or guidelines unless authorized by state law, rule, or executive order; creating s. 395.1057, F.S.; prohibiting hospitals from interfering with patients’ right to choose COVID-19 treatment alternatives if certain conditions are met; providing for disciplinary action; creating s. 408.824, F.S.; defining terms; requiring the Agency for Health Care Administration and the Department of Health to jointly develop standards for the appropriate use of facial coverings in health care settings by a specified date; requiring the agency and the department to adopt emergency rules for such standards; requiring the agency and the department to post such standards on their respective websites and provide a link for reporting related violations; requiring certain health care practitioners and all health care providers to establish facial covering policies and procedures by a specified date; providing requirements for such policies and procedures; requiring such health care practitioners and health care providers to make their policies and procedures easily accessible on their respective websites or conspicuously display them in the lobby of their health care service setting or settings, as applicable; beginning on a specified date, prohibiting health care practitioners and health care providers from requiring persons to wear a facial covering for any reason unless the requirement is in accordance with specified policies and procedures; providing for disciplinary action; creating s. 456.62, F.S.; requiring health care practitioners treating patients diagnosed with COVID-19 to obtain patients’ informed consent before prescribing any medications for treatment of COVID-19; providing a requirement for obtaining such informed consent; requiring health care practitioners to include certain information and use their best clinical judgment when making certain determinations related to alternative medications for treatment of COVID-19; requiring health care practitioners to take into consideration certain factors when providing such information to the patient; requiring health care practitioners to indicate certain information in their patients’ medical records; providing construction; amending s. 465.0266, F.S.; exempting certain pharmacists from disciplinary action under certain circumstances; amending s. 1002.20, F.S.; conforming provisions to changes made by the act; abrogating the future repeal of specified provisions; providing for the future repeal of specified provisions; providing effective dates.

By the Committees on Rules; and Commerce and Tourism; and Senator Bradley—

CS for CS for SB 262—A bill to be entitled An act relating to technology transparency; creating s. 112.23, F.S.; defining terms; prohibiting officers or salaried employees of governmental entities from using their positions or state resources to make certain requests of social media platforms; prohibiting governmental entities from initiating or maintaining agreements or working relationships with social media platforms under a specified circumstance; providing exceptions; providing directives to the Division of Law Revision; creating s. 501.701, F.S.; providing a short title; creating s. 501.702, F.S.; defining terms; creating s. 501.703, F.S.; providing applicability; creating s. 501.704, F.S.; providing exemptions; creating s. 501.705, F.S.; providing that a consumer may submit requests to controllers to exercise specified rights; requiring controllers to comply with certain authenticated consumer requests; creating s. 501.706, F.S.; providing timeframes within which controllers must respond to consumer requests; providing notice requirements for controllers that cannot take action regarding a consumer's request; providing that controllers are not required to comply with certain consumer requests; providing notice requirements for controllers' compliance with consumer requests; requiring responses to consumer requests to be made free of charge; providing exceptions; specifying the methods by which controllers may be considered to be in compliance with consumer requests for the controller to delete their personal data; creating s. 501.707, F.S.; requiring controllers to establish a process for consumers to appeal the controller's refusal to take action on the consumer's request within a specified timeframe; providing requirements for such process; creating s. 501.708, F.S.; providing that contracts or agreements that waive or limit specified consumer rights are void and unenforceable; creating s. 501.709, F.S.; requiring controllers to establish methods for submitting consumer requests; prohibiting controllers from requiring consumers to create new accounts to exercise their consumer rights; requiring controllers to provide a certain mechanism on their websites for consumers to submit certain requests; creating s. 501.71, F.S.; requiring controllers to limit the collection of personal data according to certain parameters; requiring controllers to establish, implement, and maintain specified practices regarding personal data; prohibiting controllers from taking certain actions regarding a consumer's personal data; prohibiting controllers from discriminating against consumers exercising their consumer rights; providing construction; requiring a controller that operates a search engine to make certain information available on its webpage; creating s. 501.711, F.S.; requiring controllers to provide consumers with privacy notices that meet certain requirements; requiring controllers that engage in the sale of sensitive or biometric personal data to provide notices that meet certain requirements; requiring controllers that sell personal data or process personal data for targeted advertising to disclose certain information; prohibiting controllers from collecting additional categories of personal information or using such information for additional purposes without providing specified notice; creating s. 501.712, F.S.; requiring processors to adhere to controller instructions and to assist the controller in meeting or complying with certain requirements; providing requirements for contracts between controllers and processors regarding data processing procedures; providing construction; providing that the determination of whether a person is acting as a controller or processor is a fact-based determination; creating s. 501.713, F.S.; requiring controllers to conduct and document data protection assessments of specified processing activities involving personal data; providing requirements for such assessments; providing applicability; creating s. 501.714, F.S.; requiring controllers in possession of deidentified data to take certain actions; providing construction; providing that specified consumer rights and controller duties do not apply to pseudonymous data or aggregate consumer information under certain circumstances; requiring controllers that disclose pseudonymous data, deidentified data, or aggregate consumer information to exercise reasonable oversight and take appropriate steps to address breaches of contractual agreements; creating s. 501.715, F.S.; requiring certain persons to receive consumer consent before engaging in the sale of sensitive personal data; requiring a specified notice; providing for penalties; creating s. 501.716, F.S.; providing exemptions for specified controller or processor uses of consumer personal data; providing that controllers or processors may provide personal data concerning a consumer to certain covered persons; creating s. 501.717, F.S.; authorizing controllers and processors to collect, use, or retain data for specified purposes; providing that certain requirements do not apply if such compliance would violate certain laws; creating s. 501.718, F.S.; pro-

viding circumstances under which processors are not in violation of this act for the disclosure of personal data to a third-party controller or processor; providing that third-party controllers or processors that comply with this part are not liable for violations committed by controllers or processors from whom they receive personal data; creating s. 501.719, F.S.; providing requirements for the processing of certain personal data by controllers; requiring controllers and processors to adopt and implement a retention schedule that meets certain requirements; requiring controllers or processors that process certain personal data to demonstrate that such processing qualifies for a specified exemption; creating s. 501.72, F.S.; authorizing the Department of Legal Affairs to bring an action under the Florida Deceptive and Unfair Trade Practices Act for violations of the act; providing for civil penalties; providing for enhanced civil penalties for certain violations; authorizing the department to grant a specified timeframe within which an alleged violation may be cured; providing an exception; providing certain factors the department may take into consideration; requiring the department to make a report regarding certain enforcement actions publicly available on the department's website; providing requirements for the report; requiring the department to adopt rules; authorizing the department to collaborate and cooperate with specified enforcement authorities; specifying that the act does not create a private cause of action; authorizing the department to employ or use outside legal counsel for specified purposes; providing for jurisdiction; creating s. 501.721, F.S.; declaring that the act is a matter of statewide concern; preempting the collection, processing, sharing, and sale of consumer personal data to the state; amending s. 501.171, F.S.; revising the definition of the term "personal information"; amending s. 16.53, F.S.; requiring that certain attorney fees, costs, and penalties recovered by the Attorney General be deposited in the Legal Affairs Revolving Trust Fund; providing an effective date.

By the Committee on Fiscal Policy; the Appropriations Committee on Education; the Committee on Education Postsecondary; and Senator Grall—

CS for CS for CS for SB 266—A bill to be entitled An act relating to higher education; amending s. 1001.706, F.S.; revising the duties of the Board of Governors relating to the mission of each state university; revising requirements for the Board of Governors' strategic plan relating to the goals and objectives of the State University System; requiring the Board of Governors to annually require each state university to include certain information in its economic security report; requiring, rather than authorizing, a Board of Governors regulation to include a post-tenure review of state university faculty on a specified basis; amending s. 1001.7065, F.S.; requiring the Board of Governors Accountability Plan to annually report certain research expenditures of a specified amount; revising the number of standards an institution must meet to receive a specified designation; creating s. 1001.741, F.S.; providing that each state university president is responsible for hiring the provost, the deans, and full-time faculty; providing that the president has a duty to assess the performance of the provost and deans; authorizing the president to delegate hiring authority to specified individuals and entities; prohibiting a university from using specified methods in its admissions or personnel processes; providing that certain actions regarding personnel may not be appealed beyond the university president; requiring each state university board of trustees to have review procedures for the president's selection and reappointment of certain faculty; requiring each state university president to annually present specified performance evaluations and salaries to the board of trustees; amending s. 1004.06, F.S.; prohibiting specified educational institutions from expending funds for certain purposes; providing exceptions; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; creating s. 1004.3841, F.S.; creating the Institute for Risk Management and Insurance Education within the College of Business at the University of Central Florida; requiring that the institute be located in a specified county; providing the purpose and goals of the institute; amending s. 1004.6496, F.S.; authorizing the Board of Trustees of the University of Florida to use charitable donations in addition to appropriated funds to fund the Hamilton Center for Classical and Civic Education; requiring the University of Florida to annually report to the Governor and Legislature on the transition of the center to a college; revising the goals of the center; requiring the University of Florida president to take specified actions; providing requirements for the use of appropriated funds; authorizing the university to provide additional funding to the center;

amending s. 1004.6499, F.S.; renaming the Florida Institute of Politics at the Florida State University as the Florida Institute for Governance and Civics; providing the goals of the institute; amending s. 1004.64991, F.S.; authorizing the Adam Smith Center for the Study of Economic Freedom to perform certain tasks in order to carry out its established purpose; amending s. 1007.25, F.S.; revising how general education core courses are established; requiring the State Board of Education and the Board of Governors to consider approval of certain courses; requiring faculty committees to review and submit recommendations to the Articulation Coordinating Committee and the commissioner relating to certain courses by a specified date and periodically thereafter; prohibiting general education core courses from teaching certain topics or presenting information in specified ways; providing requirements for general education core courses; requiring specified educational institutions to offer certain courses; prohibiting public postsecondary educational institutions from requiring students to take certain additional general education core courses; creating s. 1007.55, F.S.; providing legislative findings; providing requirements for general education courses; requiring public postsecondary educational institution boards of trustees and presidents to annually review and approve general education requirements; requiring public postsecondary educational institutions to report certain courses to the department; requiring the Articulation Coordinating Committee to submit general education courses to the State Board of Education and the Board of Governors for action; providing a penalty for failing to meet such review and approval requirements; prohibiting public postsecondary educational institutions from requiring students to take certain additional general education courses; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; amending s. 1008.47, F.S.; specifying a one-time limit on the requirement to change accrediting agencies; providing for expiration; prohibiting an accrediting entity from requiring a public postsecondary institution to violate state law; amending s. 1009.26, F.S.; requiring the Board of Governors to identify state-approved teacher preparation programs eligible for a tuition waiver; providing that certain postsecondary fee waivers continue until specified criteria are met; providing an effective date.

By the Appropriations Committee on Health and Human Services; the Committee on Children, Families, and Elder Affairs; and Senators Garcia, Osgood, Perry, and Book—

CS for CS for SB 272—A bill to be entitled An act relating to children and young adults in out-of-home care; providing a short title; amending s. 39.4085, F.S.; requiring a case manager or other staff to provide a child with verbal and written information about certain topics; deleting limitations on the type of questions a child may ask; establishing the Office of the Children's Ombudsman within the Department of Children and Families; specifying responsibilities of the office; requiring the department to consult with specified children and young adults when creating or revising certain print or digital written information; conforming provisions to changes made by the act; amending s. 409.1454, F.S.; revising eligibility criteria for certain youth to participate in a specified program covering certain costs for a driver license and motor vehicle insurance; providing an effective date.

By the Committees on Rules; and Banking and Insurance; and Senator Collins—

CS for CS for SB 312—A bill to be entitled An act relating to insurance; amending s. 626.7851, F.S.; revising a minimum coursework qualification for licensure as a life agent; amending s. 626.9541, F.S.; providing that certain restrictions against unfair discrimination or unlawful rebates do not include value-added products or services offered or provided by life or health insurers or by life or health agents if certain conditions are met; providing requirements for and restrictions on such insurers or agents offering or providing such products or services; authorizing such insurers or agents to provide such products or services as part of a pilot or testing program under certain circumstances; authorizing the Financial Services Commission to adopt rules; providing an effective date.

By the Committees on Rules; and Criminal Justice; and Senators Burgess and Perry—

CS for CS for SB 376—A bill to be entitled An act relating to automatic sealing of criminal history records and making confidential and exempt related court records; amending s. 943.0595, F.S.; requiring a clerk of the court to automatically keep confidential and exempt court records related to certain criminal history records that meet specified criteria; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Rules; and Senator Ingoglia—

CS for SB 444—A bill to be entitled An act relating to residency of local elected officials; amending s. 124.01, F.S.; prohibiting the consideration of the residential addresses of certain persons during the district-drawing process for boards of county commissioners; providing construction; creating s. 166.0321, F.S.; requiring municipalities to fix the boundaries of their districts in a certain manner; specifying that district changes may be made only in odd-numbered years; prohibiting the consideration of the residential addresses of certain persons during the district-drawing process; providing construction; amending s. 1001.36, F.S.; prohibiting the consideration of the residential addresses of certain persons during the residence-area-drawing process for district school boards; providing construction; amending s. 1001.361, F.S.; providing that an elected candidate for district school board must reside in the district school board member residence area by the date she or he assumes office instead of upon qualifying for office; making technical changes; providing an effective date.

By the Committees on Rules; and Criminal Justice; and Senator Burgess—

CS for CS for SB 510—A bill to be entitled An act relating to victims of crime; amending s. 92.55, F.S.; prohibiting the deposition of specified victims in a criminal action, absent a showing of good cause; providing for factors to be considered concerning such motions; requiring written findings on such motions; amending s. 960.001, F.S.; requiring that a victim be notified that he or she has the right to be informed of specified information if contacted by certain persons acting on behalf of a defendant in a criminal proceeding; providing an effective date.

By the Committees on Rules; and Community Affairs; and Senator Hooper—

CS for CS for SB 512—A bill to be entitled An act relating to building construction; amending s. 553.79, F.S.; requiring local building code administrators, plans examiners, or inspectors to provide certain information to the local enforcing agency under certain circumstances; prohibiting local enforcing agencies from making or requiring substantive changes to plans or specifications after a permit has been issued; providing exceptions; requiring local enforcing agencies that require substantive changes to plans or specifications after a permit has been issued to provide certain information to the permit holder in writing; providing that a plans examiner, inspector, or building code administrator is subject to disciplinary action under certain circumstances; amending s. 633.208, F.S.; requiring local fire officials to provide certain information to a permit applicant if building plans do not comply with the Florida Fire Prevention Code or the Life Safety Code; prohibiting a municipality, county, or special district from making or requiring substantive changes to building plans after a permit has been issued; providing exceptions; requiring a local fire official to provide certain information to the permit holder if a municipality, county, or special district requires substantive changes to building plans after a permit is issued; providing that a local fire official who is a certified firesafety inspector is subject to disciplinary action under certain circumstances; providing an effective date.

By the Committees on Rules; and Banking and Insurance; and Senator DiCeglie—

CS for CS for SB 516—A bill to be entitled An act relating to motor vehicle liability policies; amending s. 324.021, F.S.; revising the definition of the term "motor vehicle liability policy" and defining the term

“risk retention group” for purposes of ch. 324, F.S.; providing an effective date.

By the Committees on Rules; and Judiciary; and Senators Grall and Perry—

CS for CS for SB 624—A bill to be entitled An act relating to liens and bonds; amending s. 255.05, F.S.; requiring the clerk of the court to serve a copy of a notice of contest of claim on certain persons after it has been recorded; requiring the clerk of the court to charge fees for such services as provided by law; revising when a notice of contest of claim against a payment bond must be served; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment; revising authorized alternative forms of security; requiring service of documents to be made in a specified manner; conforming provisions to changes made by the act; making technical changes; amending s. 337.18, F.S.; requiring service of documents to be made in a specified manner; conforming provisions to changes made by the act; amending s. 713.01, F.S.; revising and providing definitions; creating s. 713.011, F.S.; providing for the computation of time when certain time periods fall on specified days or during an emergency; amending s. 713.10, F.S.; revising the extent of certain liens; amending s. 713.13, F.S.; conforming a cross-reference; revising the process for notarizing a notice of commencement; making technical changes; amending s. 713.132, F.S.; revising requirements for a notice of termination; revising when an owner may record a notice of termination; specifying when a notice of termination terminates a notice of commencement; amending s. 713.135, F.S.; providing a definition; providing applicability; revising the dollar threshold of an exception; providing immunity; making technical changes; amending s. 713.18, F.S.; requiring service of documents relating to construction bonds to be made in a specified manner; authorizing employees or agents of specified entities to receive service of certain documents; making technical changes; amending s. 713.21, F.S.; authorizing the full or partial release of a lien under specified conditions; making technical changes; amending s. 713.22, F.S.; requiring the clerk to serve a copy of a notice of contest of lien on certain persons after it has been recorded; requiring the clerk of the court to charge fees for such services as provided by law; making technical changes; amending s. 713.23, F.S.; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment under a payment bond; requiring the clerk to serve a copy of a notice of contest of lien on certain persons after it has been recorded; requiring the clerk of the court to charge fees for such services as provided by law; amending s. 713.24, F.S.; revising the amount required in addition to the deposit or bond which applies toward attorney fees and court costs; requiring the clerk to make a copy of the deposit or bond used to transfer a lien to other security and mail it to the lienor; making technical changes; repealing s. 713.25, F.S., relating to applicability of ch. 65-456, Laws of Florida; amending s. 713.29, F.S.; authorizing attorney fees in actions brought to enforce a lien that has been transferred to security; making technical changes; providing an effective date.

By the Committee on Fiscal Policy; and Senator Boyd—

CS for SB 704—A bill to be entitled An act relating to opioid abatement; amending s. 381.887, F.S.; revising definitions; revising the types of delivery systems a pharmacist may order or use to dispense an emergency opioid antagonist; creating s. 397.335, F.S.; establishing the Statewide Council on Opioid Abatement within the Department of Children and Families; providing the purpose of the council; providing for membership, organization and support, and duties of the council; providing an effective date.

By the Committees on Rules; Commerce and Tourism; and Transportation; and Senators Avila and Garcia—

CS for CS for CS for SB 712—A bill to be entitled An act relating to motor vehicle sales; amending s. 320.60, F.S.; revising and providing definitions; amending s. 320.605, F.S.; revising legislative intent; amending s. 320.64, F.S.; prohibiting an applicant or a licensee from certain actions in the allocation or distribution of motor vehicles to franchised motor vehicle dealers; revising the definition of the term “unfair”; prohibiting applicants and licensees from engaging in certain activities; authorizing an applicant or a licensee, or a common entity

thereof, to sell or activate certain motor vehicle features or improvements through remote electronic transmission; providing for a payment of the percentage of such sale or activation to a motor vehicle dealer within a certain timeframe; providing applicability; amending s. 320.642, F.S.; conforming cross-references; amending s. 320.645, F.S.; revising provisions prohibiting specified entities from owning, operating, or controlling a motor vehicle dealership in this state; specifying when certain licenses may be and are prohibited from being issued; revising exceptions to certain prohibitions on licensees; providing applicability; making technical changes; deleting the definition of the term “independent person”; conforming cross-references; prohibiting a distributor or affiliate thereof from receiving a certain license under certain circumstances; amending s. 320.67, F.S.; requiring the Department of Highway Safety and Motor Vehicles to conduct an inquiry relating to certain written complaints; providing purposes of the department’s use of a subpoena; requiring the department to commence the inquiry within a certain timeframe; authorizing the department to allow a written response to the complaint; requiring the department to provide a certain written response to the complainant within a certain date; requiring the department to take certain action if the department determines that a licensee violated certain statutes; providing construction; amending ss. 681.102 and 681.113, F.S.; conforming cross-references; providing an effective date.

By the Appropriations Committee on Agriculture, Environment, and General Government; the Committee on Regulated Industries; and Senator DiCeglie—

CS for CS for SB 714—A bill to be entitled An act relating to vacation rentals; amending s. 212.03, F.S.; requiring advertising platforms to collect and remit specified taxes for certain vacation rental transactions; reordering and amending s. 509.013, F.S.; defining the term “advertising platform”; amending s. 509.032, F.S.; conforming a cross-reference; revising the regulated activities of public lodging establishments and public food service establishments preempted to the state to include licensing; revising an exemption to the prohibition against certain local regulation of vacation rentals; expanding the authority of local laws, ordinances, or regulations to include requiring vacation rentals to register with local vacation rental registration programs; authorizing local governments to adopt vacation rental registration programs and impose fines for failure to register; providing construction; authorizing local governments to charge fees up to specified amounts for processing registration applications and to charge reasonable inspection fees; specifying requirements, procedures, and limitations for local vacation rental registration programs; authorizing local governments to terminate or refuse to issue or renew vacation rental registrations under certain circumstances; preempting the regulation of advertising platforms to the state; amending s. 509.241, F.S.; requiring applications for vacation rental licenses to include certain information, if applicable; authorizing the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to issue temporary licenses upon receipt of vacation rental license applications; providing for expiration of temporary vacation rental licenses; requiring licenses issued by the division to be displayed conspicuously to the public inside the licensed establishment; requiring the owner or operator of certain vacation rentals to also display its vacation rental license number and applicable local registration number; creating s. 509.243, F.S.; requiring advertising platforms to require that persons placing advertisements for vacation rentals include certain information in the advertisements and attest to certain information; requiring advertising platforms to display and check such information; requiring the division to maintain certain information in a readily accessible electronic format by a certain date; requiring advertising platforms to remove an advertisement or a listing under certain conditions and within a specified timeframe; requiring advertising platforms to collect and remit specified taxes for certain transactions; authorizing the division to issue and deliver a notice to cease and desist for certain violations; providing that such notice does not constitute agency action for which certain hearings may be sought; authorizing the division to file certain proceedings; authorizing the division to seek certain remedies for the purpose of enforcing a cease and desist notice; authorizing the division to collect attorney fees and costs under certain circumstances; authorizing the division to impose a fine on advertising platforms for certain violations; requiring the division to issue written warnings or notices before commencing certain legal proceedings; requiring advertising platforms to adopt an antidiscrimination policy and to inform their

users of the policy's provisions; providing construction; amending s. 509.261, F.S.; authorizing the division to revoke, refuse to issue or renew, or suspend vacation rental licenses under certain circumstances; requiring the division to issue a written warning or notice and provide an opportunity to cure certain violations before commencing certain legal proceedings; amending ss. 159.27, 212.08, 316.1955, 404.056, 477.0135, 509.221, 553.5041, 559.955, 705.17, 705.185, 717.1355, and 877.24, F.S.; conforming cross-references; providing applicability; authorizing the Department of Revenue to adopt emergency rules; providing requirements and an expiration for the emergency rules; providing for the expiration of such rulemaking authority; providing appropriations; providing effective dates.

By the Committees on Rules; and Community Affairs; and Senator Yarborough—

CS for CS for SB 718—A bill to be entitled An act relating to local government; amending s. 163.3167, F.S.; prohibiting an initiative or referendum process in regard to any land development regulation; re-ordering and amending s. 171.031, F.S.; defining the term “feasibility study”; amending s. 171.0413, F.S.; specifying the measurement of land during annexation procedures; amending s. 171.042, F.S.; replacing the term “report” with the term “feasibility study”; amending s. 171.051, F.S.; revising contraction procedures when qualified voters desire to be excluded from municipal boundaries; prohibiting contraction under certain circumstances; providing construction and applicability; amending s. 171.204, F.S.; conforming a cross-reference; providing an effective date.

By the Committees on Fiscal Policy; and Banking and Insurance; and Senator Boyd—

CS for CS for SB 748—A bill to be entitled An act relating to the My Safe Florida Home Program; amending s. 215.5586, F.S.; providing that licensed, rather than certified, inspectors are to provide hurricane mitigation inspections of site-built, single-family, residential properties that have been granted a homestead exemption; authorizing an inspector to inspect townhouses to determine if a certain mitigation would provide improvements to mitigate hurricane damage; revising the information provided to homeowners as part of a hurricane mitigation inspection; revising the hurricane mitigation inspectors that may be selected by the Department of Financial Services to provide hurricane mitigation inspections; deleting a provision requiring the department to implement a certain quality assurance program; revising the criteria for mitigation grant eligibility for homeowners; deleting a provision that subjects mitigation projects to random reinspection for a specified timeframe; revising the improvements for eligible homes for which mitigation grants may be used; providing that such grants for townhouses may be used only for a specified purpose; authorizing the department to adopt a specified rule; revising the amount low-income homeowners may receive from the department under the grant program; deleting a provision authorizing low-income homeowners to use grant funds for specified purposes; deleting a requirement that the department establish specified criteria for prioritizing grant applications; authorizing, rather than requiring, the program to develop and distribute certain brochures to specified persons; deleting a provision requiring certain contracts entered into by the department to be reviewed and approved by the Legislative Budget Commission; requiring the department to develop a certain quality assurance and reinspection program; revising the contents of the annual report the department is required to deliver to the Legislature; conforming provisions to changes made by the act; making technical changes; reenacting s. 215.5588(3), F.S., relating to the Florida Disaster Recovery Program, to incorporate the amendments made to s. 215.5586, F.S., in a reference thereto; providing an effective date.

By the Committees on Rules; and Transportation; and Senator Perry—

CS for CS for SB 760—A bill to be entitled An act relating to towing and storage; amending s. 321.051, F.S.; prohibiting the Division of the Florida Highway Patrol from excluding wrecker operators from the wrecker operator system or from being designated as an authorized wrecker operator based solely on a prior felony conviction; providing exceptions; amending s. 713.78, F.S.; defining the term “towing-storage

operator”; authorizing a towing-storage operator to charge certain fees; providing that a lien can only be placed on specified fees; revising requirements for law enforcement agencies and the Department of Highway Safety and Motor Vehicles relating to the removal of vehicles or vessels; revising requirements for notices of lien; revising requirements relating to towing-storage operators providing notice to public agencies of jurisdiction; revising the timeframe in which certain unclaimed vehicles or vessels may be sold; revising requirements for notices of sale; revising provisions regarding permission to inspect a vehicle or vessel; providing when a vehicle must be made available for inspection; revising criminal penalties; requiring a towing-storage operator to maintain certain records for at least a specified period of time; providing the exclusive remedy for certain liens; requiring towing-storage operators to accept certain types of payment; prohibiting certain persons from being required to furnish more than one form of current government photo identification for purposes of verifying their identity; making technical changes; amending s. 83.19, F.S.; conforming a provision to changes made by the act; amending s. 83.806, F.S.; revising requirements for the sale or disposition of property at self-service storage facilities; providing inspection requirements for vehicles or vessels being sold by a facility or unit owner; requiring vehicles or vessels to be released under certain circumstances; providing a criminal penalty; providing requirements for filing lawsuits relating to such vehicles or vessels; specifying that failure to make good faith efforts to comply with certain notice requirements precludes the imposition of certain storage charges; specifying that copies of specified documents constitute satisfactory proof for transfer of title; conforming provisions to changes made by the act; amending s. 83.808, F.S.; requiring that rental agreements relating to self-service storage facilities authorize tenants to designate an optional alternate contact person; specifying such person may be contacted only for certain purposes; specifying that such person does not have an interest in the contents stored at the self-service storage facility or in the self-contained storage unit; amending s. 677.210, F.S.; conforming provisions to changes made by the act; amending s. 715.07, F.S.; conforming a cross-reference; providing an effective date.

By the Appropriations Committee on Agriculture, Environment, and General Government; the Committee on Agriculture; and Senator Thompson—

CS for CS for SB 902—A bill to be entitled An act relating to safety standards for amusement rides; providing a short title; amending s. 616.242, F.S.; defining and redefining terms; requiring permanent amusement rides operated for the first time in this state after a specified date to have a ride commissioning and certification report on file with the Department of Agriculture and Consumer Services within a specified timeframe; revising the application requirements for permanent and temporary amusement ride permits; exempting from permit requirements temporary amusement rides that meet certain conditions; revising the annual nondestructive testing requirements for amusement rides; requiring nonvisual nondestructive testing to be used in certain circumstances; revising the affidavit requirements for non-destructive testing; requiring the department to remove an amusement ride from service and take appropriate administrative actions under certain circumstances; removing an exemption for temporary amusement ride inspections; authorizing the department to conduct certain inspections upon request; revising amusement ride inspection standards; revising the reasons for which the department is authorized to enter and inspect amusement rides; requiring the department to prepare a written report of each investigation it conducts; revising the circumstances under which the owner or manager of an amusement ride is required to report an accident and under which the department may impound an amusement ride involved in an accident; requiring daily owner or manager amusement ride inspections to be recorded at the time of inspection; requiring the department to establish by rule minimum amusement ride training and retraining standards; revising training requirements; revising circumstances under which an amusement ride may be considered an immediate serious danger to the public; providing an effective date.

By the Appropriations Committee on Agriculture, Environment, and General Government; and Senator Thompson—

CS for SB 904—A bill to be entitled An act relating to public records; amending s. 616.242, F.S.; providing an exemption from public records requirements for all investigatory records made or received by the Department of Agriculture and Consumer Services pursuant to an active amusement ride investigation for a specified timeframe; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

By the Appropriations Committee on Agriculture, Environment, and General Government; and Senator Gruters—

CS for SB 1056—A bill to be entitled An act relating to dosage form animal health products; amending s. 580.031, F.S.; defining the term “dosage formula animal product”; providing a definition; amending s. 580.051, F.S.; providing an exception from guaranteed analysis requirements for products sold solely as dosage form animal products; providing labeling requirements for dosage form animal products; providing an effective date.

By the Committee on Rules; and Senator DiCeglie—

CS for SB 1082—A bill to be entitled An act relating to vessels; amending s. 327.46, F.S.; authorizing counties and municipalities to establish slow speed, minimum wake boating-restricted areas within a specified distance from certain sewage pumpout facilities at public or private nonresidential marinas within certain portions of the Florida Intracoastal Waterway; amending s. 403.813, F.S.; removing a provision authorizing local governments to require permitting for certain floating vessel platforms; revising conditions under which local governments may require one-time registrations of floating vessel platforms; making technical changes; reenacting s. 327.41(2), F.S., relating to uniform waterway regulatory markers, to incorporate the amendment made to s. 327.46, F.S., in references thereto; providing an effective date.

By the Appropriations Committee on Health and Human Services; and Senator Trumbull—

CS for SB 1084—A bill to be entitled An act relating to the pilot program for individuals with developmental disabilities; creating s. 409.9855, F.S.; requiring the Agency for Health Care Administration to implement a pilot program for individuals with developmental disabilities in specified Statewide Medicaid Managed Care regions to provide coverage of comprehensive services; authorizing the agency to seek any federal approval needed to implement the program; requiring the agency to submit such request by a specified date; requiring the agency to administer the pilot program but delegate specified duties to the Agency for Persons with Disabilities; requiring the Agency for Health Care Administration to make payments for comprehensive services under the pilot program using a managed care model; providing applicability; requiring the Agency for Health Care Administration to evaluate the feasibility of implementing the pilot program statewide; providing that participation in the pilot program is voluntary and subject to specific appropriation; providing construction; requiring the Agency for Persons with Disabilities to conduct needs assessments of prospective enrollees; providing enrollment eligibility requirements; requiring the Agency for Persons with Disabilities to make offers for enrollment to eligible individuals within specified parameters; requiring that individuals enrolled in the pilot program be afforded an opportunity to enroll in any appropriate existing Medicaid waiver program upon cessation of the pilot program; requiring the Agency for Persons with Disabilities to adopt rules; requiring participating plans to cover specified benefits; providing additional requirements for the provision of benefits by participating plans under the pilot program; providing eligibility requirements for plans; providing a selection process; requiring the agency to give preference to certain plans; requiring capitated payments based on a specified methodology; requiring that the agencies ensure that the methodology be actuarially sound and reflect specified intent; requiring that the selected plan comply with specified provisions; providing that implementation of the program shall occur concurrently with other specified services; requiring the Agency for Persons with Disabilities to conduct certain audits of the selected plans and, in consultation with the agency, to submit specified progress re-

ports to the Governor and the Legislature by specified dates throughout the program approval and implementation process; providing requirements for the respective reports; requiring the Agency for Persons with Disabilities, in consultation with the Agency for Health Care Administration, to conduct an evaluation of the pilot program; authorizing the Agency for Persons with Disabilities to contract with an independent evaluator to conduct such evaluation; providing requirements for the evaluation; requiring the Agency for Persons with Disabilities to conduct quality assurance monitoring of the pilot program; requiring the agencies to submit the results of the evaluation to the Governor and the Legislature by a specified date; requiring participating plans to maintain specified provider capacity limits; requiring participating plans to consult with the Agency for Persons with Disabilities before placing a pilot program enrollee in certain facilities; providing for the future repeal of the pilot program; amending s. 409.961, F.S.; conforming a provision to changes made by the act; requiring that plans selected to participate in the pilot program be plans awarded a contract as a result of a specified invitation to negotiate; requiring that the pilot program be implemented in specified Statewide Medicaid Managed Care regions; providing an effective date.

By the Appropriations Committee on Criminal and Civil Justice; and Senators Hutson and Thompson—

CS for SB 1130—A bill to be entitled An act relating to clerks of court; amending s. 28.101, F.S.; revising the collections requirements of a clerk of court when a party petitions for a dissolution of marriage; amending s. 28.2401, F.S.; revising the collections requirements of a clerk of court in probate matters; amending s. 28.241, F.S.; revising the collections requirements of a clerk of court in trial and appellate proceedings; revising the allocation of filing fees in trial and appellate proceedings in certain instances; amending s. 28.37, F.S.; revising the collections requirements of a clerk of court as it relates to fines, fees, service charges, and costs remitted to the state; providing an effective date.

By the Committee on Rules; and Senators Perry and Hutson—

CS for SB 1154—A bill to be entitled An act relating to the Labor Pool Act; amending s. 448.24, F.S.; providing that a labor pool satisfies certain requirements if its facilities meet the minimum requirements in the Florida Building Code and any local amendments thereto; authorizing labor pools to provide drinking water through certain alternative means; amending s. 448.25, F.S.; requiring an aggrieved worker to provide specified notice to a labor pool before bringing a civil action; authorizing a labor pool to cure alleged violations in a specified manner; requiring that a civil action be brought within a certain time period; providing exclusive remedies; providing an effective date.

By the Committee on Fiscal Policy; the Appropriations Committee on Agriculture, Environment, and General Government; the Committee on Banking and Insurance; and Senator DiCeglie—

CS for CS for CS for SB 1158—A bill to be entitled An act relating to the Department of Financial Services; amending s. 20.121, F.S.; revising powers and duties of the department’s Division of Investigative and Forensic Services; deleting the department’s Strategic Markets Research and Assessment Unit; amending s. 112.215, F.S.; redefining the term “employee” as “government employee” and revising the definition of the term; revising eligibility for plans of deferred compensation established by the Chief Financial Officer; revising the membership of the Deferred Compensation Advisory Council; making technical changes; amending s. 215.55952, F.S.; revising the initial date and subsequent intervals in which the Chief Financial Officer must provide the Governor and the Legislature with a report on the economic impact of certain hurricanes; amending s. 274.01, F.S.; revising the definition of the term “governmental unit” for purposes of ch. 274, F.S.; amending s. 440.13, F.S.; authorizing, rather than requiring, a judge of compensation claims to order an injured employee’s evaluation by an expert medical advisor under certain circumstances; revising the schedules of maximum reimbursement allowances determined by the three-member panel under the Workers’ Compensation Law; revising reimbursement requirements for certain providers; requiring the department to annually notify carriers and self-insurers of certain schedules; requiring the publication of a schedule in a certain manner; providing construc-

tion; revising factors the panel must consider in establishing the uniform schedule of maximum reimbursement allowances; deleting certain standards for practice parameters; amending s. 440.385, F.S.; revising eligibility requirements for the board of directors of the Florida Self-Insurers Guaranty Association, Incorporated; providing construction; authorizing the Chief Financial Officer to remove a director under certain circumstances; specifying requirements for, and restrictions on, directors; prohibiting directors and employees of the association from knowingly accepting certain gifts or expenditures; providing penalties; amending s. 497.005, F.S.; adding and revising definitions for purposes of the Florida Funeral, Cemetery, and Consumer Services Act; amending s. 624.1265, F.S.; revising conditions for a nonprofit religious organization to be exempt from requirements of the Florida Insurance Code; amending s. 624.501, F.S.; deleting an application filing and license fee for reinsurance intermediaries; amending s. 626.015, F.S.; revising the definition of the term "association" for purposes of part I of ch. 626, F.S.; amending s. 626.171, F.S.; deleting the authority of designated examination centers to take fingerprints of applicants for a license as an agent, customer representative, adjuster, service representative, or reinsurance intermediary; amending s. 626.173, F.S.; providing that a certain notice requirement for certain licensed insurance agencies ceasing the transacting of insurance does not apply to certain kinds of insurance; amending s. 626.207, F.S.; revising violations for which the department must adopt rules establishing specific penalties; amending s. 626.221, F.S.; adding a certification that exempts an applicant for license as an all-lines adjuster from an examination requirement; amending s. 626.2815, F.S.; revising continuing education requirements for certain insurance representatives; amending s. 626.321, F.S.; deleting certain requirements for, and restrictions on, licensees of specified limited licenses; adding a limited license for transacting preneed funeral agreement insurance; specifying conditions for issuing such license without an examination; amending s. 626.611, F.S.; revising specified grounds for compulsory disciplinary actions taken by the department against insurance representatives; amending s. 626.621, F.S.; adding grounds for discretionary disciplinary actions taken by the department against insurance representatives; amending s. 626.7492, F.S.; revising definitions of the terms "producer" and "reinsurance intermediary manager"; revising licensure requirements for reinsurance intermediary brokers and reinsurance intermediary managers; deleting the authority of the department to refuse to issue a reinsurance intermediary license under certain circumstances; amending s. 626.752, F.S.; requiring the department to suspend the authority of an insurer or employer to appoint licensees under certain circumstances relating to the exchange of insurance business; amending s. 626.785, F.S.; authorizing certain persons to obtain a limited license to sell only policies of life insurance covering the expense of a prearrangement for funeral services or merchandise; amending ss. 626.793 and 626.837, F.S.; requiring the department to suspend the authority of an insurer or employer to appoint licensees under certain circumstances relating to the acceptance of excess or rejected insurance business; amending s. 626.8411, F.S.; providing that certain notice requirements do not apply to title insurance agents or title insurance agencies; amending s. 626.8437, F.S.; adding grounds for compulsory disciplinary actions taken by the department against a title insurance agent or agency; amending s. 626.844, F.S.; adding grounds for discretionary disciplinary actions taken by the department against a title insurance agent or agency; amending s. 626.8473, F.S.; revising requirements for engaging in the business as an escrow agent in connection with real estate closing transactions; amending s. 626.854, F.S.; revising applicability of a prohibited act relating to public insurance adjusters; amending s. 626.874, F.S.; revising eligibility requirements for the department's issuance of licenses to catastrophe or emergency adjusters; revising grounds on which the department may deny such license; amending s. 626.9892, F.S.; revising a condition and adding violations for which the department may pay rewards under the Anti-Fraud Reward Program; amending s. 626.9957, F.S.; providing for the expiration of a health coverage navigator's registration under certain circumstances; specifying a restriction on expired registrations; amending s. 627.351, F.S.; revising requirements for membership of the Florida Medical Malpractice Joint Underwriting Association; providing construction; specifying a requirement for filling vacancies; authorizing the Chief Financial Officer to remove board members under certain circumstances; providing requirements for, and restrictions on, board members; providing penalties; amending s. 627.4215, F.S.; revising the applicability of disclosure requirements for health insurers relating to behavioral health insurance coverage; amending s. 627.7015, F.S.; specifying when a disputed property insurance claim becomes eligible

for mediation; prohibiting an insurer from requiring mediation under certain circumstances; providing construction; providing that fees for a rescheduled mediation conference be assessed by the department rather than the administrator; authorizing the department to suspend an insurer's authority to appoint licensees under certain circumstances; amending s. 627.7074, F.S.; authorizing the department to designate, by written contract or agreement, an entity or a person to administer the alternative dispute resolution process for sinkhole insurance claims; amending s. 627.745, F.S.; revising requirements and procedures for the mediation of personal injury claims under a motor vehicle insurance policy; requiring the department to adopt specified rules relating to a motor vehicle claims insurance mediation program; authorizing the department to designate a person or entity to serve as administrator; amending s. 631.141, F.S.; authorizing the department in receivership proceedings to take certain actions as a domiciliary receiver; amending s. 631.252, F.S.; revising conditions under which policies and contracts of insolvent insurers are canceled; amending ss. 631.56, 631.716, 631.816, and 631.912, F.S.; revising membership eligibility requirements for the Florida Insurance Guaranty Association, the Florida Life and Health Insurance Guaranty Association, the Florida Health Maintenance Organization Consumer Assistance Plan, and the Florida Workers' Compensation Insurance Guaranty Association, Incorporated, respectively; providing construction; authorizing the Chief Financial Officer to remove a board member under certain circumstances; specifying requirements for, and restrictions on, board members; providing penalties; creating s. 633.1423, F.S.; defining the term "organization"; authorizing the Division of State Fire Marshal to establish a direct-support organization; specifying the purpose of and requirements for the organization; specifying requirements for the organization's written contract and board of directors; providing requirements for the use of property, annual budgets and reports, an annual audit, and the division's receipt of proceeds; authorizing moneys received to be held in a depository account; providing for future repeal; amending s. 634.181, F.S.; adding grounds for compulsory disciplinary actions by the department against motor vehicle service agreement salespersons; requiring the department to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such suspension; authorizing the department to adopt rules; amending s. 634.191, F.S.; revising grounds for discretionary disciplinary actions by the department against motor vehicle service agreement salespersons; requiring salespersons to submit certain documents to the department; authorizing the department to adopt rules; amending s. 634.320, F.S.; revising grounds for compulsory disciplinary actions by the department against home warranty association sales representatives; requiring the department to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such suspension; authorizing the department to adopt rules; amending s. 634.321, F.S.; revising grounds for discretionary disciplinary actions by the department against home warranty association sales representatives; authorizing the department to adopt rules; amending s. 634.419, F.S.; providing that specified home solicitation sale requirements do not apply to certain persons relating to the solicitation of service warranty or related service or product sales; amending s. 634.422, F.S.; revising grounds for compulsory disciplinary actions by the department against service warranty association sales representatives; requiring the department to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such suspension; authorizing the department to adopt rules; amending s. 634.423, F.S.; revising grounds for discretionary disciplinary actions by the department against service warranty association sales representatives; authorizing the department to adopt rules; reordering and amending s. 648.25, F.S.; defining and redefining terms; amending s. 648.26, F.S.; authorizing certain actions by the department or the Office of Insurance Regulation relating to certain confidential records relating to bail bond agents; amending s. 648.27, F.S.; deleting a provision relating to the continuance of a temporary bail bond agent license; amending s. 648.285, F.S.; revising requirements, conditions, and procedures for a bail bond agency license; providing applicability; conforming a provision to changes made by the act; amending s. 648.30, F.S.; revising requirements and conditions for the licensure and appointment as a bail bond agent or bail bond agency; conforming a provision to changes made by the act; amending s. 648.31, F.S.; specifying that there is no fee for the issuance of any appointment to a bail bond agency; conforming a provision to changes made by the act; amending s. 648.34, F.S.; revising qualifications for a bail bond agent license; con-

forming a provision to changes made by the act; amending s. 648.355, F.S.; deleting provisions relating to temporary licenses as a limited surety agent or professional bail bond agent; specifying requirements for an individual licensed as a temporary bail bond agent to qualify for bail bond agent license; prohibiting the department from issuing a temporary bail bond agent license beginning on a specified date; providing construction relating to existing temporary licenses; amending s. 648.382, F.S.; revising requirements for the appointment of bail bond agents or bail bond agencies; conforming a provision to changes made by the act; amending s. 648.386, F.S.; defining the term “classroom instruction”; revising requirements for approval and certification as an approved limited surety agent and professional bail bond agent continuing education school; amending s. 648.387, F.S.; renaming primary bail bond agents as bail bond agents in charge; revising the department’s disciplinary authority; revising prohibited actions and the applicability of such prohibitions; providing for the automatic expiration of a bail bond agency’s license under certain circumstances; creating s. 648.3875, F.S.; providing requirements for applying for designation as a bail bond agent in charge; amending s. 648.39, F.S.; revising applicability of provisions relating to termination of appointments of certain agents and agencies; repealing s. 648.41, F.S., relating to termination of appointment of temporary bail bond agents; amending s. 648.42, F.S.; conforming a provision to changes made by the act; making a technical change; amending s. 648.44, F.S.; revising applicability of prohibited acts; revising and specifying prohibited acts of bail bond agents and bail bond agencies; conforming provisions to changes made by the act; amending s. 648.441, F.S.; revising applicability of a prohibition against furnishing supplies to an unlicensed bail bond agent; amending s. 648.46, F.S.; authorizing certain actions by the department or the office relating to certain confidential records relating to bail bond agents; amending s. 648.50, F.S.; revising applicability of provisions relating to disciplinary actions taken by the department; conforming provisions to changes made by the act; amending s. 717.135, F.S.; revising a requirement for, and a prohibition on, claimants’ representatives relating to unclaimed property recovery agreements and purchase agreements; providing construction; amending s. 843.021, F.S.; revising a defense to an unlawful possession of a concealed handcuff key; amending ss. 631.152, 631.398, and 903.09, F.S.; conforming cross-references; ratifying specified rules of the department; providing construction; providing effective dates.

By the Committee on Fiscal Policy; the Appropriations Committee on Agriculture, Environment, and General Government; and Senator Collins—

CS for CS for SB 1164—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 212.08, F.S.; authorizing farmers whose property meets certain requirements to apply to the Department of Revenue for a Florida farm tax exempt agricultural materials (TEAM) card; providing the purpose of the Florida farm TEAM card; providing that the Florida farm TEAM card is subject to certain review and expiration provisions; requiring the Department of Revenue to adopt rules; authorizing the Department of Agriculture and Consumer Services to take certain administrative actions regarding the Florida farm TEAM card; requiring the Department of Revenue to accept Florida farm TEAM card applications beginning on a specified date; authorizing the Department of Revenue to adopt emergency rules; providing for the expiration of such authority; amending s. 213.053, F.S.; authorizing the Department of Revenue to make certain information available to the Department of Agriculture and Consumer Services for the purpose of administering the Florida farm TEAM card; creating s. 287.0823, F.S.; requiring by a specified date all food commodities purchased by certain state entities to be grown or produced in this state under certain circumstances; requiring such state entities to give preference to certain food commodities; authorizing certain competitive solicitations to give preference to certain vendors under certain circumstances; requiring the Department of Management Services to provide a biennial report to the Governor, the Cabinet, and the Legislature by a specified date; requiring the department to adopt by rule a specified form; requiring certain state entities to submit the form to the department biennially by a specified date; providing requirements for the report; amending s. 500.03, F.S.; revising and deleting terms; revising construction regarding the selling of food; amending s. 500.032, F.S.; requiring the Department of Agriculture and Consumer Services to administer and enforce certain provisions relating to the storage of food; amending s. 500.12, F.S.; revising the types of

entities required to obtain food permits from the department; conforming provisions to changes made by the act; requiring food permits to be annually renewed in accordance with certain provisions; authorizing the department to charge a prorated permit fee for specified purposes; requiring late fees for applications not received on or before their due date; amending s. 500.121, F.S.; conforming provisions to changes made by the act; amending s. 500.147, F.S.; requiring bottled water to be processed in conformance with department rule; amending s. 500.172, F.S.; authorizing an agent of the department to take specified actions regarding mislabeled food; reordering and amending s. 502.012, F.S.; defining, revising, and redefining terms; amending s. 502.013, F.S.; revising the purpose of certain provisions regarding milk and milk products; amending s. 502.014, F.S.; revising the authority of the department to permit and collect samples of products for testing at certain facilities; amending s. 502.042, F.S.; deleting a provision requiring the department to periodically conduct certain shelf-life studies and to sample certain milk products; making technical changes; amending s. 502.053, F.S.; revising the milk facilities required to apply for a permit to operate; requiring operating permits for certain frozen dessert plants; deleting a requirement that frozen dessert plant permit holders submit specified reports to the department; conforming provisions to changes made by the act; amending s. 502.181, F.S.; deleting prohibitions against certain testing for milkfat content and for repasteurizing milk; amending s. 502.231, F.S.; conforming a provision to changes made by the act; repealing s. 502.301, F.S., relating to the Dairy Industry Technical Council; creating s. 570.161, F.S.; requiring certain licensees or permit holders to notify the department in writing of the person’s e-mail address; providing civil penalties; providing that service by e-mail constitutes adequate and sufficient notice; authorizing the department to achieve service by other specified means under certain circumstances; repealing s. 570.23, F.S., relating to the State Agricultural Advisory Council; amending s. 570.71, F.S.; requiring the department to submit specified conservation easement purchase agreements to the Board of Trustees of the Internal Improvement Trust Fund for approval; amending s. 570.715, F.S.; increasing the estimated value threshold for the appraisal of specified conservation easement acquisitions; repealing s. 570.843, F.S., relating to the Florida Young Farmer and Rancher Advisory Council; amending s. 570.93, F.S.; revising the required contents of the department’s agricultural water conservation program; amending s. 576.011, F.S.; defining and redefining terms; repealing ss. 581.217(14) and 585.008, F.S., relating to the Industrial Hemp Advisory Council and the Animal Industry Technical Council, respectively; amending s. 586.045, F.S.; revising the timeframe during which the department is required to provide written notice and forms to beekeepers for annual certificate of registration renewals; amending s. 595.404, F.S.; requiring the department to adopt and implement an exemption, waiver, and variance process by rule for sponsors of certain school food and other nutrition programs; amending s. 597.003, F.S.; revising the powers and duties of the department regarding the regulation of aquaculture in this state; providing construction; amending s. 597.004, F.S.; deleting requirements for rules adopted by the department for aquaculture certificates of registration; deleting provisions authorizing certain alligator producers to be issued aquaculture certificates of registration; providing legislative intent; preempting to the department the regulatory and permitting authority for all aquaculture products; providing construction; revising the types of aquaculture products that may be sold by an aquaculture producer under certain circumstances; amending s. 597.005, F.S.; revising the composition and responsibilities of the Aquaculture Review Council; amending s. 599.002, F.S.; revising the composition of the Viticulture Advisory Council; amending s. 934.50, F.S.; authorizing non-law enforcement employees of the department to use drones for specified purposes; amending s. 259.105, F.S.; conforming cross-references; reenacting ss. 373.016(4)(a), 373.223(3), and 373.701(2)(a), F.S., relating to declarations of state water policy and conditions for a permit, respectively, to incorporate the amendment made by this act to s. 500.03, F.S., in references thereto; providing an appropriation; providing an effective date.

By the Committee on Fiscal Policy; and Senators Calatayud and Garcia—

CS for SB 1170—A bill to be entitled An act relating to flooding and sea level rise vulnerability studies; amending s. 380.093, F.S.; revising the purposes for which the Department of Environmental Protection may provide grants under the Resilient Florida Grant Program to counties or municipalities; authorizing the department to provide such

grants to water management districts for a specified purpose; requiring that such grants be prioritized; creating s. 380.0937, F.S.; defining terms; requiring state-financed constructors to take specified actions before commencing construction of potentially at-risk structures or infrastructure beginning on a specified date; requiring the department to develop by rule a specified sea level impact projection study standard; specifying requirements for the standard; authorizing the department to bring civil actions, seek injunctive relief, recover certain funds, and enforce specified requirements; providing construction; requiring the department to publish sea level impact projection studies on its website, subject to certain conditions, and adopt rules; amending s. 161.551, F.S.; providing for future repeal of requirements for the construction of certain structures in the coastal building zone; providing an effective date.

By the Committees on Fiscal Policy; and Transportation; and Senator DiCeglie—

CS for CS for SB 1252—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 207.004, F.S.; requiring the department or its authorized agent to issue certain licenses and fuel tax decals; amending s. 316.066, F.S.; requiring all entities required to submit crash reports to provide uniform crash reports to the department using a certain electronic form and reporting method; defining the term “nonproprietary”; requiring that such crash reports be consistent with certain rules and procedures and be numbered and inventoried; revising the parties to which crash reports must be made immediately available; providing a declaration of important state interest; amending s. 316.2935, F.S.; providing an exception to requirements for certification of air pollution control equipment by a motor vehicle seller, lessor, or transferor; amending s. 316.302, F.S.; revising the list of federal rules and regulations to which owners and drivers of certain commercial motor vehicles are subject; amending s. 319.14, F.S.; requiring that a certificate of title for a flood vehicle specify the type of water that caused damage to the vehicle, as applicable; revising the definition of the term “flood vehicle”; making technical changes; amending s. 319.23, F.S.; making technical changes; amending s. 319.28, F.S.; providing that a certain affidavit constitutes proof of ownership and right of possession to a motor vehicle or mobile home the previous owner of which died testate; amending s. 319.29, F.S.; prohibiting the department or a tax collector from charging a fee for re-issuance of certain certificates of title; amending s. 319.30, F.S.; revising the definition of the terms “independent entity” and “major component parts”; defining the term “vessel”; extending current requirements for an independent entity’s release of a damaged or dismantled vehicle to include vessels; authorizing the independent entity to apply for certain certificates for an unclaimed vessel; providing requirements for such application; specifying provisions to which the independent entity is subject; prohibiting the independent entity from charging vessel storage fees; amending s. 320.06, F.S.; authorizing permanent registration of certain rental trucks; authorizing the department to deem a license plate with reduced dimensions to be necessary to accommodate trailers; making technical changes; amending s. 320.0605, F.S.; authorizing a uniform paper or electronic format of the registration certificate for a motor vehicle; specifying that presenting an electronic registration certificate to a law enforcement officer or agent does not constitute consent for the officer or agent to access certain information; making technical changes; amending s. 320.08056, F.S.; deleting plate registration requirements for out-of-state college or university license plates; providing applicability; amending s. 320.08058, F.S.; revising requirements regarding collegiate license plates; authorizing the department to reauthorize discontinued collegiate license plates under certain circumstances; revising the distribution of annual use fees for the “Protect Florida Springs” license plate; revising the design requirements of the “American Eagle” license plate; defining the term “immediate relative”; revising eligibility requirements for the “Divine Nine” license plate; renaming the “Give the Kids the World” specialty license plate as the “Universal Orlando Resort” specialty license plate; directing the department to develop a “Florida Association of Realtors” license plate; providing for distribution and use of fees collected from the sale of the plate; amending s. 320.084, F.S.; providing that certain disabled veterans may, upon request, be issued a military license plate or specialty license plate in lieu of a “DV” license plate; specifying applicable fees; specifying nonapplicability of certain provisions; amending s. 322.01, F.S.; revising definitions; defining the term “downgrade”; amending s. 322.02, F.S.; charging the department with enforcement and adminis-

tration of certain federal provisions; amending s. 322.05, F.S.; prohibiting the department from issuing a commercial motor vehicle operator license to certain persons; amending s. 322.07, F.S.; revising requirements for issuance of a temporary commercial instruction permit; amending s. 322.141, F.S.; requiring that certain information on the driver license or identification card of a sexual offender or sexual predator be printed in red; amending s. 322.142, F.S.; authorizing the department to issue reproductions of certain files and records to certain criminal justice or driver licensing agencies for certain purposes; amending s. 322.21, F.S.; authorizing reinstatement of a commercial driver license after a downgrade of the person’s privilege to operate a commercial motor vehicle under certain circumstances; making technical changes; creating s. 322.591, F.S.; requiring the department to obtain a driver’s record from the Commercial Driver’s License Drug and Alcohol Clearinghouse under certain circumstances; prohibiting the department from issuing, renewing, transferring, or revising the types of authorized vehicles or the endorsements of certain commercial driver licenses or commercial instruction permits if the department receives a certain notification; requiring the department to downgrade a commercial driver license or commercial instruction permit within a specified timeframe if the department receives a certain notification; requiring the department to notify certain drivers of their prohibition from operating a commercial motor vehicle and, upon request, afford them an opportunity for an informal hearing; providing requirements for such notice and hearing; requiring the department to enter a final order to downgrade a commercial driver license or commercial instruction permit under certain circumstances; specifying that a request for a hearing tolls certain deadlines; specifying that certain notifications received by the department must be in the record for consideration and are self-authenticating; specifying that the basis for the notification and the information in the Commercial Driver’s License Drug and Alcohol Clearinghouse is not subject to challenge; requiring the department to dismiss the downgrade of a commercial driver license or commercial instruction permit under certain circumstances; requiring the department to record in the driver’s record that he or she is disqualified from operating a commercial motor vehicle under certain circumstances; specifying that certain actions are not stayed during the pendency of certain proceedings; requiring the department to reinstate a commercial driver license or commercial instruction permit under certain circumstances; exempting the department from liability for certain commercial driver license or commercial instruction permit downgrades; designating the exclusive procedure for the downgrade of certain commercial driver licenses or commercial instruction permits; providing construction and applicability; authorizing the department to issue at no cost a specified driver license to certain persons prohibited from operating a commercial motor vehicle; amending ss. 322.34 and 322.61, F.S.; conforming cross-references; making technical changes; amending ss. 324.0221, 324.131, 627.311, and 627.351, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 627.7275, F.S.; deleting provisions relating to noncancelable motor vehicle insurance; making technical changes; providing effective dates.

By the Appropriations Committee on Agriculture, Environment, and General Government; the Committee on Regulated Industries; and Senator Martin—

CS for CS for SB 1262—A bill to be entitled An act relating to the issuance of special beverage licenses; amending s. 561.20, F.S.; revising requirements relating to the issuance of special food service licenses and certain club licenses; reenacting s. 565.045(1)(c), F.S., relating to regulations for consumption on premises, to incorporate the amendment made to s. 561.20, F.S., in a reference thereto; providing an effective date.

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

CS for CS for SB 1292—A bill to be entitled An act relating to parenting plans; amending s. 61.13, F.S.; creating a presumption that equal time-sharing is in the best interests of the child, with exceptions; establishing the manner by which such presumption may be rebutted; requiring the court to evaluate certain factors and make specific written findings of fact under certain circumstances; revising requirements regarding modifying parental responsibility, a parenting plan, or a time-sharing schedule; authorizing the court to consider, under certain

circumstances, a specified move of a parent to be a substantial and material change in circumstances for certain purposes; providing an effective date.

By the Committees on Rules; and Commerce and Tourism; and Senators Yarborough and Rodriguez—

CS for CS for SB 1308—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; revising definitions; prohibiting certain telephonic sales calls; providing conditions under which civil actions may be brought for text message solicitations; providing applicability; providing an effective date.

By the Committees on Rules; and Community Affairs; and Senators DiCeglie and Hooper—

CS for CS for SB 1310—A bill to be entitled An act relating to substitution of work experience for postsecondary education requirements; providing a short title; amending s. 112.219, F.S.; removing obsolete language; defining terms; providing that a postsecondary degree may be a baseline requirement for employment with a public employer only under a certain circumstance; conforming provisions to changes made by the act; amending s. 287.057, F.S.; authorizing an agency to substitute certain work experience for postsecondary education requirements for a person seeking to enter into a contract with the agency under certain circumstances; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Grall—

CS for CS for SB 1322—A bill to be entitled An act relating to adoption; amending s. 63.082, F.S.; providing legislative findings and intent; specifying that certain adoption consents are valid, binding, and enforceable by the court; specifying that a consent to adoption is not valid after a certain period during the pendency of a petition for termination of parental rights; authorizing the adoption entity to file a specified motion under certain circumstances; making technical changes; deleting a provision regarding the sufficiency of the home study provided by the adoption entity; requiring that an evidentiary hearing be granted if a certain motion is filed; specifying the determinations to be made at such hearing; providing a rebuttable presumption; requiring the court to grant party status to the current caregivers under certain circumstances; providing when such party status expires; requiring the intervening party to prove certain factors to rebut a certain presumption; revising the factors for a best interests consideration at a certain hearing; requiring the court to order the transfer of custody of the child to the prospective adoptive parents under certain circumstances and in accordance with a certain transition plan; requiring the adoption entity to provide monthly supervision reports for a specified time; requiring the Department of Children and Families to provide certain information to the prospective adoptive parents under certain circumstances; requiring the department to file with the court an acknowledgment of receipt of such information; requiring certain disclosures related to the right to participate in a private adoption plan; amending s. 63.087, F.S.; requiring the clerk of court to issue a separate case number for a petition for adoption and prohibiting such petition from being maintained in a specified court file; revising requirements for a petition for adoption; amending s. 63.122, F.S.; requiring that a certain notice of hearing be given as prescribed in the Florida Family Law Rules of Procedure; amending s. 63.132, F.S.; making technical changes; specifying that certain fees are hourly fees; amending s. 63.212, F.S.; providing that a person contemplating adoption of a child may make specified payments to the mother of the child for a specified period of time regardless of whether the medical needs of the mother require such support; requiring the department to provide a certain list of child-caring and child-placing agencies to the Office of Program Policy Analysis and Government Accountability by a specified date; requiring certain child-caring and child-placing agencies to provide certain data to the office by a specified date; requiring the office to submit a specified report to the Legislature by a specified date; providing requirements for the report; providing an effective date.

By the Committees on Appropriations; and Education Pre-K -12; and Senator Hutson—

CS for CS for SB 1328—A bill to be entitled An act relating to charter school capital outlay funding; amending s. 212.055, F.S.; conforming provisions to changes made by the act; amending s. 1013.62, F.S.; deleting obsolete language; making technical changes; revising charter school eligibility requirements; revising the calculation methodologies for the distribution of specified funds to eligible charter schools; providing school district requirements for the distribution of capital outlay funds to eligible charter schools; requiring that any purchase, lease-purchase, or lease be at the appraised value; defining the term “appraised value”; requiring that documentation of the appraised value be provided upon request of the department; providing an effective date.

By the Appropriations Committee on Health and Human Services; the Committee on Health Policy; and Senator Martin—

CS for CS for SB 1338—A bill to be entitled An act relating to massage establishments; amending s. 456.074, F.S.; authorizing the Department of Health to immediately suspend the license of massage therapists and massage establishments if the massage therapist or certain individuals connected to the massage establishment are arrested for, convicted or found guilty of, or enter criminal pleas to specified violations; amending s. 480.033, F.S.; providing and revising definitions; amending s. 480.035, F.S.; revising quorum requirements for the Board of Massage Therapy; amending s. 480.039, F.S.; authorizing specified enforcement officers to perform inspections and investigations of massage establishments for specified purposes; requiring code enforcement officers, and authorizing law enforcement officers, to submit affidavits with specified photos and other evidence and documentation to the department within a specified timeframe; requiring certain law enforcement agencies to notify the department within a specified timeframe after discovering certain violations by a massage therapist or massage establishment; requiring the department to inspect a massage establishment within a specified timeframe for specified violations and to initiate disciplinary proceedings if violations are discovered; amending s. 480.043, F.S.; revising certain rules the board is required to adopt; revising the timeframe in which massage establishment owners must report specified information to the department; prohibiting sexual activity and certain devices in massage establishments; specifying prohibited conduct by massage establishment owners and employees; providing requirements for outside windows and signs in massage establishments; providing exceptions; providing employee dress code requirements; requiring establishments to maintain certain employment records in English or Spanish; requiring that specified information be recorded before an employee may provide services or treatment; requiring massage establishments to conspicuously display a photo and specified information for each employee; requiring that such photos and information be displayed before an employee may provide services or treatment; providing for such requirements in massage establishments within public lodging establishments; requiring massage establishments to maintain customer and patient records for services and treatment provided in the massage establishment in English or Spanish; providing that medical records satisfy this requirement if they contain specified information; requiring massage establishments to maintain such records for a specified timeframe; requiring massage establishments to collect and record specified information and confirm the identification of a customer or patient before providing services or treatment; amending s. 480.0465, F.S.; revising advertising requirements for massage therapists and massage establishments; amending s. 480.0475, F.S.; revising hours during which a massage establishment may operate; requiring that all customer and patient services and treatment be performed within specified hours; prohibiting establishments from sheltering or harboring, or being used as sleeping quarters for, any person; providing criminal penalties; amending s. 480.0485, F.S.; specifying additional conduct that constitutes sexual misconduct in the practice of massage therapy; amending s. 480.0535, F.S.; requiring department investigators to request valid government identification from all employees while in a massage establishment; specifying additional documents a person operating a massage establishment must immediately present, upon request, to department investigators and law enforcement officers; requiring the department to notify a federal immigration office if specified persons fail to provide valid government identification; amending s. 847.001, F.S.; revising the defini-

tions of the terms “adult entertainment establishment” and “unlicensed massage establishment” for purposes of certain criminal conduct; providing an appropriation; providing an effective date.

By the Committees on Rules; Environment and Natural Resources; and Community Affairs; and Senator Avila—

CS for CS for CS for SB 1346—A bill to be entitled An act relating to local regulation of nonconforming or unsafe structures; creating s. 553.8991, F.S.; providing a short title; defining terms; providing applicability; prohibiting local governments from prohibiting, restricting, or preventing the demolition of certain structures unless necessary for public safety; authorizing local governments to review demolition permit applications only for a specified purpose; requiring that replacement structures be permitted to be developed in accordance with applicable development regulations; prohibiting local governments from taking certain actions regarding replacement structures; providing for retroactive application; providing applicability and construction; preempting regulation of the demolition or replacement of certain structures to the state under certain circumstances; providing an effective date.

By the Committee on Fiscal Policy; the Appropriations Committee on Health and Human Services; and Senators Rouson and Davis—

CS for CS for SB 1352—A bill to be entitled An act relating to sickle cell disease medications, treatment, and screening; creating s. 383.147, F.S.; requiring newborn and infant screening providers to notify primary care physicians of newborns and infants of certain screening results and to submit the results to the Department of Health for a specified purpose; requiring such physicians to provide certain information to parents and guardians of such newborns or infants; requiring the department to contract with a certain center to establish and maintain a sickle cell registry; providing a requirement for the registry; authorizing parents and guardians of children in the registry to request to have them removed from the registry; providing duties of the department and the center; providing requirements for certain notification that the center must provide to parents and guardians; requiring the department to adopt rules; creating s. 409.91235, F.S.; requiring the Agency for Health Care Administration, in consultation with certain entities, to review sickle cell disease medications, treatments, and services for Medicaid recipients and develop a written report, post the report on its website, and submit a copy of the report to the Governor, the Legislature, and certain entities by a specified date and every 2 years thereafter; providing requirements for the report; providing appropriations and authorizing positions; providing an effective date.

By the Appropriations Committee on Agriculture, Environment, and General Government; the Committee on Regulated Industries; and Senators Collins, Burgess, and Calatayud—

CS for CS for SB 1364—A bill to be entitled An act relating to the Interstate-Mobility and Universal-Recognition Occupational Licensing Act; creating s. 455.2135, F.S.; providing a short title; defining terms; requiring certain agencies, boards, departments, and other governmental entities to issue an occupational license or a government certification to applicants under certain circumstances; authorizing such entities to require an applicant to pass a specified examination under certain circumstances; requiring such entities to require certain applicants to meet specified additional requirements; providing a presumption that the applications of certain individuals will be approved; requiring licensing entities to provide a written decision to an applicant within a specified timeframe; authorizing an applicant to appeal a decision made under the act; specifying that an applicant licensed or certified under the act is still subject to specified laws and entities; providing exceptions; providing construction; authorizing the Governor to take certain actions relating to occupational licenses during declared states of emergency; requiring licensing entities to submit an annual report to the Legislature by a specified date; requiring boards, the Department of Business and Professional Regulation, and the Department of Health to adopt rules; requiring the Department of Veterans’ Affairs, contingent upon an appropriation, to establish a specified online portal relating to veterans’ occupational licenses and government certifications; requiring the Department of Business and Professional Regula-

tion and the Department of Health to use such portal to verify credentials; creating s. 456.0365, F.S.; providing applicability; providing an effective date.

By the Appropriations Committee on Agriculture, Environment, and General Government; the Committee on Regulated Industries; and Senator Collins—

CS for CS for SB 1366—A bill to be entitled An act relating to fees; amending s. 455.2135, F.S.; authorizing applicable boards to charge a fee for applications under the Interstate-Mobility and Universal-Recognition Occupational Licensing Act; providing a contingent effective date.

By the Committee on Fiscal Policy; the Appropriations Committee on Education; and Senators Perry, Collins, Calatayud, and Wright—

CS for CS for SB 1386—A bill to be entitled An act relating to the Florida School for Competitive Academics; amending s. 1000.04, F.S.; revising the components of the delivery of public education within the Florida Early Learning-20 education system to include the Florida School for Competitive Academics; creating s. 1002.351, F.S.; providing for the establishment of the Florida School for Competitive Academics; providing for the purpose and mission of the school; requiring that the school be included in the school choice online portal and that the portal include information to assist parents who wish their children to be considered for admission; providing for the appointment of the board of trustees; requiring the board members to serve without compensation, but authorizing them to be reimbursed for certain expenses; providing sovereign immunity to the board of trustees; prescribing the powers and duties of the board of trustees; specifying the board’s duties regarding the maintenance of student and employee records; providing requirements regarding background screening of school personnel; specifying duties of the board regarding personnel; providing for funding of the school; requiring the Auditor General to conduct audits of the school’s accounts and records; authorizing the Department of Education’s Office of Inspector General to conduct investigations, as appropriate; exempting the school from specified requirements in the Florida Early Learning-20 Education Code; providing exceptions; specifying applicability of certain provisions of law; creating s. 1011.58, F.S.; prescribing procedures for the school’s submittal of legislative budget requests; requiring the school to submit an implementation plan to the Department of Education; requiring the Commissioner of Education to include the school in the department’s legislative budget request, subject to specified conditions; requiring the school to submit its fixed capital outlay request to the department; creating s. 1011.59, F.S.; prescribing procedures and requirements governing the request and the appropriation of funds for the operation of the school; requiring the board of trustees to develop an annual operating budget; requiring the Chief Financial Officer to transfer or reallocate funds if certain conditions are met; requiring the board to establish authorized positions within funds appropriated to the school; requiring the carry forward of any unexpended funds; amending s. 11.45, F.S.; revising the duties of the Auditor General to conform to changes made by the act; amending s. 216.251, F.S.; specifying the manner of setting salaries for positions within the school; amending s. 447.203, F.S.; revising the definition of the terms “public employer” or “employer” to include the school for purposes of part II of ch. 447, F.S.; making technical changes; amending s. 1001.20, F.S.; revising the powers of the department’s Office of Inspector General to conform to changes made by the act; providing a directive to the Division of Law Revision; providing an effective date.

By the Appropriations Committee on Agriculture, Environment, and General Government; the Committee on Banking and Insurance; and Senator DiCeglie—

CS for CS for SB 1398—A bill to be entitled An act relating to consumer protection; amending s. 494.001, F.S.; revising the definition of the term “branch office”; defining the term “remote location”; authorizing a licensee under ch. 494, F.S., to allow loan originators to work from remote locations if specified conditions are met; amending s. 494.0067, F.S.; specifying that mortgage lenders may transact business from branch offices and remote locations; providing a requirement for operating remote locations; creating s. 501.2042, F.S.; defining terms; providing requirements for crowd-funding platforms and organizers of

crowd-funding campaigns related to and arising out of declared disasters; amending s. 520.23, F.S.; revising disclosure requirements for agreements governing the sale or lease of a distributed energy generation system; amending s. 560.111, F.S.; providing a criminal penalty; amending s. 560.309, F.S.; prohibiting a licensee under ch. 560, F.S., from cashing corporate checks for certain payees where the aggregate face amount exceeds a specified amount; amending s. 626.602, F.S.; providing applicability of provisions relating to the disapproval of insurance agency names to adjusting firm names; revising grounds on which such names may be disapproved by the Department of Financial Services; deleting an obsolete provision; amending s. 626.854, F.S.; revising the definition of the term “public adjuster”; specifying restrictions on public adjusters contracting their adjuster services after a specified date; specifying requirements for the payment of certain fees; specifying timeframes in which an insured or a claimant may cancel a public adjuster’s contract without penalty or contract under certain circumstances; revising requirements for public adjusters’ contracts; specifying additional limitations on things of value received by public adjusters; amending s. 626.860, F.S.; providing that an attorney’s exemption from public adjuster licensure requirements does not apply to certain persons; amending s. 626.875, F.S.; revising recordkeeping requirements for appointed independent adjusters and licensed public adjusters; amending s. 626.8796, F.S.; revising requirements for public adjuster contracts; specifying requirements for and prohibitions on public adjusters relating to such contracts; providing construction; authorizing the department to adopt rules; amending s. 626.8797, F.S.; revising a fraud statement requirement in proof-of-loss statements; amending s. 626.9541, F.S.; adding an unfair or deceptive insurance act relating to health insurance policies; amending s. 627.4025, F.S.; revising the definition of the term “hurricane,” and defining the term “hurricane deductible,” as used in policies providing residential coverage; amending s. 627.4133, F.S.; revising conditions that apply to a specified notice requirement for, and a limitation on, the cancellation or termination of certain insurance policies; amending s. 627.4554, F.S.; revising legislative purpose; revising applicability; revising and defining terms; revising and specifying duties of insurers and agents relating to the recommendation and sale of annuity investments; specifying comparable standards that comply with such requirements; specifying agent training requirements; providing and revising construction; authorizing the department to adopt certain forms by rule; amending s. 627.70132, F.S.; specifying the period in which notices of loss assessment claims under residential condominium unit owner coverage must be given to the insurer; amending s. 634.041, F.S.; specifying authorized methods by which contractual liability insurance policies of service agreement companies may pay claims; amending s. 634.401, F.S.; revising the definition of the term “manufacturer” for purposes of part III of ch. 634, F.S.; amending s. 634.406, F.S.; deleting a debt obligation rating requirement for certain service warranty associations or parent corporations; providing effective dates.

By the Appropriations Committee on Agriculture, Environment, and General Government; the Committee on Regulated Industries; and Senator Bradley—

CS for CS for SB 1418—A bill to be entitled An act relating to emergency communications; amending s. 365.172, F.S.; revising the short title; revising legislative intent; revising and providing definitions; renaming the E911 Board as the Emergency Communications Board; providing the purpose of the board; revising the composition of the board; establishing board responsibilities; requiring the board to administer fees; authorizing the board to create subcommittees; authorizing the board to establish schedules for implementing certain wireless NG911 systems and improvements; establishing notice and publication requirements before distribution of grant funds; providing for priority of county applications for funds; requiring board oversight of such funds; eliminating certain authority of the board; providing for the board’s authority to implement changes to the allocation percentages and adjust fees; revising the frequency of board meetings; specifying that the Division of Telecommunications within the Department of Management Services must disburse funds to counties and provide a monthly report of such disbursements; revising the composition of a committee that reviews requests for proposals from the board regarding independent accounting firm selections; revising provisions relating to the public safety emergency communications systems fee; requiring uniform application and imposition of the fee; revising the factors that the board considers when setting percentages or contemplating ad-

justments to the fee; updating provisions relating to the prepaid wireless public safety emergency communications systems fee; revising emergency communications and 911 service functions; revising the types of emergency communications equipment and services that are eligible for expenditure of moneys derived from the fee; making technical changes; conforming cross-references; amending s. 365.173, F.S.; renaming the Communications Number E911 System Fund as the Emergency Communications Trust Fund; revising the percent distribution of the fund to be used exclusively for payment of certain authorized expenditures; authorizing the board, pursuant to rule, to withhold certain distributions of grant funds and request a return of all or a portion of such funds based on a financial audit; removing the percent distribution to wireless providers; adding a specified percent distribution to rural counties; amending s. 365.177, F.S.; extending the date by which the Division of Telecommunications within the Department of Management Services must develop a plan to upgrade 911 public safety answering points; specifying components of the required plan; amending ss. 212.05965, 365.171, and 365.174, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Appropriations Committee on Education; and Senator Avila—

CS for SB 1430—A bill to be entitled An act relating to education; amending ss. 1002.42 and 1002.45, F.S.; conforming cross-references; amending s. 1003.4282, F.S.; revising a graduation requirement for certain students; amending s. 1004.04, F.S.; revising the core curricula for certain teacher preparation programs; amending s. 1004.85, F.S.; revising terminology; deleting a requirement that certain certification programs be previously approved by the Department of Education; revising requirements for certain competency-based programs; revising requirements for certain teacher preparation field experience; revising requirements for participants in certain teacher preparation programs; requiring the State Board of Education to adopt specified rules relating to the continued approval of certain teacher preparation programs, rather than by a determination of the Commissioner of Education; amending s. 1005.04, F.S.; requiring certain institutions to provide a written disclosure to prospective and enrolled students relating costs that will be incurred by the student and other specified information; providing that applicants for certain licensure have the burden of demonstrating compliance with fair consumer practices; creating s. 1005.11, F.S.; requiring the Commission for Independent Education to prepare an annual report; providing requirements for the report; requiring certain institutions to provide data to the commission; requiring the commission to establish definitions for the data for reporting purposes; requiring the commission to impose a fine when an institution does not timely submit the required data; authorizing the commission to establish rules; amending s. 1005.22, F.S.; authorizing the commission to examine and investigate the affairs of every person, entity, or independent postsecondary institution for specified purposes; amending s. 1005.31, F.S.; revising the standards for licensure that the commission must adopt; authorizing the commission to require a licensed institution to submit a management plan and prohibit an institution from accepting new students; creating s. 1005.335, F.S.; prohibiting an institution from conducting a program unless specifically authorized by its license; requiring that all programs offered by a licensed institution be recognized and licensed by the commission; requiring an institution to obtain accreditation and approval from the commission before offering a prelicensure professional nursing program; requiring the commission to adopt rules; creating s. 1005.345, F.S.; authorizing the commission to require an institution seeking licensure to provide an assurance of financial stability; requiring the commission to adopt rules; providing an appropriation; amending s. 1007.27, F.S.; establishing Advanced Courses as an articulated acceleration mechanism; providing requirements for Advanced Courses; requiring the State Board of Education and the Board of Governors to identify certain postsecondary institutions to develop Advanced Courses; providing authorizations to the Department of Education relating to Advanced Courses; requiring the department to issue a report to the Legislature; providing requirements for the report; amending s. 1007.35, F.S.; revising the types of courses included in the term “advanced courses”; revising the courses that a school counselor may identify as a course a student is prepared to enroll in; amending s. 1008.22, F.S.; revising requirements for end-of-course assessments to include Advanced Courses; requiring the Classical Learning Test to be included in nationally recognized high school assessments administered by each school district; amending s. 1008.34, F.S.; revising the calculation of school grades for certain schools;

amending s. 1009.531, F.S.; requiring Advanced Courses to be used in determining student eligibility for a Bright Futures Scholarship; amending s. 1011.62, F.S.; revising requirements for the calculation of additional full-time equivalent membership for certain funding through the Florida Education Finance Program; requiring each school district to distribute specified bonuses to teachers who provide Advanced Courses instruction; revising school eligibility requirements for the turnaround school supplemental services allocation; providing that certain allocation amounts be based on a specified membership survey; amending s. 1012.34, F.S.; providing school administrators are not precluded from taking specified actions; amending s. 1012.56, F.S.; revising requirements for a person seeking an educator certification; revising criteria for the award of a temporary certificate; revising the validity period for certain temporary certificates; deleting provisions relating to the department's ability to extend the validity period of certain temporary certificates; revising the requirements for the approval and administration of such programs; establishing professional education competency programs; requiring school districts to develop and maintain such a program; authorizing private schools and state-supported schools to develop and maintain such a program; amending ss. 1012.57 and 1012.575, F.S.; conforming cross-references; amending s. 1012.585, F.S.; requiring certain applicants for the renewal of a professional certificate to earn specified college credit or inservice points; providing requirements for such credit or points; amending s. 1012.586, F.S.; conforming a cross-reference; amending s. 1012.71, F.S.; revising the funding calculation for the Florida Teachers Classroom Supply Assistance Program; deleting a requirement that school districts provide contributions for the program; requiring the Department of Education to administer a competitive procurement for the purchase of materials and supplies through the program; providing school district requirements; deleting requirements for the distribution of funds to classroom teachers through the program; deleting a requirement that classroom teachers sign a specified statement; revising requirements for unused program funds; deleting provisions authorizing department and district school boards to enter into specified partnerships; amending s. 1012.98, F.S.; defining the term "professional learning"; prohibiting specified meetings from being considered professional learning and eligible for inservice points; providing and revising requirements for certain professional learning activities; revising department and school district duties relating to such activities; providing requirements for entities contracted with to provide professional learning services and inservice education for school districts; amending s. 1012.986, F.S.; renaming the "William Cecil Golden Professional Development Program for School Leaders" as the "William Cecil Golden Professional Learning Program for School Leaders"; revising the goal of the program; providing a directive to the Division of Law Revision; providing effective dates.

By the Committee on Rules; and Senator Book—

CS for SB 1440—A bill to be entitled An act relating to juvenile court proceedings; amending s. 39.013, F.S.; authorizing individuals to appear at or attend dependency proceedings relating to children through audio or audio-video communication technology, except under certain circumstances; amending s. 39.0131, F.S.; requiring parties in certain proceedings to provide their primary e-mail addresses to the court; authorizing courts to excuse a party from the requirement for good cause shown; requiring courts to excuse such requirement under certain circumstances; amending s. 39.402, F.S.; requiring that court notices for shelter placement hearings held through audio or audio-video communication technology include certain information; amending s. 39.502, F.S.; specifying how parties to certain hearings involving children may consent to service or notice by e-mail; requiring that certain summonses or notices contain instructions for appearance through audio or audio-video communication technology; amending s. 39.506, F.S.; conforming provisions to changes made by the act; requiring parties at arraignment hearings to provide the court with a primary e-mail address; authorizing the court to excuse a party from the requirement for good cause shown; requiring the court to excuse such requirement under certain circumstances; amending ss. 39.521 and 39.801, F.S.; conforming provisions to changes made by the act; making technical changes; amending s. 92.54, F.S.; authorizing the use of audio-video communication technology for showing testimonies in proceedings involving a victim or witness under the age of 18 or who has an intellectual disability; amending s. 985.319, F.S.; requiring that summonses for juvenile delinquency hearings held through audio or audio-video commu-

nication technology provide certain information; providing an effective date.

By the Committees on Rules; and Health Policy; and Senator Rodriguez—

CS for CS for SB 1506—A bill to be entitled An act relating to the Department of Health; creating s. 381.875, F.S.; defining terms; prohibiting certain research in this state relating to enhanced potential pandemic pathogens; requiring researchers applying for state or local funding to disclose certain information; requiring the Department of Health to enjoin violations of specified provisions; providing construction; amending s. 381.986, F.S.; defining the term "attractive to children"; prohibiting medical marijuana treatment centers from producing marijuana products that are attractive to children or manufactured in specified manners; prohibiting marijuana packaging and labeling from including specified wording; prohibiting medical marijuana treatment centers from using certain content in their advertising which is attractive to children or promotes the recreational use of marijuana; revising background screening requirements for certain individuals; amending s. 381.988, F.S.; requiring medical marijuana testing laboratories to subject their employees to background screenings; revising background screening requirements for certain individuals; amending s. 382.005, F.S.; requiring local registrars to electronically file all live birth, death, and fetal death records in their respective jurisdictions in the department's electronic registration system; requiring the local registrars to file a paper record with the department if the electronic system is unavailable; requiring local registrars to make blank paper forms available in such instances; providing requirements for such paper records; amending s. 382.008, F.S.; conforming provisions to changes made by the act; amending s. 382.009, F.S.; revising the types of health care practitioners who may make certain determinations of death; amending ss. 382.013 and 382.015, F.S.; conforming provisions to changes made by the act; amending ss. 382.021 and 382.023, F.S.; revising the frequency with which circuit courts must transmit marriage licenses and certain dissolution-of-marriage records to the department; requiring that such records be transmitted electronically; amending s. 382.025, F.S.; extending the timeframe for the confidentiality of certain birth records; authorizing persons appointed by the department to issue certified copies of live birth, death, and fetal death certificates; amending s. 401.27, F.S.; revising requirements for applicants for certification or recertification as emergency medical technicians or paramedics; deleting a requirement that a certain certification examination be offered monthly; deleting related duties of the department; deleting a temporary certificate and related provisions; amending s. 401.2701, F.S.; exempting certain emergency medical services training program applicants from the requirement to have a certain affiliation agreement; amending s. 401.272, F.S.; revising the purpose of certain provisions; specifying requirements for the provision of specified services by paramedics and emergency medical technicians under certain circumstances; revising the department's rulemaking authority; amending s. 401.34, F.S.; deleting certain provisions and fees related to the department's grading of a certain certification examination; amending s. 401.435, F.S.; revising provisions related to minimum standards for emergency medical responder training; amending s. 464.203, F.S.; exempting certain applicants for certification as a certified nursing assistant from the skills-demonstration portion of a certain competency examination; amending s. 468.1115, F.S.; providing construction and applicability; conforming a cross-reference; reordering and amending s. 468.1125, F.S.; providing and revising definitions; amending ss. 468.1225 and 468.1245, F.S.; revising the scope of practice for audiologists as it relates to hearing aids to apply to prescription hearing aids only; requiring that hearing aids provided to persons younger than 18 years of age be prescription hearing aids and not over-the-counter hearing aids; amending s. 468.1246, F.S.; conforming provisions to changes made by the act; deleting obsolete language; amending ss. 468.1255, 468.1265, and 468.1275, F.S.; conforming provisions to changes made by the act; amending s. 484.0401, F.S.; revising legislative findings and intent to conform to changes made by the act; reordering and amending s. 484.041, F.S.; providing and revising definitions; amending s. 484.042, F.S.; revising membership requirements for members of the Board of Hearing Aid Specialists; amending s. 484.044, F.S.; revising the board's rulemaking authority; deleting obsolete language; amending ss. 484.0445, 484.045, 484.0501, and 484.051, F.S.; revising the scope of practice for hearing aid specialists and making conforming changes to licensure and practice requirements; amending

s. 484.0512, F.S.; conforming provisions to changes made by the act; deleting obsolete language; amending ss. 484.0513, 484.053, and 484.054, F.S.; conforming provisions to changes made by the act; amending s. 484.059, F.S.; conforming provisions to changes made by the act; providing applicability; amending s. 1002.394, F.S.; conforming a cross-reference; providing a directive to the Division of Law Revision; providing effective dates.

By the Committees on Rules; and Regulated Industries; and Senators Hooper and Osgood—

CS for CS for SB 1570—A bill to be entitled An act relating to local occupational licensing; amending s. 163.211, F.S.; extending the date on which certain local government occupational licensing requirements expire; amending s. 489.113, F.S.; requiring the Construction Industry Licensing Board, by a specified date, to establish by rule specified certified specialty contractor categories for voluntary licensure; amending s. 489.117, F.S.; prohibiting local governments from requiring a license issued by the local government or the state for certain job scopes; prohibiting local governments from requiring a license issued by the local government or the state to obtain a building permit for such job scopes; providing an exception; authorizing certain counties to offer licenses for certain job scopes if the licensing requirement was imposed before a specified date; prohibiting local governments from requiring a license as a prerequisite to submit bids for public works projects under certain circumstances; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Rouson—

CS for CS for SB 1574—A bill to be entitled An act relating to judgment liens; providing a short title; amending s. 55.202, F.S.; specifying that payment intangibles, accounts, and the proceeds thereof are subject to judgment liens; providing construction; requiring that priority of conflicting rights be determined in a specified manner; amending s. 55.205, F.S.; providing that certain judgment creditors are subject to specified priority of conflicting rights of a secured party; deleting a provision specifying the priority of certain judgment creditor liens; specifying the validity and enforceability of judgment liens against motor vehicles and vessels; providing a procedure for noting a lien on the certificate of title; specifying restrictions on the enforcement of judgment liens; specifying an account debtor's authority to discharge the account debtor's obligation to pay payment intangibles, accounts, or the proceeds thereof; amending s. 55.208, F.S.; providing construction relating to the effect of liens existing before a specified date on payment intangibles and accounts and the proceeds thereof; deleting an obsolete provision relating to judgment liens on writs of execution previously delivered to a sheriff; amending s. 55.209, F.S.; conforming a cross-reference; amending s. 56.29, F.S.; requiring a court, under certain circumstances, to order the Department of Highway Safety and Motor Vehicles to note certain liens on the certificate of title of certain motor vehicles or vessels and in the department's records; amending s. 319.24, F.S.; prohibiting the department from issuing a motor vehicle certificate of title under certain circumstances; specifying procedures for a judgment lienholder to place a lien on motor vehicles or vessels; revising requirements for the department if a certificate of title is not forwarded or returned to the department under certain circumstances; revising the authority of certain persons to demand and receive a lien satisfaction; requiring a lienholder to enter a satisfaction in a certificate of title upon satisfaction or lapse of a judgment lien; amending s. 319.241, F.S.; revising circumstances under which the department may not remove a lien from the department's records or a certificate of title; specifying a requirement for the department; providing an effective date.

By the Committee on Rules; and Senator Trumbull—

CS for SB 1580—A bill to be entitled An act relating to protections of medical conscience; providing legislative intent; creating s. 381.00321, F.S.; defining terms; providing that health care providers and health care payors have the right to opt out of participation in or payment for certain health care services on the basis of conscience-based objections; providing requirements for a health care provider's notice and documentation of such objection; requiring health care providers to notify patients or potential patients seeking a specific health care service of any such objection before scheduling an appointment; providing construction; prohibiting health care payors from declining to cover any

health care service they are obligated to cover during the plan year; prohibiting discrimination or adverse action against health care providers who decline to participate in a health care service on the basis of conscience-based objection; providing whistle-blower protections for health care providers and health care payors that take certain actions or disclose certain information relating to the reporting of certain violations; authorizing health care providers and health care payors to file complaints with the Attorney General for violation of specified provisions; providing for civil penalties; authorizing the Attorney General to take specified actions for purposes of conducting an investigation of such complaints; authorizing the Department of Legal Affairs to adopt rules; providing health care providers and health care payors immunity from civil liability solely for declining to participate in or pay for a health care service on the basis of conscience-based objection; providing construction; creating s. 456.61, F.S.; prohibiting boards, or the Department of Health if there is no board, from taking disciplinary action against or denying a license to an individual based solely on specified conduct; authorizing boards within the department's jurisdiction to revoke their approval of a specialty board or other recognizing agency under certain circumstances; providing severability; providing an effective date.

By the Committees on Rules; and Judiciary; and Senators Trumbull and Rodriguez—

CS for CS for SB 1586—A bill to be entitled An act relating to residential tenancies; creating s. 83.425, F.S.; preempting the regulation of residential tenancies and the landlord-tenant relationship to the state; specifying that the act supersedes certain local regulations; amending ss. 83.57 and 83.575, F.S.; revising how much notice is required to terminate certain tenancies; creating s. 83.576, F.S.; requiring a landlord to provide advance written notice of rent increases under certain circumstances; providing an effective date.

By the Committee on Rules; and Senator Burgess—

CS for SB 1588—A bill to be entitled An act relating to law enforcement operations; amending s. 30.15, F.S.; revising the powers, duties, and obligations of a sheriff; creating s. 125.01015, F.S.; requiring that there be an elected sheriff in each county; requiring that certain counties elect a sheriff and that the board of commissioners of such counties ensure a successful transfer of certain responsibility and authority to the sheriff in areas of the county for which the sheriff has responsibility; providing requirements for the board of county commissioners regarding transfer of certain responsibility and authority to the sheriff; defining the term "support services"; providing requirements of the sheriff-elect after the election is certified and before he or she takes office; providing requirements for a sheriff-elect before, and a sheriff upon, taking office; requiring the sheriff, upon taking office, to take receipt of certain items and property; requiring the sheriff to provide contracted police services for certain municipalities for a specified timeframe; requiring the sheriff and certain municipalities to enter into a new contract or to provide certain policing services to the municipality; providing construction; providing for severability and applicability; amending s. 166.241, F.S.; authorizing certain persons to file a petition with the Division of Administrative Hearings, rather than an appeal by petition to the Administration Commission, if the tentative budget of a municipal law enforcement agency contains a reduction greater than a specified percentage; providing requirements for such petition and petitioner; requiring the governing body of the municipality to file an answer with the division and serve a copy of such answer on the petitioner within a certain timeframe; requiring the division to assign an administrative law judge to conduct a hearing on such petition within a certain timeframe; providing procedures for such hearings; requiring the administrative law judge to make a specified determination and issue a final order within a certain timeframe; providing requirements for making such determination; providing that such final order is appealable; providing requirements for such appeal; providing an effective date.

By the Committees on Rules; and Community Affairs; and Senator Ingoglia—

CS for CS for SB 1604—A bill to be entitled An act relating to land use and development regulations; amending s. 163.3177, F.S.; revising

the planning periods that must be included in a comprehensive plan; amending s. 163.3191, F.S.; requiring local governments to determine if plan amendments are necessary to reflect a certain minimum planning period; specifying requirements for a certain notification; requiring, rather than encouraging, a local government to comprehensively evaluate and update its comprehensive plan to reflect changes in local conditions; requiring that updates to certain elements of the comprehensive plan be processed in the same plan amendment cycle; prohibiting a local government from initiating or adopting any publicly initiated plan amendments to its comprehensive plan under certain circumstances; providing applicability; prohibiting a certain denial of plan amendments from being based on the failure of a local government to update its comprehensive plan; requiring the state land planning agency to provide population projections if a local government fails to update its comprehensive plan; requiring the local government to update its comprehensive plan within a specified timeframe after receiving the population projections and to transmit the update within a specified timeframe; requiring the state land planning agency to establish a certain timeline if such update is not in compliance; authorizing the local government to seek approval from the state land planning agency to process publicly initiated plan amendments under certain circumstances; authorizing the local government to provide certain alternative population projections under certain circumstances; amending s. 163.3202, F.S.; revising exceptions to applicability of land development regulations relating to single-family or two-family dwelling building design elements; deleting the definition of the terms “planned unit development” or “master planned community”; amending s. 189.031, F.S.; precluding an independent special district from complying with the terms of certain development agreements under certain circumstances; requiring a newly elected or appointed governing body to review, within a certain timeframe, certain agreements and vote on whether to seek readoption of such agreement; providing retroactive applicability; providing for future expiration; amending s. 189.08, F.S.; conforming a cross-reference; providing effective dates.

By the Appropriations Committee on Criminal and Civil Justice; the Committee on Banking and Insurance; and Senator Brodeur—

CS for CS for SB 1624—A bill to be entitled An act relating to commercial financing transaction brokers and providers; creating part XIII of ch. 559, F.S., entitled “Florida Commercial Financing Disclosure Law”; creating s. 559.961, F.S.; providing a short title; creating s. 559.9611, F.S.; defining terms; creating s. 559.9612, F.S.; providing applicability; creating s. 559.9613, F.S.; requiring providers that consummate commercial financing transactions to provide specified written disclosures; authorizing providers to provide specified required disclosures when consummating a commercial financing facility based on an example of a transaction; specifying that disclosures are not required under certain circumstances; creating s. 559.9614, F.S.; prohibiting brokers from taking specified actions; creating s. 559.9615, F.S.; providing exclusive authority of the Attorney General to enforce specified provisions; providing civil penalties; providing construction; providing an effective date.

By the Committees on Fiscal Policy; and Transportation; and Senators DiCeglie and Perry—

CS for CS for SB 1672—A bill to be entitled An act relating to temporary airports; amending s. 330.27, F.S.; revising the definition of the term “temporary airport”; amending s. 330.30, F.S.; requiring that certain documentation be submitted to the Department of Transportation for a public temporary airport or private temporary airport site approval order; requiring a public temporary airport to obtain a license and a private temporary airport to obtain registration before operation of aircraft to or from the airport; requiring the department to publish certain notice of intent to approve or deny an application for a public temporary airport or private temporary airport site approval order; specifying the period during which such application may be approved or denied; deeming public temporary airport licensure or private temporary airport registration complete if the department grants site approval; requiring the department to issue a public temporary airport license or private temporary airport registration concurrent with airport site approval; removing a condition for licensure or registration as a temporary airport; prohibiting the department from approving subsequent applications for a public temporary airport or private temporary airport site

approval order under certain circumstances; revising an exemption from certain provisions for an airport used for aerial application or spraying of crops; providing an effective date.

By the Committees on Fiscal Policy; and Agriculture; and Senators Burton and Rodriguez—

CS for CS for SB 1676—A bill to be entitled An act relating to hemp; amending s. 500.03, F.S.; revising the definition of the term “food”; providing that hemp extract is considered a food subject to certain requirements; amending s. 581.217, F.S.; revising legislative findings regarding the state hemp program; defining the term “attractive to children”; revising definitions; revising the requirements that hemp extract must meet before being distributed and sold in this state; providing that hemp extract may only be sold to businesses in this state which meet certain permitting requirements; providing that hemp extract distributed or sold in this state must meet certain requirements; prohibiting products intended for human ingestion which contain hemp extract from being sold to persons under a specified age; providing civil and criminal penalties; providing enhanced criminal penalties for second or subsequent violations within a specified timeframe; providing that certain products are subject to an immediate stop-sale order; requiring the Department of Agriculture and Consumer Services to adopt specified rules; removing obsolete provisions; reenacting s. 893.02(3), F.S., relating to the definition of the term “cannabis,” to incorporate the amendments made to s. 581.217, F.S., in a reference thereto; providing an effective date.

By the Committees on Rules; and Environment and Natural Resources; and Senator Wright—

CS for CS for SB 1686—A bill to be entitled An act relating to the designation of Brevard Barrier Island Area as an area of critical state concern; creating s. 380.0553, F.S.; providing a short title; providing legislative findings and intent; designating the Brevard Barrier Island Area as an area of critical state concern; providing guiding principles for development within the area; providing for removal of the designation upon the recommendation of the state land planning agency; requiring the Administration Commission to initiate rulemaking within a specified timeframe under certain circumstances; requiring the state land planning agency to submit an annual report to the commission; providing requirements for the report; providing an effective date.

By the Committee on Fiscal Policy; the Appropriations Committee on Health and Human Services; the Committee on Children, Families, and Elder Affairs; and Senator Ingolia—

CS for CS for CS for SB 1690—A bill to be entitled An act relating to sexual exploitation and human trafficking; amending s. 394.875, F.S.; requiring residential treatment centers for children and adolescents to place specified signage; requiring the Department of Children and Families, in consultation with the Agency for Health Care Administration, to adopt rules; creating s. 402.88, F.S.; defining terms; requiring the department to develop a process to certify adult safe houses that provide housing and care to adult survivors of human trafficking; providing certification requirements; authorizing rulemaking; requiring the department to inspect adult safe houses before certification and annually thereafter; requiring the department to ensure the staff of each adult safe house completes specified intensive training; providing for department actions for noncompliance; amending s. 409.1678, F.S.; providing requirements for safe houses and safe foster homes; requiring the department to develop or approve educational programming on commercial sexual exploitation; amending s. 409.175, F.S.; requiring specified signage to be placed on the premises of facilities maintained by licensed child-caring agencies; requiring the department to adopt rules; amending s. 509.096, F.S.; reducing the correction period for a public lodging establishment to respond to a violation committed on or after a specified date; prohibiting the Division of Hotels and Restaurants of the Department of Business and Professional Regulation from providing a correction period to a public lodging establishment for a second or subsequent violation committed on or after a specified date; requiring the division to impose the applicable administrative fines for such violations; amending s. 943.0583, F.S.; prohibiting victims of human trafficking from petitioning the court for the expunction of a criminal history record that resulted from a conviction of specified offenses; defining

the term “conviction”; amending s. 787.29, F.S.; making technical changes; providing an effective date.

By the Committees on Rules; and Banking and Insurance—

CS for SB 7040—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 an exemption from public records requirements for certain security or firesafety system plans; revising legislative intent; removing the scheduled repeal of the exemption; repealing s. 281.301, F.S., relating to security and firesafety systems; amending s. 286.0113, F.S., which provides an exemption from public meeting requirements for the portion of a meeting that would reveal a security or firesafety system plan or portion thereof; removing the scheduled repeal of the exemption; amending s. 1006.1493, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committees on Rules; and Banking and Insurance—

CS for SB 7042—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 627.352, F.S., which provides an exemption from public record and public meeting requirements for certain data and information relating to cybersecurity; repealing exemptions relating to data and information from technology systems; making technical changes; revising specified information that is required to be made available to certain entities; removing the scheduled repeal of the exemption; providing an effective date.

By the Committees on Rules; and Military and Veterans Affairs, Space, and Domestic Security—

CS for SB 7048—A bill to be entitled An act relating to Space Florida; amending s. 20.60, F.S.; requiring the Secretary of Economic Opportunity to serve as the manager for the state with respect to contracts with Space Florida; requiring that an annual report submitted by the Department of Economic Opportunity include specified information provided by Space Florida and a certain analysis; amending s. 288.0001, F.S.; requiring the Office of Economic and Demographic Research and the Office of Program Policy Analysis and Government Accountability to provide to the Governor and the Legislature an analysis of Space Florida; amending s. 331.303, F.S.; revising the definitions of the terms “aerospace” and “landing area”; amending s. 331.305, F.S.; making a technical change; amending s. 331.3051, F.S.; revising the duties of Space Florida; requiring the Department of Economic Opportunity to annually submit a proposed operating budget by a specified date; requiring Space Florida to annually report on its performance by a specified date; specifying information that the report must include; requiring Space Florida to provide a copy of a certain facilities report to specified recipients; amending s. 331.3081, F.S.; revising membership of the board of directors of Space Florida; providing for certain Senate confirmation; specifying requirements for the appointing official, staggered terms, reappointments, filling of vacancies, and removal of members; providing that appointed members serve without compensation but may receive reimbursement for per diem and travel expenses; specifying requirements regarding meetings of the board of directors; specifying what constitutes a quorum and when the board of directors may take official action; authorizing meetings through teleconference; providing that open meeting and public records laws apply to Space Florida and its board of directors; requiring the board to conduct certain education programs for new board members; prohibiting Space Florida from endorsing a candidate for elected public office or contributing moneys to such candidate’s campaign; specifying that members of the existing board may serve until a specified date; requiring that the appointments of certain board members take effect on a specified date; amending s. 331.310, F.S.; conforming a cross-reference; revising the powers and duties of the board of directors of Space Florida; amending s. 331.3101, F.S.; revising the scheduled expiration of provisions requiring certain information in an annual report; deleting the scheduled expiration of provisions relating to the expenditure of certain funds; amending s. 331.312, F.S.; expanding the authority that Space Florida may exercise within certain geographical limits; amending s. 331.313, F.S.; requiring Space Florida to consult with certain agencies and jurisdictions regarding certain roads; requiring Space Florida to advise the Department of Transportation of certain determinations and take cer-

tain actions relating to certain construction projects; requiring Space Florida to transfer certain funds to the Department of Transportation; authorizing the Department of Transportation to proceed with certain construction or maintenance in a certain manner; amending s. 331.324, F.S.; requiring that certain contracts include provisions requiring an auditor report to provide certain periodic assessments; requiring Space Florida to submit the auditor’s final assessment report to specified entities; requiring the board of directors to submit a certain statement to the Department of Economic Opportunity within a specified timeframe; providing construction; providing an effective date

By the Committees on Fiscal Policy; and Ethics and Elections—

CS for SB 7050—A bill to be entitled An act relating to elections; amending s. 97.012, F.S.; requiring the Secretary of State to provide mandatory formal signature matching training to specified persons; requiring the Department of State to adopt specified rules; amending s. 97.052, F.S.; conforming a provision to changes made by the act; amending s. 97.057, F.S.; conforming a cross-reference; amending s. 97.0575, F.S.; requiring that third-party voter registration organizations provide to the Division of Elections the general election cycle for which they are registering persons to vote, beginning on a certain date; requiring that third-party voter registration organizations provide to the division certain affirmations; providing that a third-party voter registration organization is liable for certain fines in certain circumstances; providing that the registration of such organizations expires at the conclusion of the organizations’ lawful responsibilities following such election cycle, beginning on a certain date; requiring such organizations to provide applicants with a specified receipt; requiring the division to adopt by rule a uniform format for such receipt by a specified date; revising the timeframe within which such organizations must deliver applications to the division or a supervisor of elections; revising the fines for failure to submit applications to the division or the supervisor within the specified timeframe; prohibiting a person collecting applications on behalf of a third-party voter registration organization from copying specified information from the application for reasons other than complying with specified requirements; providing criminal penalties; prohibiting organizations from providing prefilled voter registration applications to applicants; providing civil penalties; providing for retroactive application; amending s. 97.071, F.S.; revising the contents of voter information cards; providing construction; providing applicability; amending s. 98.065, F.S.; deleting a provision relating to the address to which certain voter registration mail must be addressed; revising requirements applicable to registration list maintenance programs; requiring a supervisor to conduct a certain review of voter registration records at least annually and take certain actions; requiring the department to coordinate with a supervisor of elections for a specified purpose; amending s. 98.0655, F.S.; deleting a provision that requires an address confirmation request to include a certain statement; amending s. 98.075, F.S.; deleting the scheduled repeal of a public records exemption for certain voter registration information from another state or the District of Columbia; requiring the supervisor to remove the name of a registered voter from the statewide voter registration system within a specified timeframe if certain conditions exist; requiring the supervisor to coordinate with his or her respective clerk of the court to obtain information of those registered voters convicted of a felony who have not had their voting rights restored; requiring a supervisor to adhere to specified procedures before the removal of a registered voter from the statewide voter registration system; providing construction; requiring the notice that the supervisor must provide to a potentially ineligible voter to include a specified statement; authorizing a supervisor to post a specified notice on the county’s website or the supervisor’s website; requiring the notice to contain specified statements; requiring the supervisor to make a final determination of the voter’s eligibility within a specified timeframe and remove the name of a registered voter within a specified timeframe if the registered voter fails to respond or responds in a certain manner to certain notices; requiring the supervisor to review evidence and make a determination of eligibility within a specified timeframe in certain circumstances; requiring the supervisor to remove an ineligible voter within a specified timeframe and notify the voter that he or she has the right to appeal the determination of ineligibility; requiring the supervisor to schedule and issue notice of a hearing within a specified timeframe after receiving the voter’s hearing request; requiring that the hearing be held within a specified timeframe; authorizing the voter to request an extension; requiring the department to coordinate with the supervisor to ensure that such ac-

tions and activities are conducted; conforming provisions to changes made by the act; amending s. 98.077, F.S.; deleting a reference to the department from a provision requiring correspondence to include certain information; requiring a supervisor to publish a specified notice in a newspaper, on the county's website, or on the supervisor's website; requiring that signature updates used to verify signatures on ballot certificates or petitions be received by the supervisor before the voter's ballot is received, his or her provisional ballot is cast, or the petition is submitted for signature verification; requiring the supervisor to use the signature on file at the time the vote-by-mail ballot is received, the provisional ballot is cast, or the petition is reviewed; providing an exception; amending s. 98.093, F.S.; requiring the Department of Health to weekly furnish a specified list to the Department of State; requiring clerks of the circuit court to weekly furnish specified information to the supervisors; requiring the clerks to provide certain information to the department; requiring the Department of Law Enforcement to identify and report specified persons to the Department of State at least weekly; requiring the Florida Commission on Offender Review to furnish data on clemency to the Department of State at least weekly; requiring the Department of Corrections to identify persons convicted of a felony and committed to its custody, and to provide such information to the Department of State, at least weekly; requiring the Department of Highway Safety and Motor Vehicles to weekly furnish specified information to the Department of State; revising construction; making technical changes; amending s. 98.0981, F.S.; requiring supervisors to submit specified reports to the department within a specified timeframe; requiring supervisors to prepare a reconciliation report and submit such report to the department; providing requirements for, and the required format of, the report; revising the requirement that supervisors transmit to the department, in a specified format, the completely updated voting history information for each qualified voter who voted; defining the term "unique precinct identifier"; requiring supervisors to submit a specified geographical information system map to the department; requiring the department to submit an election summary report containing certain information to the Legislature following the certification by the Elections Canvassing Commission of specified elections; deleting certain file specifications; revising the timeframe for a supervisor to collect and submit to the department precinct-level election results after certification by the commission of specified elections; revising the procedures to compile such results; requiring the supervisor to research and address questions or issues identified by the department in such results; requiring the supervisor to provide amended precinct-level election results to the department within a specified timeframe, if certain conditions exist; requiring the department to publish such results online within a specified timeframe; specifying requirements for the website; requiring certain files to be created in accordance with, and providing requirements for, a certain rule; providing a definition; providing the timeframe within which the department must compile and make available certain precinct-level statistical data; requiring the department to adopt specified rules; amending s. 99.021, F.S.; revising the form of the candidate oath to require that candidates acknowledge certain outstanding fines, fees, or penalties relating to ethics or campaign finance violations; creating s. 99.0215, F.S.; requiring a candidate to designate in the candidate's oath the name he or she wishes to have printed on the ballot, subject to specified conditions; requiring a candidate to file a specified affidavit simultaneously with the oath if the candidate wishes to use a nickname, which is subject to certain conditions; defining the term "political slogan"; prohibiting the use of a professional title or degree except in specified circumstances; amending s. 99.097, F.S.; requiring the person or organization that submits signatures for a local or statewide issue to pay the supervisor in advance for checking the signatures; making technical changes; amending s. 100.021, F.S.; providing alternative methods for providing notice of a general election; amending s. 100.141, F.S.; revising the methods by which a supervisor may publish notice of a special election; amending s. 100.342, F.S.; specifying that the notice for a special election or referendum may be published on the county's website, the municipality's website, or the supervisor's website, as applicable; amending s. 101.001, F.S.; revising requirements for specified maps maintained by supervisors of elections; authorizing supervisors of elections to coordinate with other governmental entities for a certain purpose; deleting a provision requiring supervisors to provide the department certain data on precincts in the county; deleting a provision requiring the department to maintain a certain database; requiring supervisors of elections to include changes in the name of a precinct in a certain document; amending s. 101.048, F.S.; providing that specified persons are entitled to vote a provisional ballot; amending s. 101.151, F.S.; requiring the

word "incumbent" to appear next to a candidate's name on an election ballot under specified conditions; amending s. 101.5612, F.S.; revising the methods by which certain notice may be provided; amending s. 101.6103, F.S.; conforming a cross-reference; making technical changes; amending s. 101.62, F.S.; specifying that a supervisor must accept requests for vote-by-mail ballots only from specified persons; providing that a request may be made through a supervisor's website; requiring the department to adopt by rule a uniform statewide application for a written request for a vote-by-mail ballot by a specified date; requiring a supervisor to cancel a request for a vote-by-mail ballot if certain mail sent by the supervisor to the voter is returned to the supervisor as undeliverable; requiring a voter who subsequently requests a vote-by-mail ballot to provide or confirm his or her current residential address; requiring the supervisor to add certain information to the voter's registration record if such information is provided in the vote-by-mail request; revising the definition of the term "immediate family"; deleting a provision requiring vote-by-mail ballot requests to be received by a specified time before the supervisor mails a vote-by-mail ballot; revising the day after which a supervisor may not mail a vote-by-mail ballot; providing the deadline for submitting a vote-by-mail ballot request; revising the means by which and the period during which a supervisor shall provide a vote-by-mail ballot to a voter; prohibiting a supervisor from personally delivering a vote-by-mail ballot to certain voters or delivering a vote-by-mail ballot to certain voters' designees during a certain period unless certain conditions exist; making technical changes; amending s. 101.67, F.S.; requiring the supervisor to segregate and treat certain ballots as provisional; amending s. 101.68, F.S.; prohibiting vote-by-mail ballots from being counted if two or more ballots arrive in one mailing envelope; making technical changes; amending s. 101.6923, F.S.; requiring that a specified statement be included in a vote-by-mail ballot provided to certain voters; making technical changes; amending s. 101.6925, F.S.; revising the deadline for a voter to make specified information available to the supervisor before a vote-by-mail ballot may be canvassed; amending s. 101.694, F.S.; conforming a cross-reference; amending ss. 101.71 and 101.733, F.S.; revising the methods by which certain notice may be provided; amending s. 102.111, F.S.; revising the time at which the Elections Canvassing Commission shall meet to certify returns; amending s. 102.112, F.S.; revising the timeframe in which county returns must be filed with the department; amending s. 102.141, F.S.; requiring a certain number of alternate canvassing board members; revising the methods by which certain notice may be provided; requiring the supervisor to file a report with the Division of Elections within a specified timeframe; revising the requirements for the report; requiring the division to review the report and offer specified training to supervisors based on the report; requiring the department to submit an analysis of specified reports to the Governor and the Legislature by a specified date; amending s. 103.021, F.S.; revising the timeframe within which a political party executive committee must submit its presidential electors to the Governor for nomination; requiring the state executive committee of each party to submit specified information; requiring that electors be qualified registered voters and members of the political party for which they are named as electors; specifying that a required oath be made in writing; revising the timeframe within which the Governor must certify the electors to the department; revising the timeframe within which a minor political party must submit its list of presidential electors to the department; requiring presidential electors to file with the Governor a certain written oath; providing that certain acts constitute a resignation of the position of presidential elector; amending s. 103.022, F.S.; requiring certain write-in candidates to submit specified information; amending s. 103.091, F.S.; authorizing a qualifying office to accept and hold qualifying papers for candidates for political party offices within a specified timeframe before the qualifying period; amending s. 104.16, F.S.; providing applicability; amending s. 104.18, F.S.; providing that a prosecution for voting more than one ballot may proceed in any jurisdiction in which a ballot was willfully cast; providing that it is not necessary to prove which ballot was cast first; defining the term "votes more than one ballot at any election"; amending s. 104.42, F.S.; authorizing a supervisor to report certain findings to the Office of Election Crimes and Security rather than the Florida Elections Commission; amending s. 105.031, F.S.; revising the form of the candidate's oath to require that candidates for judicial office acknowledge certain outstanding fines, fees, or penalties relating to ethics or campaign finance violations; amending s. 106.07, F.S.; revising reporting intervals for candidates and political committees from monthly to quarterly; preempting local governments from establishing reporting schedules that differ from certain requirements; conforming a cross-reference; amending s.

106.0702, F.S.; conforming a cross-reference; amending s. 106.0703, F.S.; revising reporting intervals for electioneering communications organizations from monthly to quarterly; conforming a cross-reference; amending s. 106.08, F.S.; adding text messages to the items that do not constitute contributions to be counted toward certain contribution limits; creating s. 106.1436, F.S.; defining the term “voter guide”; prohibiting a person from representing that a voter guide is an official publication of a political party; providing an exception; providing disclosure requirements for such voter guides; providing criminal penalties and fines; amending s. 106.265, F.S.; increasing the maximum civil fines that may be imposed for specified violations; providing that fines assessed against a political committee also attach jointly and severally to persons with control over the political committee; providing construction; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to provide certain reproductions to a supervisor of elections; providing an effective date.

By the Committees on Fiscal Policy; and Banking and Insurance—

CS for SB 7052—A bill to be entitled An act relating to insurer accountability; amending s. 624.307, F.S.; authorizing electronic responses to certain requests from the Division of Consumer Services of the Department of Financial Services concerning consumer complaints; revising the timeframe in which responses must be made; revising administrative penalties; amending s. 624.315, F.S.; requiring the Office of Insurance Regulation to annually and quarterly create and publish specified reports relating to the enforcement of insurer compliance; requiring the office to submit such reports to the Financial Services Commission and the Legislature by specified dates; amending s. 624.316, F.S.; requiring the office to create a specified methodology for scheduling examinations of insurers; specifying requirements for such methodology; providing construction; authorizing the commission to adopt rules; amending s. 624.3161, F.S.; revising requirements and conditions for certain insurer market conduct examinations after a hurricane; providing construction; requiring the office to create, and the commission to adopt by rule, a specified selection methodology for examinations; specifying requirements for such methodology; specifying rulemaking requirements; amending s. 624.4211, F.S.; revising administrative fines the office may impose in lieu of revocation or suspension; creating s. 624.4301, F.S.; specifying requirements for residential property insurers temporarily suspending writing new policies in notifying the office; authorizing the commission to adopt rules; creating s. 624.805, F.S.; specifying factors the office may consider in determining whether the continued operation of an insurer may be deemed to be hazardous to its policyholders or creditors or to the general public; specifying actions the office may take in determining an insurer’s financial condition; authorizing the office to issue an order requiring a hazardous insurer to take specified actions; providing construction; authorizing the office to issue immediate final orders; amending s. 624.81, F.S.; deleting certain rulemaking authority of the commission; creating s. 624.865, F.S.; authorizing the commission to adopt certain rules; amending s. 628.8015, F.S.; conforming provisions to changes made by the act; amending s. 626.207, F.S.; revising a condition for disqualification of an insurance representative applicant or licensee; amending s. 626.9521, F.S.; revising and specifying applicable fines for unfair methods of competition and unfair or deceptive acts or practices; amending s. 626.9541, F.S.; adding an unfair claim settlement practice by an insurer; prohibiting an officer or a director of an impaired insurer from receiving a bonus from such insurer or from certain holding companies or affiliates; defining the term “bonus”; providing a criminal penalty; amending s. 626.989, F.S.; revising a reporting requirement for the department’s Division of Investigative and Forensic Services; requiring the division to submit an annual performance report to the Legislature; specifying requirements for the report; amending s. 627.0629, F.S.; specifying requirements for residential property insurers in providing certain hurricane mitigation discount information to policyholders in a specified manner; specifying requirements for the office in reevaluating and updating certain fixtures and construction techniques; deleting obsolete dates; amending s. 627.351, F.S.; prohibiting Citizens Property Insurance Corporation from determining that a risk is ineligible for coverage solely on a specified basis; providing applicability; amending s. 627.410, F.S.; prohibiting the office from exempting specified insurers from form filing requirements for a specified period; providing construction; creating s. 627.4108, F.S.; specifying requirements for residential property insurers in creating and using claims-handling manuals; authorizing the office to request

submission of such manuals; providing requirements for such submissions; requiring authorized insurers to annually submit a certified attestation to the office; authorizing the commission to adopt emergency rules; amending s. 627.4133, F.S.; revising prohibitions on insurers against the cancellation or nonrenewal of property insurance policies; revising applicability; providing construction; defining the term “insurer”; amending s. 627.426, F.S.; specifying duties of a liability insurer upon receiving actual notice of certain incidents or losses; defining the term “actual notice”; providing construction; specifying penalties; amending s. 627.701, F.S.; providing that if a roof deductible is applied under a personal lines residential property insurance policy, no other deductible under the policy may be applied to any other loss to the property caused by the same covered peril; amending s. 627.70132, F.S.; providing for the tolling of certain timeframes for filing notices of property insurance claims for servicemembers under specified circumstances; providing construction relating to chapter 2022-271, Laws of Florida; requiring residential property insurers and motor vehicle insurer rate filings to reflect certain projected savings and reductions in expenses; specifying requirements for the office in reviewing rate filings; authorizing the office to develop certain methodology and data and contract with a vendor for a certain purpose; providing applicability; providing appropriations; 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 CS for SB 450** which he approved on April 20, 2023.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

By Regulatory Reform & Economic Development Subcommittee and Representative(s) Benjamin, Woodson—

CS for HB 27—A bill to be entitled An act relating to judgment liens; providing a short title; amending s. 55.202, F.S.; specifying that payment intangibles, accounts, and the proceeds thereof are subject to judgment liens; providing construction; amending s. 55.205, F.S.; deleting a provision specifying the priority of certain judgment creditor liens; specifying the validity and enforceability of judgment liens against motor vehicles and vessels; providing a procedure for noting the lien on the certificate of title; specifying restrictions on the enforcement of judgment liens; specifying an account debtor’s authority to discharge the account debtor’s obligation to pay payment intangibles, accounts, or the proceeds thereof; amending s. 55.208, F.S.; providing construction relating to the effect of liens existing before a specified date on payment intangibles and accounts and the proceeds thereof; deleting an obsolete provision relating to judgment liens on writs of execution previously delivered to a sheriff; amending s. 55.209, F.S.; conforming a cross-reference; amending s. 56.29, F.S.; requiring a court, under certain circumstances, to order the Department of Highway Safety and Motor Vehicles to note certain liens on the certificate of title of certain motor vehicles or vessels and in the department’s records; amending s. 319.24, F.S.; prohibiting the department from issuing a motor vehicle certificate of title under certain circumstances; specifying procedures for a judgment lienholder to place a lien on motor vehicles or vessels; revising requirements for the department if a certificate of title is not forwarded or returned to the department under certain circumstances; revising the authority of certain persons to demand and receive a lien satisfaction; requiring a lienholder to enter a satisfaction in a certificate of title upon satisfaction or lapse of a judgment lien; amending s. 319.241, F.S.; revising circumstances under which the department may not remove a lien from the department’s records or a certificate of title and specifying a requirement for the department; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 33 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Hunschofsky, Koster—

CS for HB 33—A bill to be entitled An act relating to the Psychology Interjurisdictional Compact; creating s. 490.0075, F.S.; creating the Psychology Interjurisdictional Compact; providing purposes and objectives; defining terms; providing for recognition of psychologist licenses in compact states; authorizing a compact state to require licensure under certain circumstances; requiring compact states to meet certain criteria to participate in the compact; providing criteria that a psychologist must satisfy to practice under the compact; maintaining that authority over a psychologist's license remains with the home state but authorizing receiving states to define the scope of and act on a psychologist's authority to practice in the compact state under the compact; prohibiting a psychologist from practicing under the compact if his or her authority to do so has been acted on by any compact state; requiring compact states to report adverse actions they take against psychologists to the Psychology Interjurisdictional Compact Commission; requiring compact states to participate in a coordinated licensure information system; providing for the development of the system, reporting procedures, and the exchange of certain information between compact states; establishing the Psychology Interjurisdictional Compact Commission; providing for the jurisdiction and venue for court proceedings; providing membership, duties, and powers; authorizing the commission to adopt rules; providing rulemaking procedures; providing for state enforcement of the compact; providing for the termination of compact membership; providing procedures for the resolution of certain disputes; providing compact amendment procedures; authorizing nonparty states to participate in commission activities before adoption of the compact; providing construction and severability; amending s. 456.073, F.S.; requiring the Department of Health to report certain investigative information to the coordinated licensure information system; amending s. 456.076, F.S.; requiring monitoring contracts for impaired practitioners participating in treatment programs to contain certain terms; amending s. 490.004, F.S.; requiring the Board of Psychology to appoint an individual to serve as the state's commissioner on the Psychology Interjurisdictional Compact Commission; amending s. 490.005, F.S.; exempting certain persons from licensure requirements; amending s. 490.006, F.S.; exempting certain persons from requirements for licensure by endorsement; amending s. 490.009, F.S.; authorizing certain disciplinary action under the compact for certain prohibited acts; amending s. 768.28, F.S.; designating the state commissioner and other members or employees of the commission as state agents for the purpose of applying sovereign immunity and waivers of sovereign immunity; requiring the commission to pay certain judgments or claims; authorizing the commission to maintain insurance coverage to pay such judgments or claims; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 35 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Hunschofsky, Koster—

HB 35—A bill to be entitled An act relating to public records and meetings; creating s. 490.0076, F.S.; providing an exemption from public records requirements for certain information held by the Department of Health or the Board of Psychology pursuant to the Psychology Interjurisdictional Compact; authorizing disclosure of the information under certain circumstances; providing an exemption from public meeting requirements for certain meetings of the Psychology Interjurisdictional Compact Commission; providing an exemption from

public records requirements for recordings, minutes, and records generated during the closed portion of such meetings; 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 Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 133, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Mooney, Lopez, V.—

CS for HB 133—A bill to be entitled An act relating to fees in lieu of security deposits; creating s. 83.491, F.S.; authorizing a landlord to offer a tenant the option to pay a fee in lieu of a security deposit; authorizing a landlord to offer a tenant the option to pay the security deposit in a specified manner; requiring the landlord to notify the tenant of certain unpaid fees and costs within a specified time after the conclusion of the tenancy; prohibiting the landlord from filing an insurance claim within a specified period of time; providing requirements for the landlord and insurer if an insurance claim to recover certain losses is filed; prohibiting the landlord from accepting certain payments; requiring the landlord to provide certain written notice to the tenant; requiring a written agreement signed by the landlord, or the landlord's agent, and the tenant if the tenant decides to pay a fee in lieu of the security deposit; prohibiting the written agreement from contradicting specified laws; requiring that the written agreement contain certain information; requiring a specified disclosure in the written agreement; providing options for paying the fee; specifying that certain fees, insurance products, and surety bonds are not security deposits; specifying that landlords have exclusive discretion as to whether to offer tenants the option to pay a fee in lieu of a security deposit; prohibiting a landlord from approving or denying an application for occupancy based on a prospective tenant's choice to pay a fee in lieu of a security deposit; requiring that landlords who offer a tenant the fee option offer such option to all new tenants renting a dwelling unit on the same premises; providing an exception; providing construction; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

By Appropriations Committee, Healthcare Regulation Subcommittee and Representative(s) Woodson, Bartleman, Benjamin, Chaney, Daniels, Harris, Hart, Hunschofsky, Killebrew, López, J., Nixon, Salzman, Snyder, Valdés, Williams—

CS for CS for HB 139—A bill to be entitled An act relating to benefits, training, and employment for veterans and their spouses; amending s. 288.0001, F.S.; requiring the Economic Development Programs Evaluation to include a periodic analysis of the Veterans Employment and Training Services Program; amending ss. 292.05 and 295.21, F.S.; revising the duties of the Department of Veterans' Affairs and Florida Is For Veterans, Inc., respectively, to include provision of certain assistance to veterans' spouses; amending s. 295.22, F.S.; revising legislative findings and intent; revising the purpose and duties of the Veterans Employment and Training Services Program to include provision of certain assistance to veterans' spouses; requiring priority for the award of certain grants to be given to businesses in the health care industry; removing provisions authorizing grant administration by CareerSource Florida, Inc.; requiring Florida Is For Veterans, Inc., to assist veterans or their spouses in accessing employment and licensure in health care professions; amending s. 456.013, F.S.; removing provisions relating to the waiver of certain fees for veterans or their spouses;

amending s. 456.024, F.S.; requiring the Department of Health to waive certain fees for veterans and their spouses under certain circumstances; providing requirements for application for such waiver; removing a limitation on the period in which a member of the United States Armed Forces must receive an honorable discharge from service in order to be issued a license to practice a health care profession in this state; requiring the appropriate board or the department to expedite health care licensure applications submitted by veterans and to issue a license within a specified period; amending s. 456.0241, F.S.; removing provisions relating to application and renewal fees for temporary certification of an active duty military health care practitioner to practice in a regulated profession in this state; requiring the department to waive the temporary licensing fee; creating s. 456.0242, F.S.; establishing the Office of Veteran Licensure Services within the Division of Medical Quality Assurance; requiring the office to designate a veteran as executive director of the office; providing duties of the office; requiring an annual report to the Governor and Legislature; providing report requirements; authorizing the department to adopt rules; providing appropriations and authorizing positions; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 269 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Caruso, Fine, Abbott, Altman, Alvarez, Amesty, Anderson, Andrade, Antone, Arrington, Baker, Bankson, Barnaby, Bartleman, Basabe, Bell, Benjamin, Berfield, Black, Borrero, Botana, Brackett, Brannan, Campbell, Casello, Cassel, Chambliss, Chaney, Cross, Daley, Daniels, Duggan, Edmonds, Eskamani, Fabricio, Fernandez-Barquin, Franklin, Garcia, Garrison, Giallombardo, Gonzalez Pittman, Gossett-Seidman, Gottlieb, Griffiths, Harris, Hawkins, Hinson, Holcomb, Killebrew, Koster, LaMarca, Lopez, V., Maney, Massullo, McClain, Michael, Overdorf, Payne, Perez, Persons-Mulicka, Plakon, Plasencia, Porras, Rizo, Roach, Robinson, W., Roth, Rudman, Salzman, Silvers, Sirois, Smith, Snyder, Stark, Steele, Stevenson, Tant, Temple, Tramont, Valdés, Waldron, Yarkosky, Tomkow, McClure, Clemons, Rommel, Gregory, Renner, Melo, Truenow, Buchanan, Grant, Beltran, Mooney, Tuck, Trabulsy, Maggard, Jacques, Yeager, Esposito, Canady, Bracy Davis, Rayner-Goolsby, Williams, Skidmore, Hunschofsky, Nixon, Robinson, F., Hart, Dunkley, Driskell, Joseph, Gantt, Woodson—

CS for CS for HB 269—A bill to be entitled An act relating to public nuisances; amending s. 403.413, F.S.; prohibiting a person from distributing onto private property any material for the purpose of intimidating or threatening the owner, resident, or invitee of such property; providing criminal penalties; prohibiting a person from distributing onto private property any material which contains a credible threat to the owner, resident, or invitee of such property; providing criminal penalties; providing a definition; creating s. 784.0493, F.S.; providing definitions; prohibiting a person from willfully and maliciously harassing, threatening, or intimidating another person based on the person's wearing or displaying of any indicia relating to any religious or ethnic heritage; providing criminal penalties; requiring that violations be reported as hate crimes; amending s. 806.13, F.S.; prohibiting the display or projection of images onto a building, structure, or property without permission; providing a definition; providing criminal penalties; providing construction; creating s. 810.098, F.S.; prohibiting a person who willfully enters the campus of a state university or Florida College System institution for the purpose of threatening or intimidating another person from remaining on such campus after being warned to depart; providing criminal penalties; providing construction; providing definitions; amending s. 871.01, F.S.; prohibiting interference with certain assemblies; providing a criminal penalty; providing construction; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 299 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Healthcare Regulation Subcommittee and Representative(s) Black, Salzman, Barnaby, Bartleman, Bell, Brannan, Casello, Cassel, Chaney, Cross, Eskamani, Harris, Joseph, LaMarca, López, J., Maggard, Mooney, Plakon, Plasencia, Rizo, Robinson, F., Valdés, Waldron—

CS for CS for HB 299—A bill to be entitled An act relating to education and training for Alzheimer's disease and related forms of dementia; creating s. 430.5025, F.S.; providing a short title and definitions; requiring the Department of Elderly Affairs to offer education about Alzheimer's disease and related forms of dementia to the general public; requiring certain employees of covered providers to complete specified training; authorizing the department to adopt training curricula guidelines; providing requirements for training providers; providing rulemaking authority to the department; authorizing specified completed training hours to count toward other required training or continuing education hours; providing construction; amending ss. 400.0239, 400.1755, and 400.4785, F.S.; conforming provisions to changes made by the act; creating s. 400.51, F.S.; requiring a person employed, contracted, or referred by a nurse registry or a person registered with the agency to provide companion or homemaker services to complete specified training; repealing s. 400.53, F.S., relating to Nurse Registry Excellence Program; amending s. 400.980, F.S.; requiring a health care services pool to verify and maintain documentation that certain employees or independent contractors have met certain licensing, certification, training, and continuing education requirements; prohibiting delegation of specified responsibilities; amending s. 429.52, F.S.; requiring assisted living facility employees to complete specified training; providing an exception; authorizing specified completed training hours to count toward the required preservice orientation hours; amending ss. 429.178, 429.83, 429.917, and 429.918, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 301 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By PreK-12 Appropriations Subcommittee, Choice & Innovation Subcommittee and Representative(s) Alvarez, Amesty, Valdés—

CS for CS for HB 301—A bill to be entitled An act relating to emergency response mapping data; amending s. 1013.13, F.S.; creating the School Mapping Data Grant Program within the Department of Education; authorizing each school district to apply for program funds to provide mapping data for public schools within the district; providing requirements for the use of such funds; providing requirements for specified entities and school mapping data; providing an appropriation; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 341 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Amesty, Bartleman, Hunschofsky, López, J.—

CS for HB 341—A bill to be entitled An act relating to 911 public safety telecommunicator certifications; amending s. 401.465, F.S.; increasing the timeframe within which an inactive 911 public safety tel-

ecommunicator certificate may be reactivated before it permanently expires; deleting a process by which a certificateholder may voluntarily place his or her certificate in inactive status; providing applicability; prohibiting the Department of Health from requiring certificateholders to pay a fee or to make an election to place their certificates in inactive status, beginning on a specified date; requiring that certain fees paid by a certificateholder before a specified date be credited toward any future renewal fees required to be paid by the certificateholder; providing for retroactive application; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 385 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Healthcare Regulation Subcommittee and Representative(s) Porras, Basabe, Chaney—

CS for HB 385—A bill to be entitled An act relating to the Professional Counselors Licensure Compact; amending s. 491.017, F.S.; authorizing member states of the Professional Counselors Licensure Compact to charge individuals a fee for the privilege to practice under the compact; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 389 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Quality Subcommittee and Representative(s) Skidmore, Arrington, Bartleman, Casello, Eskamani, Hunschofsky, Joseph, López, J., Trabulsky, Valdés, Waldron, Williams, Woodson—

CS for HB 389—A bill to be entitled An act relating to menstrual hygiene products in public schools; creating s. 1006.064, F.S.; defining the term "menstrual hygiene products"; authorizing school districts to make menstrual hygiene products available, at no charge, in schools within the district and at certain locations within such schools; requiring participating schools to notify students of the availability and locations of such products; encouraging school districts to partner with specified organizations to supply and maintain such menstrual hygiene products; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 431 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Baker, Daniels, Anderson, Bankson, Black, Garcia, Gottlieb, Jacques, Lopez, V., Plakon, Tramont—

CS for HB 431—A bill to be entitled An act relating to solicitation of minors to commit lewd or lascivious acts; creating s. 794.053, F.S.; prohibiting a person 24 years of age or older from soliciting a person 16 or 17 years of age in writing to commit a lewd or lascivious act; providing criminal penalties; amending s. 921.0022, F.S.; ranking an offense on the offense severity chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 437 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Buchanan, Black, LaMarca, Melo, Porras—

CS for CS for HB 437—A bill to be entitled An act relating to property owners' right to install, display, and store items; amending s. 718.113, F.S.; authorizing condominium unit owners to display certain flags on Patriot Day; amending s. 720.304, F.S.; authorizing homeowners to display a certain number of specified flags regardless of certain prohibitions in the governing documents of the homeowners' association; defining the term "first responder flag"; creating s. 720.3045, F.S.; prohibiting homeowners' associations from restricting parcel owners and their tenants from installing, displaying, or storing items on parcels under certain circumstances; providing exceptions; amending s. 720.3075, F.S.; prohibiting certain homeowners' association documents from precluding property owners from displaying a certain number of specified flags; requiring that such flags be displayed in a specified manner; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 485 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Care Appropriations Subcommittee and Representative(s) Salzman, Smith, Killebrew, Melo—

CS for HB 485—A bill to be entitled An act relating to veterans' services and recognition; amending s. 20.37, F.S.; creating the Division of Long-term Care within the Department of Veterans Affairs; amending s. 292.11, F.S.; revising qualifications for employment of county and city veteran service officers; creating part III of chapter 296, F.S.; creating the "Veterans' Adult Day Health Care of Florida Act"; providing purpose and definitions; providing for appointment of an operator and specifying qualifications, duties, and responsibilities; establishing a nondiscrimination policy of the program; providing for eligibility and priority of admittance; providing for participants' contribution to support; providing for audits, inspections, and operational standards of the program; creating s. 683.1475, F.S.; designating the week of November 11 of each year as "Veterans Week"; authorizing the Governor to issue an annual proclamation; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

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

Jeff Takacs, Clerk

By Education Quality Subcommittee and Representative(s) Benjamin, Fine, Alvarez, Basabe, Casello, Chambliss, Daniels, Dunkley, Eskamani, Franklin, Melo, Trabulsky, Valdés, Waldron, Williams—

CS for HB 551—A bill to be entitled An act relating to required African-American instruction; amending s. 1003.42, F.S.; requiring each school district to certify and provide certain evidence to the Department of Education regarding certain instruction; authorizing the department to seek input from and contract with certain educational organizations for specified purposes; requiring each school district to submit an implementation plan to the Commissioner of Education and post the plan on its website; providing requirements for the plan; requiring the commissioner or the department to provide certain notification; providing a timeframe within which a school district must submit revisions to its plan to the department; authorizing the State Board

of Education to take certain actions under certain circumstances; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 599 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee and Representative(s) Garcia, Benjamin—

CS for HB 599—A bill to be entitled An act relating to debt management services; amending s. 817.802, F.S.; increasing the maximum fee that may be charged for debt management services; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 607 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee and Representative(s) Steele—

CS for HB 607—A bill to be entitled An act relating to money services businesses; amending s. 560.103, F.S.; revising the definition of the term "control person" for purposes of ch. 560, F.S., relating to money services businesses; defining the terms "governing documents" and "membership interest"; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

By Ways & Means Committee and Representative(s) Tant, Benjamin, Chaney, Roth—

CS for HB 619—A bill to be entitled An act relating to the state estate tax; amending ss. 198.26 and 198.32, F.S.; providing exceptions relating to the state estate tax for certain estates; providing applicability; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 625 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Bracy Davis, Eskamani, Gantt, Harris, Joseph, López, J., Nixon—

CS for CS for HB 625—A bill to be entitled An act relating to children's initiative projects; amending s. 409.147, F.S.; revising legislative findings and intent; revising definitions; revising the objectives for specified working groups within the Florida Children's Initiatives; providing that such initiatives are administratively housed in the Department of Children and Families; exempting such initiatives from control, supervision, or direction by the department or any other state department; requiring such initiatives to be managed by not-for-profit

corporations; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 641 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) LaMarca—

HB 641—A bill to be entitled An act relating to the restoration of Osborne Reef; providing legislative findings and intent; requiring the Department of Environmental Protection to submit a status report on the Osborne Reef cleanup and tire removal project to the Legislature by a specified date; requiring the department to develop a restoration plan for the reef by a specified date; providing requirements for the restoration plan; requiring the department to submit a report to the Legislature upon completion of the plan; providing requirements for the report; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 645 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Infrastructure Strategies Committee, Transportation & Modals Subcommittee and Representative(s) Brackett—

CS for CS for HB 645—A bill to be entitled An act relating to the Unmanned Aircraft Systems Act; amending s. 330.41, F.S.; revising the definition of the term "critical infrastructure facility"; deleting a provision requiring certain persons and governmental entities to apply to the Federal Aviation Administration to restrict or limit the operation of drones in close proximity to certain infrastructure or facilities; deleting a provision allowing a drone operating in transit for commercial purposes to operate over a critical infrastructure facility under certain circumstances; providing for future sunset of the definition of the term "critical infrastructure facility"; providing effective dates.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 721 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

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

CS for CS for HB 721—A bill to be entitled An act relating to paid family leave insurance; amending s. 624.406, F.S.; authorizing life insurers to transact paid family leave insurance; creating s. 624.6086, F.S.; defining terms; providing circumstances under which paid family leave insurance may be issued and purchased under group disability income policies and group insurance policies; creating s. 627.445, F.S.; defining terms; providing circumstances under which family leave insurance benefits may be provided; requiring that paid family leave insurance policies specify details and requirements relating to covered circumstances, benefit periods, waiting periods, benefit amounts, certain offsets, and payment of benefits; providing that eligibility for family leave insurance benefits may be limited, excluded, or reduced, but any such limitation, exclusion, or reduction must be specified in the policy; providing circumstances under which limitations, exclusions, and reductions are permissible; providing applicable provisions for calculating rates; providing that paid family leave insurance policy forms and riders are subject to review by the Office of Insurance Regulation; spec-

ifying the means by which a policy must offer family leave insurance benefits; authorizing the Financial Services Commission to adopt rules; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 825 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Berfield, Barnaby, Jacques, Lopez, V., Smith, Valdés, Yeager—

HB 825—A bill to be entitled An act relating to assault or battery on hospital personnel; amending s. 784.07, F.S.; defining the term "hospital personnel"; providing for the reclassification of certain offenses committed against hospital personnel while engaged in the performance of their duties; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 897 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Healthcare Regulation Subcommittee and Representative(s) Fernandez-Barquin, Borrero, Garcia, Lopez, V., Porras, Rizo—

CS for CS for HB 897—A bill to be entitled An act relating to group health plans; amending s. 624.438, F.S.; making technical changes; revising the definition of and providing requirements for bona fide groups for purposes of issuance of certificates of authority and multiple-employer welfare arrangements; amending s. 624.441, F.S.; making a technical change; amending s. 627.654, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 965 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Infrastructure Strategies Committee and Representative(s) Gottlieb, Arrington, Basabe, Benjamin, Bracy Davis, Chaney, Daley, Daniels, Edmonds, Eskamani, Garcia, Harris, Hunschofsky, Joseph, LaMarca, López, J., Lopez, V., Nixon, Skidmore, Stark, Tant, Williams, Woodson—

CS for HB 965—A bill to be entitled An act relating to driver license, identification card, and motor vehicle registration applications; amending ss. 320.02 and 322.08, F.S.; requiring that the motor vehicle registration form and registration renewal form and the driver license or identification card application form, respectively, include an option to make a voluntary contribution to Best Buddies International; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 1087 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Caruso—

HB 1087—A bill to be entitled An act relating to child support; amending s. 61.046, F.S.; revising the definition of the term "depository"; amending s. 61.13016, F.S.; authorizing deferral of support payments for an obligor's good faith job training efforts; amending s. 61.181, F.S.; requiring a depository to impose and collect a fee on certain cases; providing a minimum and maximum amount for the fee; removing language relating to the State Disbursement Unit collecting fees; specifying how such fee must be distributed; requiring certain moneys to be remitted to the Department of Children and Families at specified intervals; removing requirements for a depository to provide certain information to the Title IV-D agency; conforming provisions to changes made by the act; removing obsolete language; making technical changes; amending s. 61.30, F.S.; removing exceptions relating to incarceration when establishing or modifying a support order; amending s. 409.256, F.S.; authorizing a child's caregiver to provide an affidavit or a written declaration regarding a putative father; amending s. 409.2563, F.S.; requiring the department to file a certain payment record with the clerk of the circuit court; requiring the clerk of the circuit court to update certain information and apply credits under certain circumstances; authorizing a party to dispute the application of a credit in a subsequent proceeding; amending ss. 61.13, 61.1811, and 61.1814, F.S.; conforming cross-references; providing effective dates.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1105, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Temple, Valdés—

CS for HB 1105—A bill to be entitled An act relating to the Rapid DNA Grant Program; creating s. 943.324, F.S.; creating the Rapid DNA Grant Program within the Department of Law Enforcement for county jails or sheriffs' offices; requiring the department to annually award grant funds to county jails or sheriffs' offices; providing funding requirements; authorizing the department to establish criteria and set specific time periods for the acceptance of applications and the selection process for awarding grant funds; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1123 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Transportation & Modals Subcommittee and Representative(s) Gossett-Seidman, Casello, Caruso, Edmonds, Roth, Snyder—

CS for CS for HB 1123—A bill to be entitled An act relating to commercial service airport transparency and accountability; amending s. 332.0075, F.S.; defining the term "consent agenda"; revising information required to be posted on the website of a governing body; requiring a commercial service airport to use specified competitive solicitation processes for certain purchases of commodities or contractual services; revising the type of contract that a governing body must approve, award, or ratify as a separate line item on an agenda; requiring a governing body to provide opportunity for public comment on certain contracts; prohibiting certain contracts from being approved, awarded, or ratified as part of a consent agenda; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1133 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Healthcare Regulation Subcommittee and Representative(s) Rizo, Benjamin—

CS for HB 1133—A bill to be entitled An act relating to physician assistant licensure; amending ss. 458.347 and 459.022 F.S.; revising requirements for an applicant for licensure as a physician assistant; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1161 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Infrastructure Strategies Committee and Representative(s) Abbott—

CS for HB 1161—A bill to be entitled An act relating to venomous reptiles; amending s. 379.305, F.S.; revising the penalty for certain release or escape of nonnative venomous reptiles; providing a penalty for specified activities involving venomous reptiles without a special permit or license issued by the Fish and Wildlife Conservation Commission; amending s. 379.4015, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1203 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Regulatory Reform & Economic Development Subcommittee and Representative(s) Maggard, Casello—

CS for HB 1203—A bill to be entitled An act relating to registrations and transfers of heating, ventilation, and air-conditioning system manufacturer warranties; creating s. 559.956, F.S.; requiring a manufacturer's warranty for a heating, ventilation, and air conditioning (HVAC) system to run with the property; providing that a warrantor continues to be obligated under the terms of a manufacturer's warranty agreement regardless of the property owner and may not charge a transfer fee; providing that the transfer of a warranty does not extend the warranty; providing that a warranty is deemed registered if a contractor licensed under part I of chapter 489, F.S., meets certain requirements; requiring certain documentation; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 1207 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Shoaf—

HB 1207—A bill to be entitled An act relating to Operation New Hope; creating s. 944.7071, F.S.; authorizing the Department of Cor-

rections to contract with Operation New Hope for specified services; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1275 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Plasencia—

CS for HB 1275—A bill to be entitled An act relating to the Persons with Disabilities Registry; providing a short title; creating s. 402.88, F.S.; authorizing local law enforcement agencies to develop and maintain a database to be known as "Persons with Disabilities Registry"; providing for enrollment in and removal from the registry; specifying information the registry may include; authorizing local law enforcement agencies to provide access to the registry and relevant information from the registry to law enforcement officers under certain circumstances; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1277 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Plasencia—

CS for HB 1277—A bill to be entitled An act relating to public records; amending s. 402.88, F.S.; providing a definition for the term "persons with disabilities registry"; exempting from public records requirements all records and personal identifying information relating to the enrollment of persons in a persons with disabilities registry and to persons enrolled in a persons with disabilities registry held by a local law enforcement agency; providing for retroactive application; authorizing local law enforcement agencies to disclose confidential and exempt information to certain persons under certain circumstances; providing for the exempt status of such information held by those individuals and entities to be maintained; 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 Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1327 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Anderson—

CS for HB 1327—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; providing definitions; providing an exemption from public records requirements for investigative genetic genealogy information and materials; authorizing the disclosure of such information and materials in certain circumstances; providing retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1375 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Baker—

CS for HB 1375—A bill to be entitled An act relating to battery by strangulation; creating s. 784.031, F.S.; prohibiting battery by strangulation; providing criminal penalties; amending s. 921.0022, F.S.; ranking the offense on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 1459 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Yeager, Cross—

HB 1459—A bill to be entitled An act relating to registration fees for malt beverage brands and labels; amending s. 563.045, F.S.; providing that the annual registration fee is required only if labels or brands are sold to a distributor; specifying that no other registration fee is authorized; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1577 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Alvarez, Valdés—

CS for HB 1577—A bill to be entitled An act relating to crime victim compensation claims; amending s. 960.07, F.S.; providing for waiver of deadlines for filing victim compensation claims if the delay occurred because of a delay in the testing of or DNA profile matching from material collected as evidence related to a sexual offense; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1597 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Choice & Innovation Subcommittee and Representative(s) Gossett-Seidman, Melo, Valdés—

CS for HB 1597—A bill to be entitled An act relating to the Florida Virtual School; creating s. 1008.213, F.S.; providing for flexibility in the administration of specified assessments for Florida Virtual School full-time students of military families residing outside this state; providing that such assessments for students granted such flexibility must be administered securely by persons who meet specified criteria at a certain location; providing a process for the parents or guardians of such students to request the flexibility in assessment administration from the Florida Virtual School; providing requirements for such parents or guardians, the Florida Virtual School, and the Department of Education in such process; authorizing the Legislature to request a report from the Florida Virtual School regarding requests for flexibility in assessment administration; requiring the State Board of Education to adopt rules; amending s. 1008.22, F.S.; providing flexibility in the administration of specified assessments for certain Florida Virtual School students; defining the term "child of a military family residing outside this state

eligible for flexibility in assessment administration"; providing requirements for such flexibility in assessment administration; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 7059, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Gregory, Basabe—

HB 7059—A bill to be entitled An act relating to timeframes for bringing certain actions; amending s. 768.28, F.S.; revising the time-frame within which a claimant must present certain claims against a governmental entity in writing to certain entities; revising the time-frame within which a complaint must be filed in order to bring certain claims against a governmental entity; providing applicability; providing an effective date.

—was referred to the Committee on Fiscal Policy.

RETURNING MESSAGES — FINAL ACTION

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 162.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 190.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 218.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 574.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 600.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 770.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has adopted SM 848.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 914.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 978.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

SENATE CONFEREES APPOINTED

The President appointed the following conferees on **SB 2500, SB 2502, SB 2504, SB 2506, SB 2508, SB 2510, SB 7018, CS for SB 7024, SB 7028, SB 7032, SB 7034, SB 7036, and SB 7038** on the part of the Senate: Appropriations Conference Committee: Senator Broxson, Chair; Senators Albritton, Baxley, Book, Hutson, Mayfield, Perry, and Rouson, At Large; Appropriations Conference Committee on Agriculture, Environment, and General Government/Agriculture & Natural Resources: Senator Brodeur, Chair; Senators Albritton, Berman, Boyd, DiCeglie, Garcia, Grall, Gruters, Mayfield, Osgood, Polsky, Rodriguez, Stewart, and Trumbull; Appropriations Conference Committee on Agriculture, Environment, and General Government/State Administration & Technology: Senator Brodeur, Chair; Senators Albritton, Berman, Boyd, DiCeglie, Garcia, Grall, Gruters, Mayfield, Osgood, Polsky, Rodriguez, Stewart, and Trumbull; Appropriations Conference Committee on Criminal and Civil Justice/Justice: Senator Bradley, Chair; Senators Baxley, Burgess, Hooper, Ingoglia, Martin, Pizzo, Powell, Rouson, Torres, Wright, and Yarborough; Appropriations Conference Committee on Education/Higher Education: Senator Perry, Chair; Senators Avila, Book, Broxson, Burton, Calatayud, Collins, Davis, Harrell, Hutson, Jones, Simon, and Thompson; Appropriations Conference Committee on Education/PreK-12: Senator Perry, Chair; Senators Avila, Book, Broxson, Burton, Calatayud, Collins, Davis, Harrell, Hutson, Jones, Simon, and Thompson; Appropriations Conference Committee on Health and Human Services/Health Care: Senator Harrell, Chair; Senators Avila, Baxley, Book, Bradley, Brodeur, Burgess, Burton, Calatayud, Davis, Garcia, Gruters, Martin, Osgood, Rouson, and Simon; Appropriations Conference Committee on Transportation, Tourism, and Economic Development/Infrastructure & Tourism: Senator Hooper, Chair; Senators Collins, DiCeglie, Grall, Perry, Polsky, Powell, Stewart, Thompson, Trumbull, Wright, and Yarborough.

HOUSE CONFEREES APPOINTED

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed the following Representatives to the Conference Committee on SB 2500 to serve with Rep. Leek, Chair; Managers At-Large: Reps. Altman, Andrade, Benjamin, Botana, Brannan, Busatta Cabrera, Chambliss, Clemons, Daley, Driskell, Fine, Garrison, Gottlieb, Grant, Gregory, Hunschofsky, Massullo, McClain, McClure, Payne, Perez, F. Robinson, Rommel, Shoaf, Silvers, Skidmore, Snyder, Tomkow, Valdés, Williams, and Woodson; House Agriculture & Natural Resources/Senate Agriculture, Environment & General Government—Rep. Altman, Chair; Reps. Alvarez, Bell, Black, Botana, Cassel, Chambliss, Cross, Daley, Gossett-Seidman, Mooney, Overdorf, and Truenow; House Health Care/Senate Health & Human Services—Rep. Garrison, Chair; Reps. Abbott, Amesty, Bartleman, Berfield, Campbell, Caruso, Canady, Salzman, Tant, Trubulsky, Tramont, and Woodson; House Higher Education/Senate Education—Rep. Shoaf, Chair; Reps. Anderson, Baker, Benjamin, Eskamani, Franklin, Garcia, Griffiths, Hawkins, Maggard, Melo, Porras, and Skidmore; House Infrastructure & Tourism/Senate Transportation, Tourism & Economic Development—Rep. Andrade, Chair; Reps. Antone, Chaney, Esposito, Gantt, Harris, LaMarca, V. Lopez, Michael, Plasencia, Silvers, Sirois, and Yeager; House Justice/Senate Criminal and Civil Justice—Rep. Brannan, Chair; Reps. Beltran, Fabricio, Fernandez-Barquin, Gottlieb, Hart, Jacques, Plakon, Snyder, Stark, Smith, Valdés, and Waldron; House PreK-12/Senate Education—Rep. Tomkow, Chair; Reps. Brackett, Bracy Davis, Daniels, Garcia, Gonzalez Pittman, Hunschofsky, Maggard, Porras, Rizo, Temple, Tuck, and Williams; House State Administration & Technology/Senate Agriculture, Environment & General Government—Rep. Busatta Cabrera, Chair; Reps. Arrington, Bankson, Basabe, Edmonds, Gossett-Seidman, Holcomb, Maney, Mooney, Rayner-Goolsby, F. Robinson, Steele, and Yarkosky.

Jeff Takacs, Clerk

ENROLLING REPORTS

CS for CS for SB 450 has been enrolled, signed by the required constitutional officers, and presented to the Governor on April 20, 2023.

Tracy C. Cantella, Secretary

CO-INTRODUCERS

Senators Berman—CS for CS for SB 272, CS for SB 612; Book—CS for SB 424, SB 546; Burgess—CS for SB 612; Burton—CS for SB 612; Calatayud—CS for SB 612; Collins—CS for SB 612; DiCeglie—CS for SB 612; Garcia—CS for SB 612, CS for SB 858; Hutson—CS for SB 612, CS for SB 7050; Jones—CS for SB 612, CS for SB 858; Pizzo—SB 546, CS for SB 612, SB 734; Polsky—CS for SB 612; Powell—CS for SB 612, CS for SB 1534; Stewart—CS for SB 612, CS for SB 670, CS for SB 1458; Torres—CS for SB 612; Wright—CS for SB 612, CS for SB 1386

SENATE PAGES

April 24-28, 2023

Joseph Anzalone, Crawfordville; Victoria Backherms, West Palm Beach; Sebastian Balfour, West Palm Beach; Joshua Bouck, Tallahassee; Celia Cardona, Miami; Braylee Dempsey, Tallahassee; Olivia Diaz, Vero Beach; Stella Hamann, Miami; Liam Holley, Tallahassee; Noah Howes, Gainesville; Chase Leonard, Tallahassee; Katelin Price, Jacksonville; Curtis Starks, Tallahassee; Matias Velasco, Pembroke Pines; Dominic Vovchuk, Bonifay; Peyton Weaver, Lutz; Case Zumbrum, Naples



Journal of the Senate

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Wednesday, April 26, 2023

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CALL TO ORDER

The Senate was called to order by President Passidomo at 10:00 a.m. A quorum present—40:

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Excused: Senator Broxson periodically for the purpose of working on Appropriations beginning at 2:00 p.m.

PRAYER

The following prayer was offered by Rabbi Moshe Matz, Agudath Israel of Florida, Miami Beach:

Today is the 75th anniversary of the founding of the State of Israel. Governor DeSantis traveled to Jerusalem to reaffirm the friendship and ties between Florida and Israel. There can be no doubt that the strong bond between the United States of America and Israel has been and continues to be one of the greatest contributors to Israel's stability and success. We pray that G-d continues to protect Israel and bring everlasting peace to its borders.

In Jewish tradition, every morning as we wake up and open our eyes, the first words we utter are a prayer of thanksgiving to G-d for returning our souls back to us for a new day. In Hebrew it reads, "Modeh Ani Lefanecha Melech Chai VeKayam, shehechezarta bi nishmati bechemla, rabbah emunasecha." In English it translates to, "I am thankful before you, the Eternal King, that you have returned to me my soul with mercy. Great is my faith in you."

This proclamation of gratitude with which we begin every day is meant to infuse us with the correct outlook on life. We pray the beginning of every day to recognize the immense potential for productivity and good works that the day has to offer. We should arise from our beds with an appreciation for life itself and all of the opportunities we have been granted to accomplish great things for ourselves and, more importantly, for others. We should be reminded of the gift of our soul and the responsibility to live life with spiritual goals and sanctifying G-d's name.

There is another message in these holy words that we need to contemplate every day. The realization that life is fragile and nothing can be taken for granted. There is no guarantee that we will be here tomorrow. Every living creature that has ever inhabited this world and has perished was alive five minutes before they died. No one can know what will be five minutes from now. This somber thought should also invigorate us to live life in a way that we will have no regrets—a life that is filled with a sense of fulfillment and purpose.

There is no doubt we are living in challenging times. The level of hate, anger, disunity, and disrespect are at a level we have not seen in a very long time. We pray our leaders in all areas of public life understand the responsibility to set an example and promote an agenda that elevates the best parts of humanity; to respect and disagree respectfully with each other; and to protect the values that this amazing country was created for, the freedom to speak one's mind, practice freely one's faith, and provide equal opportunity for everyone to reach their G-d given potential.

We pray that G-d stands by our side in this important work and protects us, your families, and our beautiful state. May G-d bless and protect the United States of America.

PLEDGE

Senate Pages, Victoria Backherms of West Palm Beach; Liam Holley of Tallahassee; and Peyton Weaver 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. Jeffrey Block of Miami, sponsored by Senator Calatayud, as the doctor of the day. Dr. Block specializes in anesthesiology and pain management.

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

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

April 26, 2023

Dear President Passidomo:

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:	Blend, William	10/31/2026
	Maingot, Michelle	10/31/2025
	Platau, Steven M.	10/31/2025

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Sackreiter, Shireen S.	10/31/2026	Figueroa, Edgar Allan	05/31/2026
Sparkman, Brent D.	10/31/2026	Moody, Laura Michelle	05/31/2025
Vasallo, Caridad	10/31/2024	Scott, Winston E.	05/31/2023
Jacksonville Aviation Authority		Board of Trustees of Broward College	
Appointee: Hodges, David C., Jr.	09/30/2025	Appointees: Kushner, Cindy	05/31/2023
		Yarbrough, Alexis M.	05/31/2026
Board of Architecture and Interior Design		Board of Trustees of College of Central Florida	
Appointees: Burke, Gregory John	10/31/2026	Appointees: Branson, Russell	05/31/2023
Dennis, Holly L.	10/31/2025	Roberts, Frederick N., Jr.	05/31/2023
Jernigan, Gerald Steven	10/31/2025	Stone, Charlie	05/31/2025
Nolen, Timothy	10/31/2024	Torres, Michael A.	05/31/2025
Board of Athletic Training		Board of Trustees of Chipola College	
Appointee: Roberts, Terry Lynne	10/31/2025	Appointees: Cauley, Melissa A.	05/31/2026
Florida Board of Auctioneers		Corbin, Travis "Dell" L.	05/31/2026
Appointees: Cotton, Donald	10/31/2026	Dean, James R.	05/31/2025
Crooks, Stan L.	10/31/2025	Paul, Joel F., Jr.	05/31/2023
Hartman, Ransom Reed	10/31/2024	Ryals, Daniel E., III	05/31/2025
Steele, Pamela	10/31/2023	Board of Trustees of Daytona State College	
Greater Orlando Aviation Authority		Appointees: Howard, Randall B.	05/31/2026
Appointees: Evans, John	04/16/2026	Kwiatek, Kelly Parsons	05/31/2025
Good, M. Carson	04/16/2026	Lubi, Garry R.	05/31/2026
Barbers' Board		Board of Trustees of The College of the Florida Keys	
Appointees: Rivera, Jorge	10/31/2025	Appointees: Leben, Daniel S.	05/31/2026
Stewart, Edwin A., Jr.	10/31/2026	Madok, Kevin M.	05/31/2024
Florida Athletic Commission		Maxwell, Michelle Sylvia	05/31/2026
Appointees: Holley, John	09/30/2026	Puto, Michael H.	05/31/2023
Patel, Anup	09/30/2025	Suga, Sheldon	05/31/2025
Wehby, Jeremy D.	09/30/2024	Weinstein, Richard	05/31/2024
Florida Building Code Administrators and Inspectors Board		Board of Trustees of Gulf Coast State College	
Appointees: Decker, Jane	10/31/2024	Appointees: Berry, Tricia E.	05/31/2025
Hernandez, Alexander	10/31/2023	Cramer, William Cato, Jr.	05/31/2023
Howe, Charles	10/31/2024	De La Rosa, Abel	05/31/2025
Ringle, Peter	10/31/2023	Hall, Frank	05/31/2026
Schoeff, Steven K.	10/31/2025	Powell, Charles David	05/31/2026
Florida Building Commission		Tannehill, Joe K., Jr.	05/31/2026
Appointees: Marrero, Asael	01/12/2027	Board of Trustees of Hillsborough Community College	
Schiffer, Bradley William	08/11/2023	Appointees: Celestan, Gregory	05/31/2026
Schilling, Frederick C., Jr.	01/31/2027	Diehl, Arthur F., III	05/31/2025
Schock, James R.	02/07/2025	Board of Trustees of Indian River State College	
Swope, Brian	05/01/2023	Appointees: Davis, Vicki	05/31/2025
Tolbert, John T.	01/09/2025	Kindell, Melissa	05/31/2026
Wilcox, Stephen	01/06/2025	Luna, Christa C.	05/31/2026
Board of Chiropractic Medicine		Sasidhar, Madhu	05/31/2025
Appointees: Cielo, Todd	10/31/2025	Schirard, Joseph "Brantley," Jr.	05/31/2026
Comerford, Jason	10/31/2024	Thornton, Milo	05/31/2026
Fuste, Luis M.	10/31/2025	Board of Trustees of Lake-Sumter State College	
Melton, Walter Calvin, Jr.	10/31/2026	Appointees: Jones, Bret	05/31/2025
Oliverio, Anthony B.	10/31/2024	Morris, Timothy	05/31/2025
Florida Citrus Commission		Parks, Ivy	05/31/2026
Appointees: Groom, Christopher	06/30/2023	Board of Trustees of State College of Florida, Manatee-Sarasota	
Johnson, Steve Allen	06/30/2023	Appointees: Carter, Jaymie G.	05/31/2026
Martinez, Carlos H.	06/30/2024	Goodson, Mark	05/31/2023
McKenna, Martin J.	06/30/2024	Knight, Tracy	05/23/2023
Meador, Paul Jackson, Jr.	05/31/2025	Moore, Ryan S.	05/31/2025
Poulton, William Scott	05/31/2025	Thomson, Rodney Philip	05/31/2026
Schirard, John Patrick	06/30/2024	Board of Trustees of Miami-Dade College	
Smoak, John F., III	06/30/2023	Appointees: Bileca, Michael	05/31/2025
Sutton, Daniel	05/31/2025	Bosque-Blanco, Maria	05/31/2025
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling		Monreal, Ismare	05/31/2025
Appointee: Molina, Joaquin	10/31/2026	Board of Trustees of Northwest Florida State College	
Board of Trustees of Eastern Florida State College		Appointees: Kelley, Lori K.	05/31/2026
Appointees: Deardoff, Robert "Bruce"	05/31/2026	Peacock, Jack Tanner	05/31/2025
		Ward, Jon	05/31/2026

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Trustees of Pensacola State College Appointees: Bullaro, Gabriel, II Sheppard, Julie Louise Sprague, Gordon J.	05/31/2026 05/31/2023 05/31/2026	Board of Hearing Aid Specialists Appointees: Dechmerowski, Pamela Garber Polhill, Leanne E.	10/31/2026 10/31/2024
Board of Trustees of St. Petersburg College Appointees: Butts, Jason Cole, Katherine E.	05/31/2023 05/31/2025	Florida Housing Finance Corporation Appointees: Benson, Ryan Cretul, Larry Einhorn, Sandra V. Motwani, Dev	11/13/2026 11/13/2026 11/13/2026 11/13/2026
Board of Trustees of Seminole State College Appointees: Good, John Lockhart, Amy L. Molsberger, Shawn Christopher	05/31/2026 05/31/2025 05/31/2026	Florida Commission on Human Relations Appointees: Battaglia, Brian Hanson, Dawn B. Hart, Larry D. Klein, Matthew McGhee, Darrick D., Sr. Pichard, Jay B.	09/30/2025 09/30/2026 09/30/2025 09/30/2025 09/30/2026 09/30/2024
Board of Trustees of Tallahassee Community College Appointee: Lamb, Eugene, Jr.	05/31/2026	Commission for Independent Education Appointees: Coyne, Mildred G. Cross, Jeff Marty, Judith C. Stefano, Troy A. Taylor Ellis, Sharon Whitaker, Kristin Crawford Williams, Burton, III	06/30/2025 06/30/2024 06/30/2024 06/30/2024 06/30/2025 06/30/2023 06/30/2023
Construction Industry Licensing Board Appointees: Barreto, Bradley Louis Cawthon, Franklin Hill, Jr. Cook, Jonathan T. Famada, Mario Kobie, Fred Maphis, Robert Lewis, III Sasso, Michael C. Strickland, Michael W., Sr. Wilson, Brian Parks Zettle, Brian	10/31/2026 10/31/2026 10/31/2023 10/31/2026 10/31/2024 10/31/2025 10/31/2025 10/31/2024 10/31/2026 10/31/2023	Governor's Mansion Commission Appointee: Kelly, Kathleen	09/30/2025
Board of Cosmetology Appointees: Marin, Marisol Streit, Stephania Tabano, Robin	10/31/2026 10/31/2025 10/31/2025	Atlantic States Marine Fisheries Commission Appointee: Jennings, Gary	09/04/2025
Board of Trustees for the Florida School for the Deaf and the Blind Appointees: Chapman, Christine M. Hadley, Ralph V., III McCaul, Owen B. Zavelson, Thomas M.	11/13/2025 11/20/2025 12/10/2024 11/07/2023	Gulf States Marine Fisheries Commission Appointee: Brown, James A.	01/05/2025
Board of Dentistry Appointees: Bojaxhi, Christine McCawley, Thomas K. Mirza, Assad S.	10/31/2026 10/31/2026 10/31/2026	Board of Nursing Appointees: Forst, Diana Orantes Frum, Judy Peters, Jenee C. Rain, Jody Wages, Jennifer	10/31/2024 10/31/2026 10/31/2026 10/31/2026 10/31/2025
Florida Development Finance Corporation Appointees: Barakat, Charbel J. Quijano, John Michael Smith, Taylor M.	05/02/2025 05/02/2026 05/02/2026	Board of Nursing Home Administrators Appointees: Angel, Ken Cunningham, Marian Lynn Tyler, Brittany	10/31/2026 10/31/2026 10/31/2024
Education Practices Commission Appointees: Goodwin, Joseph F. Murphy, Sallie Rowe, Kevin Shaw, Charles Thomas, Malcolm A.	09/30/2026 09/30/2024 11/27/2025 09/30/2026 09/20/2023	Board of Opticianry Appointee: Wilford, Paul M.	10/31/2025
Board of Professional Engineers Appointees: Dawson, Christopher Gonzalez, James Mousa, Sam E. Myers, Yassi M.	10/31/2026 10/31/2023 10/31/2026 10/31/2026	Board of Optometry Appointees: Griffin, John Edmund Rollin, Kevin M. Rouse, David W. Spear, Katie Gilbert	10/31/2026 10/31/2025 10/31/2025 10/31/2026
Commission on Ethics Appointees: Gilzean, Glenton, Jr. Moore, Ed H.	06/30/2024 06/30/2023	Board of Osteopathic Medicine Appointees: Creegan, Chris Ducatel, Watson Mortensen, Monica Williams, Gregory	10/31/2023 10/31/2026 10/31/2024 10/31/2026
Board of Funeral, Cemetery, and Consumer Services Appointees: Brandenburg, Joseph A. Ferreira, Vincent Todd Liotta, Janis Peeples, Jill E.	09/30/2025 09/30/2025 09/30/2025 09/30/2025	Board of Pharmacy Appointees: Gift, Maja G. Medina, Cristina Mesaros, Jeffrey J. Philip, Jeenu West, Stephen "Ryan"	10/31/2026 10/31/2023 10/31/2025 10/31/2024 10/31/2025
		Board of Pilot Commissioners Appointees: Benson, Robert W. Cumings, Bruce Hodge, Thomas Jason	10/31/2024 10/31/2023 10/31/2023

<i>Office and Appointment</i>	<i>For Term Ending</i>
Jacomma, Michael Z. Seuter, Brian J.	10/31/2026 10/31/2025
Board of Podiatric Medicine Appointees: Block, Mark S. Klein, Marc B. Snyder, Robert Zinkin, Cary M.	10/31/2026 10/31/2024 10/31/2026 10/31/2023
Florida Prepaid College Board Appointee: Starkey, Adria D.	06/30/2025
Florida Real Estate Appraisal Board Appointees: Creegan, Kristin Jourdan, Herbert, Jr. Kruse, Mark Oreto, Evalyn F. Wilson, Shawn	10/31/2025 10/31/2026 10/31/2023 10/31/2025 10/31/2026
State Retirement Commission Appointees: Kessie, Michael Khan, Azhar Ali	12/31/2024 12/31/2024
Jacksonville Port Authority Appointee: Clarkson, John Palmer	09/30/2025
Board of Speech-Language Pathology and Audiology Appointee: Falk, Niva	10/31/2026
Board of Professional Surveyors and Mappers Appointees: McAleese, Wendi Michelle Williams, Danny Zoltek, Michael John	10/31/2026 10/31/2026 10/31/2026
Reemployment Assistance Appeals Commission Appointee: Atkinson-Hazelton, Geri	06/30/2024
Chair, Reemployment Assistance Appeals Commission Appointee: Faircloth, Charles T., Jr.	06/30/2025
<p>The following executive appointments were referred to the Senate Committee on Environment and Natural Resources and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:</p>	
<i>Office and Appointment</i>	
<i>For Term Ending</i>	
Fish and Wildlife Conservation Commission Appointees: Hudson, Steven W. Lester, Gary L. Maury, Albert R. Nicklaus, Gary T. Rood, Sonya A.	08/01/2027 08/01/2027 08/01/2026 08/01/2027 01/06/2027
Governing Board of the Northwest Florida Water Management District Appointees: Everett, Ted Patronis, Nicholas Jimmy Roberts, George A. Upton, Anna H.	03/01/2025 03/01/2026 03/01/2026 03/01/2024
Governing Board of the St. Johns River Water Management District Appointees: Oliver, John Cole Price, Janet	03/01/2026 03/01/2026
Governing Board of the South Florida Water Management District Appointee: Bergeron, Ronald M.	03/01/2026
Governing Board of the Southwest Florida Water Management District Appointees: Armstrong, Elijah D., III Holton, James W.	03/01/2026 03/01/2026

<i>Office and Appointment</i>	<i>For Term Ending</i>	
Rowland, Dustin Stern, Robert Gary	03/01/2027 03/01/2026	
Governing Board of the Suwannee River Water Management District Appointees: Keith, Charles G. Sessions, Larry C.	03/01/2026 03/01/2026	
<p>The following executive appointment was referred to the Senate Committee on Governmental Oversight and Accountability and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:</p>		
<i>Office and Appointment</i>		
<i>For Term Ending</i>		
Secretary of State Appointee: Byrd, Cord	Pleasure of Governor	
<p>The following executive appointments were referred to the Senate Committee on Regulated Industries and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:</p>		
<i>Office and Appointment</i>		
<i>For Term Ending</i>		
Florida Gaming Control Commission Appointees: Brown, Julie I. D'Aquila, John M. Drago, Charles W.	01/01/2024 01/01/2025 01/01/2025	
Florida Public Service Commission Appointees: Clark, Gary F. Passidomo, Gabriella	01/01/2027 01/01/2027	
<p>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:</p>		
<p>(1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;</p>		
<p>(2) Senate action on said appointments be taken prior to the adjournment of the 2023 Regular Session; and</p>		
<p>(3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.</p>		
<p>Respectfully submitted, <i>Danny Burgess, Chair</i></p>		
<p>On motion by Senator Burgess, 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.</p>		
<p>The vote was:</p>		
<p>Yeas—40</p>		
Madam President	Bradley	Davis
Albritton	Brodeur	DiCeglie
Avila	Broxson	Garcia
Baxley	Burgess	Grall
Berman	Burton	Gruters
Book	Calatayud	Harrell
Boyd	Collins	Hooper

Hutson	Pizzo	Thompson
Ingoglia	Polsky	Torres
Jones	Powell	Trumbull
Martin	Rodriguez	Wright
Mayfield	Rouson	Yarborough
Osgood	Simon	
Perry	Stewart	

Nays—None

SPECIAL ORDER CALENDAR

SB 4—A bill to be entitled An act for the relief of Maria Garcia by the Pinellas County School Board; providing an appropriation to compensate her for injuries sustained as a result of the negligence of an employee of the Pinellas County School Board; providing legislative intent regarding the waiver of certain liens; providing a limitation on compensation and the payment of attorney fees; providing an effective date.

—was read the second time by title. On motion by Senator Rouson, by two-thirds vote, **SB 4** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Stewart
Brodeur	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—1

Perry

Consideration of **CS for CS for CS for SB 96** was deferred.

CS for CS for SB 110—A bill to be entitled An act relating to the State Board of Administration; amending s. 121.091, F.S.; prohibiting the State Board of Administration from paying benefits to a Florida Retirement System investment plan member convicted of specified felonies; requiring the state board to return to a member contributions that were accumulated up to the date of conviction; prohibiting the state board from paying benefits until the resolution of the proceedings of any potentially disqualifying offenses; amending s. 121.4501, F.S.; authorizing the state board to develop investment products to be offered in the investment plan; revising the process for a member’s spouse to acknowledge that he or she is not the primary beneficiary of the member’s benefits; authorizing a member to request a waiver of such acknowledgement under certain circumstances; amending s. 215.47, F.S.; revising the types of investments in real property and related personal property which the state board may invest in; authorizing the state board and certain affiliated entities and ventures to issue securities and borrow money through specified means; authorizing the state board to use the proceeds of loans or financing obligations as loans to or sources of funding for certain entities or ventures; requiring that the ownership of an entity holding title to real property be vested in the name of the Florida Retirement System Trust Fund; revising the funds in which the state may invest no more than 80 percent of its moneys available for investments; revising the requirements of the proposed plan the state board must present to the Investment Advisory Council to invest in unauthorized investments; deleting authorization for the council to obtain independent investment counsel to provide expert advice on state board investment activity; revising the threshold for the amount that may be invested in alternative investments; amending s. 215.4725, F.S.; revising the definition of the terms “Boycott Israel” or “boycott of

Israel”; requiring the public fund to notify companies it places on the Scrutinized Companies that Boycott Israel List that they may be subject to divestment; providing a timeframe for the public fund’s divestment from companies that boycott Israel, and processes for the companies’ reintroduction on the Scrutinized Companies that Boycott Israel List in certain circumstances; authorizing the public fund to cease its divestment from or to reinvest in certain scrutinized companies if the value of all assets under management by the public fund becomes equal to or less than a specified amount, pursuant to specified procedures; re-enacting ss. 112.661(5)(a), 420.503(3)(a), and 1002.36(4)(e), F.S., relating to authorized investments, the definition of the term “authorized investments”, and investments made on behalf of the Florida School for the Deaf and the Blind, respectively, to incorporate the amendments made to s. 215.47, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Senator Hooper moved the following amendment which was adopted:

Amendment 1 (206704) (with title amendment)—Delete lines 262-350 and insert:

controlled territories. The term includes trade practices that are prohibited by federal regulations issued in compliance with 50 U.S.C. s. 4842 and does not include trade practices that are preempted by federal law. The term does not include restrictive trade practices or boycotts fostered or imposed by foreign countries against Israel.

(b) “Company” means a sole proprietorship, organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, limited liability company, or other entity or business association, including all wholly owned subsidiaries, majority-owned subsidiaries, and parent companies, that exists for the purpose of making profit.

(c) “Direct holdings” in a company means all securities of that company that are held directly by the public fund or in an account or fund in which the public fund owns all shares or interests.

(d) “Indirect holdings” in a company means all securities of that company that are held in a commingled fund or other collective investment, such as a mutual fund, in which the public fund owns shares or interests, together with other investors not subject to this section or which are held in an index fund.

(e) “Public fund” means all funds, assets, trustee, and other designates under the State Board of Administration pursuant to part I of chapter 121.

(f) “Scrutinized companies” means companies that boycott Israel or engage in a boycott of Israel.

(2) IDENTIFICATION OF COMPANIES.—

(a) The public fund shall make its best efforts to identify all scrutinized companies in which the public fund has direct or indirect holdings or could possibly have such holdings in the future. Such efforts include:

1. To the extent that the public fund finds it appropriate, reviewing and relying on publicly available information regarding companies that boycott Israel, including information provided by nonprofit organizations, research firms, international organizations, and government entities;
2. Contacting asset managers contracted by the public fund for information regarding companies that boycott Israel; or
3. Contacting other institutional investors that prohibit such investments or that have engaged with companies that boycott Israel.

(b) By the first meeting of the public fund following the identification of scrutinized companies in accordance with paragraph (a), the public fund shall compile and make available the “Scrutinized Companies that Boycott Israel List.”

(c) The public fund shall update and make publicly available quarterly the Scrutinized Companies that Boycott Israel List based on evolving information from, among other sources, those listed in paragraph (a).

(3) **REQUIRED ACTIONS.**—The public fund shall adhere to the following procedures for assembling companies on the Scrutinized Companies that Boycott Israel List.

(a) *Engagement.*—

1. The public fund shall immediately determine the companies on the Scrutinized Companies that Boycott Israel List in which the public fund owns direct or indirect holdings.

2. For each company newly identified under this paragraph, the public fund shall send a written notice informing the company of its scrutinized company status and that it may become subject to investment prohibition or *divestment* by the public fund. The notice must inform the company of the opportunity to clarify its activities regarding the boycott of Israel and encourage the company to cease the boycott of Israel within 90 days in order to avoid qualifying for investment prohibition or *divestment*.

3. If, within 90 days after the public fund's first engagement with a company pursuant to this paragraph, the company ceases a boycott of Israel, the company shall be removed from the Scrutinized Companies that Boycott Israel List, and the provisions of this section shall cease to apply to that company unless that company resumes a boycott of Israel.

(b) *Divestment.*—

1. *If, after 90 days following the public fund's first engagement with a company pursuant to paragraph (a), the company continues to boycott Israel, the public fund must sell, redeem, divest, or withdraw all publicly traded securities of the company from the public fund within 12 months after the company's most recent appearance on the Scrutinized Companies that Boycott Israel List.*

2. *If a company that ceased a boycott of Israel following engagement pursuant to paragraph (a) resumes such activities, this paragraph immediately applies, and the public fund must send a written notice to the company. The company must also be immediately reintroduced onto the Scrutinized Companies that Boycott Israel List, as applicable.*

~~(c)(b)~~ *Prohibition.*—The public fund is prohibited from acquiring ~~may not acquire~~ securities of companies on the Scrutinized Companies that Boycott Israel List, except as provided in paragraph (d) ~~(e)~~ and subsection (6).

~~(d)(e)~~ *Excluded securities.*—Notwithstanding the provisions of this section, ~~paragraphs (b) and (c) do~~ ~~paragraph (b) does~~ not apply to:

And the title is amended as follows:

Delete line 52 and insert: procedures; revising applicability; re-enacting ss. 112.661(5)(a),

On motion by Senator Hooper, by two-thirds vote, **CS for CS for SB 110**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polisky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

CS for SB 994—A bill to be entitled An act relating to public nuisances; amending s. 403.413, F.S.; prohibiting a person from intentionally dumping onto private property litter that evidences religious or ethnic animus toward an owner or invitee of such property; defining the term “animus”; providing criminal penalties; requiring that certain violations be reported pursuant to specified provisions; creating s. 784.0493, F.S.; defining the term “harass”; prohibiting a person from willfully and maliciously harassing, threatening, or intimidating another person based on the person's wearing or displaying of any indicia relating to any religious or ethnic heritage; providing criminal penalties; requiring that certain violations be reported pursuant to specified provisions; amending s. 806.13, F.S.; prohibiting willful and malicious defacement, injury, or damage to certain property; providing criminal penalties; removing a minimum damage requirement for a violation; requiring that certain violations be reported pursuant to specified provisions; defining the term “school”; prohibiting the knowing and intentional display or projection of certain images onto a building, structure, or property without permission; defining the term “image”; providing criminal penalties; providing construction; defining the term “animus”; requiring that certain violations be reported pursuant to specified provisions; creating s. 810.098, F.S.; prohibiting a person who willfully enters the campus of a state university or Florida College System institution for the purpose of threatening or intimidating another person from remaining on such campus after being warned to depart; providing criminal penalties; providing construction; requiring that certain violations be reported pursuant to specified provisions; defining terms; amending s. 871.01, F.S.; prohibiting the willful and malicious interruption or disruption of certain assemblies; providing criminal penalties; providing construction; defining the term “animus”; requiring that certain violations be reported pursuant to specified provisions; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 994**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 269** was withdrawn from the Committee on Rules.

On motion by Senator Calatayud—

CS for CS for HB 269—A bill to be entitled An act relating to public nuisances; amending s. 403.413, F.S.; prohibiting a person from distributing onto private property any material for the purpose of intimidating or threatening the owner, resident, or invitee of such property; providing criminal penalties; prohibiting a person from distributing onto private property any material which contains a credible threat to the owner, resident, or invitee of such property; providing criminal penalties; providing a definition; creating s. 784.0493, F.S.; providing definitions; prohibiting a person from willfully and maliciously harassing, threatening, or intimidating another person based on the person's wearing or displaying of any indicia relating to any religious or ethnic heritage; providing criminal penalties; requiring that violations be reported as hate crimes; amending s. 806.13, F.S.; prohibiting the display or projection of images onto a building, structure, or property without permission; providing a definition; providing criminal penalties; providing construction; creating s. 810.098, F.S.; prohibiting a person who willfully enters the campus of a state university or Florida College System institution for the purpose of threatening or intimidating another person from remaining on such campus after being warned to depart; providing criminal penalties; providing construction; providing definitions; amending s. 871.01, F.S.; prohibiting interference with certain assemblies; providing a criminal penalty; providing construction; providing an effective date.

—a companion measure, was substituted for **CS for SB 994** and read the second time by title.

On motion by Senator Calatayud, by two-thirds vote, **CS for CS for HB 269** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Berman	Brodeur
Albritton	Book	Broxson
Avila	Boyd	Burgess
Baxley	Bradley	Burton

Calatayud	Ingolia	Rouson
Collins	Jones	Simon
Davis	Martin	Stewart
DiCeglie	Mayfield	Thompson
Garcia	Osgood	Torres
Grall	Perry	Trumbull
Gruters	Pizzo	Wright
Harrell	Polsky	Yarborough
Hooper	Powell	
Hutson	Rodriguez	

Nays—None

CS for CS for SB 1162—A bill to be entitled An act relating to renewable energy cost recovery; amending s. 366.91, F.S.; revising the types of contracts which are eligible for cost recovery by a public utility under certain circumstances; authorizing a public utility to recover prudently incurred renewable natural gas and hydrogen-based fuel infrastructure project costs through an appropriate Florida Public Service Commission cost-recovery mechanism; providing that such costs are not subject to further actions except under certain circumstances; specifying eligible renewable natural gas and hydrogen-based fuel infrastructure projects; requiring that cost recovery for such projects be approved by the commission; providing requirements for the approval determination; prohibiting cost recovery until a facility is placed in service; providing that certain other regulatory accounting rules may apply to such cost recovery; providing an effective date.

—was read the second time by title. On motion by Senator DiCeglie, by two-thirds vote, **CS for CS for SB 1162** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingolia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

CS for SB 7050—A bill to be entitled An act relating to elections; amending s. 97.012, F.S.; requiring the Secretary of State to provide mandatory formal signature matching training to specified persons; requiring the Department of State to adopt specified rules; amending s. 97.052, F.S.; conforming a provision to changes made by the act; amending s. 97.057, F.S.; conforming a cross-reference; amending s. 97.0575, F.S.; requiring that third-party voter registration organizations provide to the Division of Elections the general election cycle for which they are registering persons to vote, beginning on a certain date; requiring that third-party voter registration organizations provide to the division certain affirmations; providing that a third-party voter registration organization is liable for certain fines in certain circumstances; providing that the registration of such organizations expires at the conclusion of the organizations' lawful responsibilities following such election cycle, beginning on a certain date; requiring such organizations to provide applicants with a specified receipt; requiring the division to adopt by rule a uniform format for such receipt by a specified date; revising the timeframe within which such organizations must deliver applications to the division or a supervisor of elections; revising the fines for failure to submit applications to the division or the supervisor within the specified timeframe; prohibiting a person collecting applications on behalf of a third-party voter registration organization

from copying specified information from the application for reasons other than complying with specified requirements; providing criminal penalties; prohibiting organizations from providing prefiled voter registration applications to applicants; providing civil penalties; providing for retroactive application; amending s. 97.071, F.S.; revising the contents of voter information cards; providing construction; providing applicability; amending s. 98.065, F.S.; deleting a provision relating to the address to which certain voter registration mail must be addressed; revising requirements applicable to registration list maintenance programs; requiring a supervisor to conduct a certain review of voter registration records at least annually and take certain actions; requiring the department to coordinate with a supervisor of elections for a specified purpose; amending s. 98.0655, F.S.; deleting a provision that requires an address confirmation request to include a certain statement; amending s. 98.075, F.S.; deleting the scheduled repeal of a public records exemption for certain voter registration information from another state or the District of Columbia; requiring the supervisor to remove the name of a registered voter from the statewide voter registration system within a specified timeframe if certain conditions exist; requiring the supervisor to coordinate with his or her respective clerk of the court to obtain information of those registered voters convicted of a felony who have not had their voting rights restored; requiring a supervisor to adhere to specified procedures before the removal of a registered voter from the statewide voter registration system; providing construction; requiring the notice that the supervisor must provide to a potentially ineligible voter to include a specified statement; authorizing a supervisor to post a specified notice on the county's website or the supervisor's website; requiring the notice to contain specified statements; requiring the supervisor to make a final determination of the voter's eligibility within a specified timeframe and remove the name of a registered voter within a specified timeframe if the registered voter fails to respond or responds in a certain manner to certain notices; requiring the supervisor to review evidence and make a determination of eligibility within a specified timeframe in certain circumstances; requiring the supervisor to remove an ineligible voter within a specified timeframe and notify the voter that he or she has the right to appeal the determination of ineligibility; requiring the supervisor to schedule and issue notice of a hearing within a specified timeframe after receiving the voter's hearing request; requiring that the hearing be held within a specified timeframe; authorizing the voter to request an extension; requiring the department to coordinate with the supervisor to ensure that such actions and activities are conducted; conforming provisions to changes made by the act; amending s. 98.077, F.S.; deleting a reference to the department from a provision requiring correspondence to include certain information; requiring a supervisor to publish a specified notice in a newspaper, on the county's website, or on the supervisor's website; requiring that signature updates used to verify signatures on ballot certificates or petitions be received by the supervisor before the voter's ballot is received, his or her provisional ballot is cast, or the petition is submitted for signature verification; requiring the supervisor to use the signature on file at the time the vote-by-mail ballot is received, the provisional ballot is cast, or the petition is reviewed; providing an exception; amending s. 98.093, F.S.; requiring the Department of Health to weekly furnish a specified list to the Department of State; requiring clerks of the circuit court to weekly furnish specified information to the supervisors; requiring the clerks to provide certain information to the department; requiring the Department of Law Enforcement to identify and report specified persons to the Department of State at least weekly; requiring the Florida Commission on Offender Review to furnish data on clemency to the Department of State at least weekly; requiring the Department of Corrections to identify persons convicted of a felony and committed to its custody, and to provide such information to the Department of State, at least weekly; requiring the Department of Highway Safety and Motor Vehicles to weekly furnish specified information to the Department of State; revising construction; making technical changes; amending s. 98.0981, F.S.; requiring supervisors to submit specified reports to the department within a specified timeframe; requiring supervisors to prepare a reconciliation report and submit such report to the department; providing requirements for, and the required format of, the report; revising the requirement that supervisors transmit to the department, in a specified format, the completely updated voting history information for each qualified voter who voted; defining the term "unique precinct identifier"; requiring supervisors to submit a specified geographical information system map to the department; requiring the department to submit an election summary report containing certain information to the Legislature following the certification by the Elections Canvassing Commission of specified elections; deleting

certain file specifications; revising the timeframe for a supervisor to collect and submit to the department precinct-level election results after certification by the commission of specified elections; revising the procedures to compile such results; requiring the supervisor to research and address questions or issues identified by the department in such results; requiring the supervisor to provide amended precinct-level election results to the department within a specified timeframe, if certain conditions exist; requiring the department to publish such results online within a specified timeframe; specifying requirements for the website; requiring certain files to be created in accordance with, and providing requirements for, a certain rule; providing a definition; providing the timeframe within which the department must compile and make available certain precinct-level statistical data; requiring the department to adopt specified rules; amending s. 99.021, F.S.; revising the form of the candidate oath to require that candidates acknowledge certain outstanding fines, fees, or penalties relating to ethics or campaign finance violations; creating s. 99.0215, F.S.; requiring a candidate to designate in the candidate's oath the name he or she wishes to have printed on the ballot, subject to specified conditions; requiring a candidate to file a specified affidavit simultaneously with the oath if the candidate wishes to use a nickname, which is subject to certain conditions; defining the term "political slogan"; prohibiting the use of a professional title or degree except in specified circumstances; amending s. 99.097, F.S.; requiring the person or organization that submits signatures for a local or statewide issue to pay the supervisor in advance for checking the signatures; making technical changes; amending s. 100.021, F.S.; providing alternative methods for providing notice of a general election; amending s. 100.141, F.S.; revising the methods by which a supervisor may publish notice of a special election; amending s. 100.342, F.S.; specifying that the notice for a special election or referendum may be published on the county's website, the municipality's website, or the supervisor's website, as applicable; amending s. 101.001, F.S.; revising requirements for specified maps maintained by supervisors of elections; authorizing supervisors of elections to coordinate with other governmental entities for a certain purpose; deleting a provision requiring supervisors to provide the department certain data on precincts in the county; deleting a provision requiring the department to maintain a certain database; requiring supervisors of elections to include changes in the name of a precinct in a certain document; amending s. 101.048, F.S.; providing that specified persons are entitled to vote a provisional ballot; amending s. 101.151, F.S.; requiring the word "incumbent" to appear next to a candidate's name on an election ballot under specified conditions; amending s. 101.5612, F.S.; revising the methods by which certain notice may be provided; amending s. 101.6103, F.S.; conforming a cross-reference; making technical changes; amending s. 101.62, F.S.; specifying that a supervisor must accept requests for vote-by-mail ballots only from specified persons; providing that a request may be made through a supervisor's website; requiring the department to adopt by rule a uniform statewide application for a written request for a vote-by-mail ballot by a specified date; requiring a supervisor to cancel a request for a vote-by-mail ballot if certain mail sent by the supervisor to the voter is returned to the supervisor as undeliverable; requiring a voter who subsequently requests a vote-by-mail ballot to provide or confirm his or her current residential address; requiring the supervisor to add certain information to the voter's registration record if such information is provided in the vote-by-mail request; revising the definition of the term "immediate family"; deleting a provision requiring vote-by-mail ballot requests to be received by a specified time before the supervisor mails a vote-by-mail ballot; revising the day after which a supervisor may not mail a vote-by-mail ballot; providing the deadline for submitting a vote-by-mail ballot request; revising the means by which and the period during which a supervisor shall provide a vote-by-mail ballot to a voter; prohibiting a supervisor from personally delivering a vote-by-mail ballot to certain voters or delivering a vote-by-mail ballot to certain voters' designees during a certain period unless certain conditions exist; making technical changes; amending s. 101.67, F.S.; requiring the supervisor to segregate and treat certain ballots as provisional; amending s. 101.68, F.S.; prohibiting vote-by-mail ballots from being counted if two or more ballots arrive in one mailing envelope; making technical changes; amending s. 101.6923, F.S.; requiring that a specified statement be included in a vote-by-mail ballot provided to certain voters; making technical changes; amending s. 101.6925, F.S.; revising the deadline for a voter to make specified information available to the supervisor before a vote-by-mail ballot may be canvassed; amending s. 101.694, F.S.; conforming a cross-reference; amending ss. 101.71 and 101.733, F.S.; revising the methods by which certain notice may be provided; amending s. 102.111,

F.S.; revising the time at which the Elections Canvassing Commission shall meet to certify returns; amending s. 102.112, F.S.; revising the timeframe in which county returns must be filed with the department; amending s. 102.141, F.S.; requiring a certain number of alternate canvassing board members; revising the methods by which certain notice may be provided; requiring the supervisor to file a report with the Division of Elections within a specified timeframe; revising the requirements for the report; requiring the division to review the report and offer specified training to supervisors based on the report; requiring the department to submit an analysis of specified reports to the Governor and the Legislature by a specified date; amending s. 103.021, F.S.; revising the timeframe within which a political party executive committee must submit its presidential electors to the Governor for nomination; requiring the state executive committee of each party to submit specified information; requiring that electors be qualified registered voters and members of the political party for which they are named as electors; specifying that a required oath be made in writing; revising the timeframe within which the Governor must certify the electors to the department; revising the timeframe within which a minor political party must submit its list of presidential electors to the department; requiring presidential electors to file with the Governor a certain written oath; providing that certain acts constitute a resignation of the position of presidential elector; amending s. 103.022, F.S.; requiring certain write-in candidates to submit specified information; amending s. 103.091, F.S.; authorizing a qualifying office to accept and hold qualifying papers for candidates for political party offices within a specified timeframe before the qualifying period; amending s. 104.16, F.S.; providing applicability; amending s. 104.18, F.S.; providing that a prosecution for voting more than one ballot may proceed in any jurisdiction in which a ballot was willfully cast; providing that it is not necessary to prove which ballot was cast first; defining the term "votes more than one ballot at any election"; amending s. 104.42, F.S.; authorizing a supervisor to report certain findings to the Office of Election Crimes and Security rather than the Florida Elections Commission; amending s. 105.031, F.S.; revising the form of the candidate's oath to require that candidates for judicial office acknowledge certain outstanding fines, fees, or penalties relating to ethics or campaign finance violations; amending s. 106.07, F.S.; revising reporting intervals for candidates and political committees from monthly to quarterly; preempting local governments from establishing reporting schedules that differ from certain requirements; conforming a cross-reference; amending s. 106.0702, F.S.; conforming a cross-reference; amending s. 106.0703, F.S.; revising reporting intervals for electioneering communications organizations from monthly to quarterly; conforming a cross-reference; amending s. 106.08, F.S.; adding text messages to the items that do not constitute contributions to be counted toward certain contribution limits; creating s. 106.1436, F.S.; defining the term "voter guide"; prohibiting a person from representing that a voter guide is an official publication of a political party; providing an exception; providing disclosure requirements for such voter guides; providing criminal penalties and fines; amending s. 106.265, F.S.; increasing the maximum civil fines that may be imposed for specified violations; providing that fines assessed against a political committee also attach jointly and severally to persons with control over the political committee; providing construction; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to provide certain reproductions to a supervisor of elections; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendment:

Amendment 1 (333316) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (17) of section 97.012, Florida Statutes, is amended to read:

97.012 Secretary of State as chief election officer.—The Secretary of State is the chief election officer of the state, and it is his or her responsibility to:

(17) Provide *mandatory* formal signature matching training to supervisors of elections and county canvassing board members. *Any person whose duties require verification of signatures must undergo signature matching training. The department shall adopt rules governing signature matching procedures and training.*

Section 2. Paragraph (g) of subsection (3) of section 97.052, Florida Statutes, is amended to read:

97.052 Uniform statewide voter registration application.—

(3) The uniform statewide voter registration application must also contain:

(g) A statement informing the applicant that if the application is being collected by a third-party voter registration organization, the organization might not deliver the application to the division or the supervisor in the county in which the applicant resides in less than 10 ~~14~~ days or before registration closes for the next ensuing election, and that the applicant may instead elect to deliver the application in person or by mail or choose to register online. The statement must further inform the applicant how to determine whether the application has been delivered.

Section 3. Subsection (13) of section 97.057, Florida Statutes, is amended to read:

97.057 Voter registration by the Department of Highway Safety and Motor Vehicles.—

(13) The Department of Highway Safety and Motor Vehicles must assist the Department of State in regularly identifying changes in residence address on the driver license or identification card of a voter. The Department of State must report each such change to the appropriate supervisor of elections who must change the voter's registration records in accordance with s. 98.065(4) ~~s. 98.065(5)~~.

Section 4. Section 97.0575, Florida Statutes, is amended to read:

97.0575 Third-party voter registration organizations ~~registra-~~
~~tions.~~—

(1) Before engaging in any voter registration activities, a third-party voter registration organization must register and provide to the division, in an electronic format, the following information:

(a) The names of the officers of the organization and the name and permanent address of the organization.

(b) The name and address of the organization's registered agent in the state.

(c) The names, permanent addresses, and temporary addresses, if any, of each registration agent registering persons to vote in this state on behalf of the organization. This paragraph does not apply to persons who only solicit applications and do not collect or handle voter registration applications.

(d) *Beginning November 6, 2024, the specific general election cycle for which the third-party voter registration organization is registering persons to vote.*

(e) *An affirmation that each person collecting or handling voter registration applications on behalf of the third-party voter registration organization has not been convicted of a felony violation of the Election Code, a felony violation of an offense specified in s. 825.103, a felony offense specified in s. 98.0751(2)(b) or (c), or a felony offense specified in chapter 817, chapter 831, or chapter 837. A third-party voter registration organization is liable for a fine in the amount of \$50,000 for each such person who has been convicted of a felony violation of the Election Code, a felony violation of an offense specified in s. 825.103, a felony offense specified in s. 98.0751(2)(b) or (c), or a felony offense specified in chapter 817, chapter 831, or chapter 837 who is collecting or handling voter registration applications on behalf of the third-party voter registration organization.*

(f) *An affirmation that each person collecting or handling voter registration applications on behalf of the third-party voter registration organization is a citizen of the United States of America. A third-party voter registration organization is liable for a fine in the amount of \$50,000 for each such person who is not a citizen and is collecting or handling voter registration applications on behalf of the third-party voter registration organization.*

(2) *Beginning November 6, 2024, the registration of a third-party voter registration organization automatically expires at the conclusion of*

the specific general election cycle for which the third-party voter registration organization is registered.

(3)~~(2)~~ The division or the supervisor of elections shall make voter registration forms available to third-party voter registration organizations. All such forms must contain information identifying the organization to which the forms are provided. The division shall maintain a database of all third-party voter registration organizations and the voter registration forms assigned to the third-party voter registration organization. Each supervisor of elections shall provide to the division information on voter registration forms assigned to and received from third-party voter registration organizations. The information must be provided in a format and at times as required by the division by rule. The division ~~shall~~ ~~must~~ update information on third-party voter registrations daily and make the information publicly available.

(4) *A third-party voter registration organization that collects voter registration applications shall provide a receipt to an applicant upon accepting possession of his or her application. The division shall adopt by rule a uniform format for the receipt by October 1, 2023. The format must include, but need not be limited to, the name of the applicant, the date the application is received, the name of the third-party voter registration organization, the name of the registration agent, the applicant's political party affiliation, and the county in which the applicant resides.*

(5)~~(a)~~~~(3)(a)~~ A third-party voter registration organization that collects voter registration applications serves as a fiduciary to the applicant ~~and shall ensure, ensuring~~ that any voter registration application entrusted to the organization, irrespective of party affiliation, race, ethnicity, or gender, ~~is must be~~ promptly delivered to the division or the supervisor of elections in the county in which the applicant resides within 10 ~~14~~ days after the application ~~is was~~ completed by the applicant, but not after registration closes for the next ensuing election. If a voter registration application collected by any third-party voter registration organization is not promptly delivered to the division or supervisor of elections in the county in which the applicant resides, the third-party voter registration organization is liable for the following fines:

1. A fine in the amount of \$50 *per each day late, up to \$2,500*, for each application received by the division or the supervisor of elections in the county in which the applicant resides more than 10 ~~14~~ days after the applicant delivered the completed voter registration application to the third-party voter registration organization or any person, entity, or agent acting on its behalf. A fine in the amount of \$2,500 ~~\$250~~ for each application received if the third-party voter registration organization or person, entity, or agency acting on its behalf acted willfully.

2. A fine in the amount of \$100 *per each day late, up to \$5,000*, for each application collected by a third-party voter registration organization or any person, entity, or agent acting on its behalf, before book closing for any given election for federal or state office and received by the division or the supervisor of elections in the county in which the applicant resides after the book-closing deadline for such election. A fine in the amount of \$5,000 ~~\$500~~ for each application received if the third-party voter registration organization or any person, entity, or agency acting on its behalf acted willfully.

3. A fine in the amount of \$500 for each application collected by a third-party voter registration organization or any person, entity, or agent acting on its behalf, which is not submitted to the division or supervisor of elections in the county in which the applicant resides. A fine in the amount of \$5,000 ~~\$1,000~~ for any application not submitted if the third-party voter registration organization or person, entity, or agency acting on its behalf acted willfully.

The aggregate fine *which may be assessed* pursuant to this paragraph ~~which may be assessed~~ against a third-party voter registration organization, including affiliate organizations, for violations committed in a calendar year is \$250,000 ~~\$50,000~~.

(b) A showing by the third-party voter registration organization that the failure to deliver the voter registration application within the required timeframe is based upon force majeure or impossibility of performance shall be an affirmative defense to a violation of this subsection. The secretary may waive the fines described in this subsection upon a showing that the failure to deliver the voter registration appli-

cation promptly is based upon force majeure or impossibility of performance.

(6)(4) If a person collecting voter registration applications on behalf of a third-party voter registration organization alters the voter registration application of any other person, without the other person's knowledge and consent, in violation of s. 104.012(4) and is subsequently convicted of such offense, the applicable third-party voter registration organization is liable for a fine in the amount of \$5,000 ~~\$1,000~~ for each application altered.

(7) *If a person collecting voter registration applications on behalf of a third-party voter registration organization copies a voter's application or retains a voter's personal information, such as the voter's Florida driver license number, Florida identification card number, social security number, or signature, for any reason other than to provide such application or information to the third-party voter registration organization in compliance with this section, the person commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

(8)(5) If the Secretary of State reasonably believes that a person has committed a violation of this section, the secretary may refer the matter to the Attorney General for enforcement. The Attorney General may institute a civil action for a violation of this section or to prevent a violation of this section. An action for relief may include a permanent or temporary injunction, a restraining order, or any other appropriate order.

(9)(6) The division shall adopt by rule a form to elicit specific information concerning the facts and circumstances from a person who claims to have been registered to vote by a third-party voter registration organization but who does not appear as an active voter on the voter registration rolls. The division shall also adopt rules to ensure the integrity of the registration process, including controls to ensure that all completed forms are promptly delivered to the division or a supervisor in the county in which the applicant resides.

(10)(7) The date on which an applicant signs a voter registration application is presumed to be the date on which the third-party voter registration organization received or collected the voter registration application.

(11) *A third-party voter registration organization may not mail or otherwise provide a voter registration application upon which any information about an applicant has been filled in before it is provided to the applicant. A third-party voter registration organization that violates this section is liable for a fine in the amount of \$50 for each such application.*

(12)(8) The requirements of this section are retroactive for any third-party voter registration organization registered with the department as of July 1, 2023 ~~on the effective date of this act~~, and must be complied with within 90 days after the department provides notice to the third-party voter registration organization of the requirements contained in this section. Failure of the third-party voter registration organization to comply with the requirements within 90 days after receipt of the notice shall automatically result in the cancellation of the third-party voter registration organization's registration.

Section 5. Subsections (1) and (3) of section 97.071, Florida Statutes, are amended to read:

97.071 Voter information card.—

(1) A voter information card ~~must~~ **shall** be furnished by the supervisor to all registered voters residing in the supervisor's county. The card must contain:

- (a) Voter's registration number.
- (b) Date of registration.
- (c) Full name.
- (d) Party affiliation.
- (e) Date of birth.
- (f) Address of legal residence.

(g) Precinct number.

(h) Polling place address *and a link to the supervisor's website to provide the most current polling place locations.*

(i) Name of supervisor and contact information of supervisor.

(j) *The following statement: "This card is for information purposes only. This card is proof of registration but is not legal verification of eligibility to vote. It is the responsibility of a voter to keep his or her eligibility status current. A voter may confirm his or her eligibility to vote with the Department of State."*

(k)(4) Other information deemed necessary by the supervisor.

(3) In the case of a change of name, address of legal residence, polling place address, or party affiliation, the supervisor shall issue the voter a new voter information card. A temporary change made to a polling location pursuant to ss. 101.71 and 101.74 does not require the issuance of a new voter information card.

Section 6. *The amendments made to s. 97.071, Florida Statutes, by this act, only apply to new and replacement voter information cards issued on or after July 1, 2023.*

Section 7. Subsections (2), (3), and (4), paragraph (c) of subsection (5), and paragraph (a) of subsection (7) of section 98.065, Florida Statutes, are amended, and a new subsection (6) is added to that section, to read:

98.065 Registration list maintenance programs.—

(2) A supervisor must incorporate one or more of the following procedures in the supervisor's annual registration list maintenance program under which the supervisor shall:

(a) Use change-of-address information supplied by the United States Postal Service through its licensees to identify registered voters whose addresses might have changed. Additionally, in odd-numbered years, unless the supervisor is conducting the procedure specified in paragraph (b), the supervisor must identify change-of-address information from ~~address confirmation final notices returned non-forwardable return if undeliverable address confirmation requests~~ mailed to all registered voters who have not voted in the preceding two general elections or any intervening election and who have not made a request that their registration records be updated during that time; or

(b) Identify change-of-address information from returned non-forwardable return-if-undeliverable ~~address confirmation requests~~ mail sent to all registered voters in the county.

~~(3) Address confirmation requests sent pursuant to paragraph (2)(a) and mail sent pursuant to paragraph (b) must be addressed to the voter's address of legal residence, not including voters temporarily residing outside the county and registered in the precinct designated by the supervisor pursuant to s. 101.045(1). If a request is returned as undeliverable, any other notification sent to the voter pursuant to subsection (5) or s. 98.0655 must be addressed to the voter's mailing address on file, if any.~~

(3)(4) A registration list maintenance program must be conducted by each supervisor, at a minimum, once each year, *beginning no later than April 1*, and must be completed *at least not later than 90 days* before the date of any federal election. All list maintenance actions associated with each voter must be entered, tracked, *recorded*, and maintained in the statewide voter registration system.

(4)(5)

(c) If an address confirmation request required by paragraph (2)(b) ~~(2)(a)~~ is returned as undeliverable without indication of an address change, ~~or there is no response from the voter within 30 days~~, or if any other nonforwardable return-if-undeliverable mail is returned as undeliverable with no indication of an address change, the supervisor ~~must~~ **shall** send an address confirmation final notice to ~~all addresses on file~~ for the voter.

(6) *The supervisor shall, at a minimum, conduct an annual review of voter registration records to identify registration records in which a voter*

is registered at an address that may not be an address of legal residence for the voter. For those registration records with such addresses that the supervisor has reasonable belief are not legal residential addresses, the supervisor shall initiate list maintenance activities pursuant to s. 98.075(6) and (7).

(7)(a) No later than July 31 and January 31 of each year, the supervisor must certify to the department the address list maintenance activities conducted during the first 6 months and the second 6 months of the year, respectively, including the number of address confirmation requests sent, the number of voters designated as inactive, and the number of voters removed from the statewide voter registration system.

Section 8. Paragraph (c) of subsection (1) of section 98.0655, Florida Statutes, is amended to read:

98.0655 Registration list maintenance forms.—The department shall prescribe registration list maintenance forms to be used by the supervisors which must include:

(1) An address confirmation request that must contain:

~~(c) If the address confirmation request is required by s. 98.065(2)(a), a statement that if the voter has not changed his or her legal residence or has changed his or her legal residence within the state, the voter should return the form within 30 days after the date on which the notice was sent to the voter; and~~

Section 9. Paragraph (c) of subsection (2) and subsections (3) through (8) of section 98.075, Florida Statutes, are amended to read:

98.075 Registration records maintenance activities; ineligibility determinations.—

(2) DUPLICATE REGISTRATION.—

(c) Information received by the department from another state or the District of Columbia upon the department becoming a member of a nongovernmental entity as provided in subparagraph (b)1., which is confidential or exempt pursuant to the laws of that state or the District of Columbia, is exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution. The department shall provide such information to the supervisors to conduct registration list maintenance activities. ~~This paragraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2023, unless reviewed and saved from repeal through reenactment by the Legislature.~~

(3) DECEASED PERSONS.—

(a)1. The department shall identify those registered voters who are deceased by comparing information received from:

- a. The Department of Health as provided in s. 98.093;
- b. The United States Social Security Administration, including, but not limited to, any master death file or index compiled by the United States Social Security Administration; and
- c. The Department of Highway Safety and Motor Vehicles.

2. Within 7 days after receipt of such information through the statewide voter registration system, the supervisor shall remove the name of the registered voter.

(b) The supervisor shall remove the name of a deceased registered voter from the statewide voter registration system *within 7 days after* ~~upon~~ receipt of a copy of a death certificate issued by a governmental agency authorized to issue death certificates.

(4) ADJUDICATION OF MENTAL INCAPACITY.—The department shall identify those registered voters who have been adjudicated mentally incapacitated with respect to voting and who have not had their voting rights restored by comparing information received from the clerk of the circuit court as provided in s. 98.093. The department shall review such information and make an initial determination as to whether the information is credible and reliable. If the department determines that the information is credible and reliable, the department ~~must shall~~ notify the supervisor and provide a copy of the supporting

documentation indicating the potential ineligibility of the voter to be registered. Upon receipt of the notice that the department has made a determination of initial credibility and reliability, the supervisor shall adhere to the procedures set forth in subsection (7) ~~before prior to~~ the removal of a registered voter from the statewide voter registration system.

(5) FELONY CONVICTION.—

(a) The department shall identify those registered voters who have been convicted of a felony and whose voting rights have not been restored by comparing information received from, but not limited to, a clerk of the circuit court, the Board of Executive Clemency, the Department of Corrections, the Department of Law Enforcement, or a United States Attorney's Office, as provided in s. 98.093. The department shall review such information and make an initial determination as to whether the information is credible and reliable. If the department determines that the information is credible and reliable, the department ~~must shall~~ notify the supervisor and provide a copy of the supporting documentation indicating the potential ineligibility of the voter to be registered. Upon receipt of the notice that the department has made a determination of initial credibility and reliability, the supervisor shall adhere to the procedures set forth in subsection (7) ~~before prior to~~ the removal of a registered voter's name from the statewide voter registration system.

(b) The supervisors shall coordinate with their respective clerks of the court to obtain information pursuant to s. 98.093 to identify registered voters within their respective jurisdictions who have been convicted of a felony during the preceding week and whose voting rights have not been restored. The supervisor shall adhere to the procedures set forth in subsection (7) before the removal of a registered voter's name from the statewide voter registration system. For purposes of this paragraph, a supervisor's duties under subsection (7) begin upon his or her determination that the information received from the clerk is credible and reliable.

(6) OTHER BASES FOR INELIGIBILITY.—Subsections (2)-(5) do not limit or restrict the department or the supervisor in his or her duty to act upon direct receipt of, access to, or knowledge of information from any governmental entity that identifies a registered voter as potentially ineligible. If the department or supervisor receives information from any governmental entity ~~sources~~ other than those identified in subsections (2)-(5) that a registered voter is ineligible because ~~the voter he or she~~ is deceased, adjudicated a convicted felon without having had his or her voting rights restored, adjudicated mentally incapacitated without having had his or her voting rights restored, does not meet the age requirement pursuant to s. 97.041, is not a United States citizen, is a fictitious person, or has listed ~~an address a residence~~ that is not his or her address of legal residence, the supervisor must adhere to the procedures set forth in subsection (7) ~~before prior to~~ the removal of the name of a registered voter who is determined to be ineligible ~~a registered voter's name~~ from the statewide voter registration system.

(7) PROCEDURES FOR REMOVAL.—

(a) If the supervisor receives notice or information pursuant to subsections (4)-(6), the supervisor of the county in which the voter is registered ~~must shall~~:

1. Notify the registered voter of his or her potential ineligibility by mail within 7 days after receipt of notice or information. The notice ~~must shall~~ include:

a. A statement of the basis for the registered voter's potential ineligibility and a copy of any documentation upon which the potential ineligibility is based. Such documentation must include any conviction from another jurisdiction determined to be a similar offense to murder or a felony sexual offense, as those terms are defined in s. 98.0751.

b. A statement that failure to respond within 30 days after receipt of the notice may result in a determination of ineligibility and in removal of the registered voter's name from the statewide voter registration system.

c. A return form that requires the registered voter to admit or deny the accuracy of the information underlying the potential ineligibility for purposes of a final determination by the supervisor.

d. A statement that, if the voter is denying the accuracy of the information underlying the potential ineligibility, the voter has a right to request a hearing for the purpose of determining eligibility.

e. Instructions for the registered voter to contact the supervisor of elections of the county in which the voter is registered if assistance is needed in resolving the matter.

f. Instructions for seeking restoration of civil rights pursuant to s. 8, Art. IV of the State Constitution and information explaining voting rights restoration pursuant to s. 4, Art. VI of the State Constitution following a felony conviction, if applicable.

g. *The following statement: "If you attempt to vote at an early voting site or your normal election day polling place, you will be required to vote a provisional ballot. If you vote by mail, your ballot will be treated as a provisional ballot. In either case, your ballot may not be counted until a final determination of eligibility is made. If you wish for your ballot to be counted, you must contact the supervisor of elections office within 2 days after the election and present evidence that you are eligible to vote."*

2. If the mailed notice is returned as undeliverable, the supervisor must, within 14 days after receiving the returned notice, either publish ~~shall publish~~ notice once in a newspaper of general circulation in the county in which the voter was last registered or publish notice on the county's website as provided in s. 50.0311 or on the supervisor's website, as deemed appropriate by the supervisor. The notice must ~~shall~~ contain the following:

- a. The voter's name and address.
- b. A statement that the voter is potentially ineligible to be registered to vote.
- c. A statement that failure to respond within 30 days after the notice is published may result in a determination of ineligibility by the supervisor and removal of the registered voter's name from the statewide voter registration system.
- d. An instruction for the voter to contact the supervisor no later than 30 days after the date of the published notice to receive information regarding the basis for the potential ineligibility and the procedure to resolve the matter.
- e. An instruction to the voter that, if further assistance is needed, the voter should contact the supervisor of elections of the county in which the voter is registered.
- f. *A statement that, if the voter denies the accuracy of the information underlying the potential ineligibility, the voter has a right to request a hearing for the purpose of determining eligibility.*
- g. *The following statement: "If you attempt to vote at an early voting site or your normal election day polling place, you will be required to vote a provisional ballot. If you vote by mail, your ballot will be treated as a provisional ballot. In either case, your ballot may not be counted until a final determination of eligibility is made. If you wish for your ballot to be counted, you must contact the supervisor of elections office within 2 days after the election and present evidence that you are eligible to vote."*

3. If a registered voter fails to respond to a notice pursuant to subparagraph 1. or subparagraph 2., the supervisor must ~~shall~~ make a final determination of the voter's eligibility within 7 days after expiration of the voter's timeframe to respond. If the supervisor determines that the voter is ineligible, the supervisor must ~~shall~~ remove the name of the registered voter from the statewide voter registration system within 7 days. The supervisor shall notify the registered voter of the supervisor's determination and action.

4. If a registered voter responds to the notice pursuant to subparagraph 1. or subparagraph 2. and admits the accuracy of the information underlying the potential ineligibility, the supervisor must, as soon as practicable, ~~shall~~ make a final determination of ineligibility and ~~shall~~ remove the voter's name from the statewide voter registration system. The supervisor shall notify the registered voter of the supervisor's determination and action.

5. If a registered voter responds to the notice issued pursuant to subparagraph 1. or subparagraph 2. and denies the accuracy of the

information underlying the potential ineligibility but does not request a hearing, the supervisor must ~~shall~~ review the evidence and make a final determination of eligibility no later than 30 days after receiving the response from the voter. *If the supervisor determines that the registered voter is ineligible, the supervisor must remove the voter's name from the statewide voter registration system upon such determination and notify the registered voter of the supervisor's determination and action and that the removed voter has a right to appeal a determination of ineligibility pursuant to s. 98.0755.* If such registered voter requests a hearing, the supervisor must ~~shall~~ send notice to the registered voter to attend a hearing at a time and place specified in the notice. *The supervisor shall schedule and issue notice for the hearing within 7 days after receiving the voter's request for a hearing and shall hold the hearing no later than 30 days after issuing the notice of the hearing. A voter may request an extension upon showing good cause by submitting an affidavit to the supervisor as to why he or she is unable to attend the scheduled hearing.* Upon hearing all evidence presented at the hearing, the supervisor shall make a determination of eligibility within 7 days. If the supervisor determines that the registered voter is ineligible, the supervisor must ~~shall~~ remove the voter's name from the statewide voter registration system and notify the registered voter of the supervisor's determination and action and that the removed voter has a right to appeal a determination of ineligibility pursuant to s. 98.0755.

(b) The following ~~shall~~ apply to this subsection:

1. All determinations of eligibility must ~~shall~~ be based on a preponderance of the evidence.
2. All proceedings are exempt from ~~the provisions of~~ chapter 120.
3. Any notice must ~~shall~~ be sent to the registered voter by certified mail, return receipt requested, or other means that provides a verification of receipt or must ~~shall~~ be published in a newspaper of general circulation where the voter was last registered, on the county's website as provided in s. 50.0311, or on the supervisor's website, whichever is applicable.
4. The supervisor shall remove the name of any registered voter from the statewide voter registration system only after the supervisor makes a final determination that the voter is ineligible to vote.
5. Any voter whose name has been removed from the statewide voter registration system pursuant to a determination of ineligibility may appeal that determination under ~~the provisions of~~ s. 98.0755.
6. Any voter whose name was removed from the statewide voter registration system on the basis of a determination of ineligibility who subsequently becomes eligible to vote must reregister in order to have his or her name restored to the statewide voter registration system.

(8) CERTIFICATION.—

(a) No later than July 31 and January 31 of each year, the supervisor shall certify to the department that the supervisor has ~~the activities~~ conducted the activities required pursuant to this section during the first 6 months and the second 6 months of the year, respectively. The certification must ~~shall~~ include the number of persons to whom notices were sent pursuant to subsection (7), the number of persons who responded to the notices, the number of notices returned as undeliverable, the number of notices published in the newspaper, on the county's website, or on the supervisor's website, the number of hearings conducted, and the number of persons removed from the statewide voter registration system ~~systems~~ and the reasons for such removals.

(b) If, based on the certification provided pursuant to paragraph (a), the department determines that a supervisor has not satisfied the requirements of this section, the department shall satisfy the appropriate requirements for that county. Failure to satisfy the requirements of this section constitutes ~~shall constitute~~ a violation of s. 104.051.

Section 10. Subsections (2), (3), and (4) of section 98.077, Florida Statutes, are amended to read:

98.077 Update of voter signature.—

(2) The ~~department and~~ supervisors of elections shall include in any correspondence, other than postcard notifications and notices relating to eligibility, sent to a registered voter information regarding when,

where, and how to update the voter's signature and shall provide the voter information on how to obtain a voter registration application from a voter registration official which can be returned to update the signature.

(3) At least once during each general election year before the presidential preference primary or the primary election, whichever occurs first, the supervisor shall publish in a newspaper of general circulation or other newspaper in the county, on the county's website as provided in s. 50.0311, or on the supervisor's website, as deemed appropriate by the supervisor, a notice specifying when, where, or how a voter can update his or her signature that is on file and how a voter can obtain a voter registration application from a voter registration official.

(4) Except as authorized in ss. 101.048 and 101.68:

(a) All signature updates for use in verifying vote-by-mail voter certificates, and provisional ballot voter certificates, or petitions ballots must be received by the appropriate supervisor before the voter's elector's ballot is received by the supervisor or, in the case of provisional ballots, before the voter's elector's ballot is cast or, in the case of a petition, before the petition is submitted for signature verification.

(b) The signature on file at the time the vote-by-mail ballot is received, or at the time the provisional ballot is cast, or at the time a petition is reviewed is the signature that must be used in verifying the signature on the vote-by-mail voter certificates, and provisional ballot voter certificates, or petitions, respectively. For signatures requiring secondary or tertiary review, older signatures from previous registration updates may be used.

Section 11. Section 98.093, Florida Statutes, is amended to read:

98.093 Duty of officials to furnish information relating to deceased persons, persons adjudicated mentally incapacitated, persons convicted of a felony, and persons who are not United States citizens.—

(1) *DUTIES.*—In order to identify ineligible registered voters and maintain accurate and current voter registration records in the statewide voter registration system pursuant to procedures in s. 98.065 or s. 98.075, it is necessary for the department and supervisors of elections to receive or access certain information from state and federal officials and entities in the format prescribed.

(2) To the maximum extent feasible, state and local government agencies shall facilitate provision of information and access to data to the department, including, but not limited to, databases that contain reliable criminal records and records of deceased persons. State and local government agencies that provide such data must do so without charge if the direct cost incurred by those agencies is not significant.

(2)(a) *DEPARTMENT OF HEALTH.*—The Department of Health shall furnish weekly monthly to the department a list containing the name, address, date of birth, date of death, social security number, race, and sex of each deceased person 17 years of age or older whose death was reported during the preceding week.

(3)(b) *CLERK OF THE CIRCUIT COURT.*—Each clerk of the circuit court shall furnish weekly to the department and to the supervisors in their respective jurisdictions the following information monthly to the department:

(a) Information identifying A list of those persons who have been adjudicated mentally incapacitated with respect to voting during the preceding week and calendar month, a list of those persons whose mental capacity with respect to voting has been restored during the preceding week. The information must include each person's name; address; date of birth; race; sex; and, if available, his or her Florida driver license number or Florida identification card number or the last four digits of his or her social security number. The clerk shall provide the information to the department to assist a supervisor in identifying registered voters in his or her county who are adjudicated mentally incapacitated outside of his or her county pursuant to s. 98.075(4).

(b) Information identifying calendar month, and a list of those persons who have responded to returned signed jury notices during the preceding week from months to the clerk of the circuit court and whose response indicated indicating a change of address. The information must

Each list shall include each person's the name; address; date of birth; race; sex; and, if whichever is available, the Florida driver license number or Florida identification card number; or the last four digits of his or her social security number of each such person.

(c) Information on the terms of sentence for felony convictions, including any financial obligations for court costs, fees, and fines, of all persons listed in the clerk's records whose last known address in the clerk's records is within this state and who have been convicted of a felony during the preceding week month. The information may be provided to the supervisor directly by the clerk individual clerks of the circuit court or may be provided on the clerk's their behalf through the Comprehensive Case Information System. The clerk shall provide the information to the department to assist a supervisor in identifying registered voters in his or her county who are adjudicated of a felony outside of his or her county. For each felony conviction reported, the information must include:

1.a. The full name; last known address; date of birth; race; sex; and, if available, the Florida driver license number or Florida identification card number, as applicable; and the last four digits of the social security number of the person convicted.

2.b. The amounts of all financial obligations, including restitution and court costs, fees, and fines, and, if known, the amount of financial obligations not yet satisfied.

3.e. The county in which the conviction occurred.

4.d. The statute number violated, statute table text, date of conviction, and case number.

(4)(e) *UNITED STATES ATTORNEYS.*—Upon receipt of information from the United States Attorney, listing persons convicted of a felony in federal court, the department shall use such information to identify registered voters or applicants for voter registration who may be potentially ineligible based on information provided in accordance with s. 98.075.

(5)(d) *DEPARTMENT OF LAW ENFORCEMENT.*—The Department of Law Enforcement shall identify and report to the department at least weekly those persons who have been convicted of a felony during the preceding week who appear in the voter registration records supplied by the statewide voter registration system; in a time and manner that enables the department to meet its obligations under state and federal law.

(6)(e) *FLORIDA COMMISSION ON OFFENDER REVIEW.*—The Florida Commission on Offender Review shall furnish at least weekly bimonthly to the department data, including the identity of those persons granted clemency in the preceding month or any updates to prior records which have occurred in the preceding month. The data must shall contain the commission's case number and the person's name, address, date of birth, race, gender, Florida driver license number, Florida identification card number, or the last four digits of the social security number, if available, and references to record identifiers assigned by the Department of Corrections and the Department of Law Enforcement, a unique identifier of each clemency case, and the effective date of clemency of each person.

(7)(f) *DEPARTMENT OF CORRECTIONS.*—The Department of Corrections shall identify and report to the department at least weekly those persons who have been convicted of a felony and committed to its custody or placed on community supervision during the preceding week. The information must be provided to the department at a time and in a manner that enables the department to identify registered voters who are convicted felons and to meet its obligations under state and federal law.

(8)(g) *DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES.*—The Department of Highway Safety and Motor Vehicles shall furnish weekly monthly to the department the following information:

(a) Information identifying A list of those persons whose names have been removed from the Florida driver license or Florida identification card database during the preceding week because they have been licensed or been issued an identification card in another state. The in-

formation ~~list~~ must contain the person's name, last known Florida address, date of birth, sex, last four digits of his or her social security number, and Florida driver license number or Florida identification card number and, if available, the address and the state in which the person is now licensed ~~of each such person.~~

(b)2. Information identifying ~~A list of~~ those persons who during the preceding week presented evidence of non-United States citizenship upon being issued a new or renewed Florida driver license or Florida identification card. The information ~~list~~ must contain the person's name; address; date of birth; last four digits of the; social security number, if applicable; ~~and~~ Florida driver license number or Florida identification card number, as available ~~applicable~~; and alien registration number or other legal status identifier, ~~of each such person.~~

(c) Information identifying those persons for which it has received official information during the preceding week that the person is deceased. The information must contain the name, address, date of birth, last four digits of the social security number, Florida driver license number or Florida identification card number, and date of death of each such person.

(9)4. CONSTRUCTION.—This section does not limit or restrict the supervisor in his or her duty to act upon direct receipt of, access to, or knowledge of official information from these and other governmental entities that identify a registered voter as potentially ineligible and to initiate removal of ~~remove~~ the name of the registered voter who is determined to be ineligible ~~names of persons~~ from the statewide voter registration system pursuant to s. 98.075(7) ~~based upon information received from other sources.~~

Section 12. Section 98.0981, Florida Statutes, is amended to read:

98.0981 Reports; voting history; statewide voter registration system information; precinct-level election results; book closing statistics; live turnout data.—

(1) VOTING HISTORY AND STATEWIDE VOTER REGISTRATION SYSTEM INFORMATION.—Each supervisor shall submit the reports required by this subsection to the department no later than 10 business days after the Elections Canvassing Commission certifies the results of an election.

(a) Reconciliation.—For each presidential preference primary election, special primary election, special election, primary election, and general election, the supervisor shall reconcile the aggregate total of ballots cast in each precinct to the aggregate number of voters with voter history pursuant to paragraph (b) and the precinct-level election results pursuant to subsection (3) and submit a reconciliation report. The report must be submitted to the department in an electronic format pursuant to file format and specifications set forth by rule. The report must include a written explanation if the reconciliation results in a discrepancy between the voter history and the election results.

(b) Voting history.—For each ~~Within 30 days after certification by the Elections Canvassing Commission of~~ a presidential preference primary, special election, special primary election, primary election, or general election, as applicable, supervisors of elections shall transmit completely updated voting history information for each qualified voter to the department. Such information must be provided; in a uniform electronic format pursuant to file specifications adopted by the department by rule. The voting history information must include: ~~specified in paragraph (d), completely updated voting history information for each qualified voter who voted~~

1. The unique identifier assigned to each qualified voter within the statewide voter registration system.

2. Each qualified voter's unique precinct identifier, as designated by the county within the statewide voter registration system, at the time of voting. For purposes of this subparagraph, the term "unique precinct identifier" means an alphanumeric code representing the precinct name or number and containing no more than the maximum characters as specified by rule.

3. Specifics as to each qualified voter's voting history, including whether the qualified voter voted a regular ballot during the early voting period, voted during the early voting period using a provisional ballot

that was subsequently counted, voted a regular ballot at a precinct location, voted at a precinct location using a provisional ballot that was subsequently counted, voted by vote-by-mail ballot, attempted to vote by a timely received vote-by-mail ballot that was not counted, attempted to vote by a vote-by-mail ballot that was received untimely, attempted to vote by provisional ballot that was not counted, or did not vote.

(c) Precinct boundaries.—For each presidential preference primary election, special primary election, special election, primary election, and general election, the supervisor shall submit to the department the geographical information system map of precinct boundaries created and maintained pursuant to s. 101.001 for the applicable election.

(2)4. LEGISLATIVE REPORT.—

(a) Specifications.—~~After receipt of the information in paragraph (a),~~ The department shall prepare an election summary compiled for a presidential preference primary election, special primary election, special election, primary election, or general election, as applicable, ~~a report~~ in an electronic format which contains the following information, ~~separately compiled for the primary and general election for all voters qualified to vote in either election:~~

1. The voting history information as transmitted under paragraph (1)(b) and the precinct boundaries as transmitted under paragraph (1)(c). ~~unique identifier assigned to each qualified voter within the statewide voter registration system;~~

2. All information provided by each qualified voter on his or her voter registration application pursuant to s. 97.052(2), except that which is confidential or exempt from public records requirements.;

3. Each qualified voter's date of registration.;

4. Each qualified voter's ~~current~~ state representative district, state senatorial district, ~~and~~ congressional district, county commission district, and school board district at the time of voting, assigned by the supervisor of elections.;

5. ~~Each qualified voter's current precinct, and~~

6. ~~Voting history as transmitted under paragraph (a) to include whether the qualified voter voted at a precinct location, voted during the early voting period, voted by vote by mail ballot, attempted to vote by vote by mail ballot that was not counted, attempted to vote by provisional ballot that was not counted, or did not vote.~~

(b)4. Submission.—~~Within 60~~ 45 days after certification ~~by the Elections Canvassing Commission certifies of~~ a presidential preference primary, special election, primary election, or general election, the department shall ~~submit~~ send to the President of the Senate, the Speaker of the House of Representatives, the Senate Minority Leader, and the House Minority Leader ~~an election summary a~~ report in electronic format that includes all information set forth in paragraph (a) 4.

(d) ~~File specifications are as follows:~~

1. ~~The file shall contain records designated by the categories below for all qualified voters who, regardless of the voter's county of residence or active or inactive registration status at the book closing for the corresponding election that the file is being created for:~~

a. ~~Voted a regular ballot at a precinct location.~~

b. ~~Voted at a precinct location using a provisional ballot that was subsequently counted.~~

e. ~~Voted a regular ballot during the early voting period.~~

d. ~~Voted during the early voting period using a provisional ballot that was subsequently counted.~~

e. ~~Voted by vote by mail ballot.~~

f. ~~Attempted to vote by vote by mail ballot, but the ballot was not counted.~~

g. ~~Attempted to vote by provisional ballot, but the ballot was not counted in that election.~~

~~2. Each file shall be created or converted into a tab-delimited format.~~

~~3. File names shall adhere to the following convention:~~

~~a. Three character county identifier as established by the department followed by an underscore.~~

~~b. Followed by four character file type identifier of "VHO3" followed by an underscore.~~

~~e. Followed by FVRS election ID followed by an underscore.~~

~~d. Followed by Date Created followed by an underscore.~~

~~e. Date format is YYYYMMDD.~~

~~f. Followed by Time Created HHMMSS.~~

~~g. Followed by ".txt".~~

~~4. Each record shall contain the following columns: Record Identifier, FVRS Voter ID Number, FVRS Election ID Number, Vote Date, Vote History Code, Precinct, Congressional District, House District, Senate District, County Commission District, and School Board District.~~

~~(c) Each supervisor of elections shall reconcile, before submission, the aggregate total of ballots cast in each precinct as reported in the precinct level election results to the aggregate total number of voters with voter history for the election for each district.~~

~~(f) Each supervisor of elections shall submit the results of the data reconciliation as described in paragraph (c) to the department in an electronic format and give a written explanation for any precincts where the reconciliation as described in paragraph (c) results in a discrepancy between the voter history and the election results.~~

~~(3)(2) PRECINCT-LEVEL ELECTION RESULTS.—~~

~~(a)1. Within 10 business 30 days after certification by the Elections Canvassing Commission certifies of a presidential preference primary election, special election, special primary election, primary election, or general election, as applicable, the supervisors of elections shall collect and submit to the department precinct-level election results for the election in a uniform electronic format specified by paragraph (c). The precinct level election results shall be compiled separately for the primary or special primary election that preceded the general or special general election, respectively. The results must shall specifically include for each precinct the total of all ballots cast for each candidate or nominee to fill a national, state, county, or district office or proposed constitutional amendment, with subtotals for each candidate and ballot type. When one or more ballot types, also known as counting groups, in a race or an issue have fewer than 30 voters voting on the ballot, the ballot type must be reported as zero except for the total votes counting group for that precinct. Ballot types or counting groups include election day, early voting, vote-by-mail, provisional voting, and total votes. However, ballot type or precinct subtotals in a race or question having fewer than 30 voters voting on the ballot type or in the precinct may not be reported in precinct results. For purposes of this paragraph, the term "all ballots cast" means ballots cast by voters who cast a ballot, whether at a precinct location, by vote-by-mail ballot, including overseas vote-by-mail ballots, during the early voting period, or by provisional ballot.~~

~~2. Upon request from the department, a supervisor must research and address, as appropriate, any questions or issues identified by the department pertaining to the precinct-level election results. If the information as originally submitted is changed or corrected, the supervisor must provide an amended precinct-level election results file no later than 10 business days after the request from the department.~~

~~(b) The department shall make such information available online no later than 60 days after the Elections Canvassing Commission certifies the presidential preference primary election, special primary election, special election, primary election, or general election, as applicable. The website containing the information must include on a searchable, sortable, and downloadable database via its website that also includes the file layout and codes. The information must database shall be searchable and sortable by county, precinct, and candidate. The must data-~~

~~base shall be downloadable in a tab-delimited format; and must. The database shall be available for download county-by-county and also as a statewide file. Such report shall also be made available upon request.~~

~~(c) The files containing the precinct-level election results must shall be created in accordance with the applicable file specification as set forth by rule. The rule must, at a minimum, provide that:~~

~~1. The precinct level results file shall be created or converted into a tab-delimited text file.~~

~~2. The row immediately before the first data record shall contain the column names of the data elements that make up the data records. There shall be one header record followed by multiple data records.~~

~~3. the data records shall include the following columns: County Name, Election Number, Election Date, Unique Precinct Identifier, Precinct Polling Location, Total Registered Voters, Total Registered Republicans, Total Registered Democrats, Total Registered All Other Parties, Contest Name, Candidate/Retention/Issue Name, Candidate Florida Voter Registration System ID Number, Division of Elections Unique Candidate Identifying Number, Candidate Party, District, Undervote Total, Overvote Total, Write-in Total, and Vote Total. For purposes of this paragraph, the term "unique precinct identifier" means an alphanumeric code representing the precinct name or number and containing no more than the maximum characters as specified by rule.~~

~~(4)(3) PRECINCT-LEVEL BOOK CLOSING STATISTICS.—No later than 10 days after the date of book closing for but before the date of an election as defined in s. 97.021 to fill a national, state, county, or district office, or to vote on a proposed constitutional amendment, the department shall compile and make available the following precinct-level statistical data for each county:~~

~~(a) Unique precinct identifier numbers. For purposes of this subsection, the term "unique precinct identifier" means an alphanumeric code representing the precinct name or number and containing no more than the maximum characters as specified by rule.~~

~~(b) Total number of active registered voters by party for each precinct.~~

~~(5)(4) LIVE TURNOUT DATA.—On election day, each supervisor of elections shall make live voter turnout data, updated at least once per hour, available on his or her website. Each supervisor shall transmit the live voter turnout data to the division, which must create and maintain a real-time statewide turnout dashboard that is available for viewing by the public on the division's website as the data becomes available.~~

~~(6)(5) REPORTS PUBLICLY AVAILABLE.—The department shall also make publicly available the reports and results required in subsections (1)-(4) (1)-(3).~~

~~(7)(6) RULEMAKING.—The department shall adopt rules and prescribe forms to carry out the purposes of this section.~~

Section 13. Effective upon becoming a law, present paragraph (b) of subsection (1) of section 99.012, Florida Statutes, is redesignated as paragraph (c), a new paragraph (b) is added to that subsection, and paragraph (c) is added to subsection (7) of that section, to read:

99.012 Restrictions on individuals qualifying for public office.—

(1) As used in this section:

(b) "Qualify" means to fulfill the requirements set forth in s. 99.061(7)(a) or s. 105.031(5)(a).

(7) This section does not apply to:

(c) Persons seeking the office of President or Vice President of the United States.

Section 14. The amendments made to s. 99.012, Florida Statutes, by this act are intended to clarify existing law. Any person seeking the office of President or Vice President of the United States is not subject to the requirements of chapter 99, Florida Statutes, which govern candidate qualifying, specifically those which require the submission of certain documents, full and public disclosures of financial interests, petition

signatures, or the payment of filing fees. This section shall take effect upon this act becoming a law.

Section 15. Paragraph (d) of subsection (1) of section 99.021, Florida Statutes, is redesignated as paragraph (e), and a new paragraph (d) is added to that subsection, to read:

99.021 Form of candidate oath.—

(1)

(d) In addition, each candidate, whether a party candidate, a candidate with no party affiliation, or a write-in candidate, shall, at the time of subscribing to the oath or affirmation, state in writing whether he or she owes any outstanding fines, fees, or penalties that cumulatively exceed \$250 for any violations of s. 8, Art. II of the State Constitution, the Code of Ethics for Public Officers and Employees under part III of chapter 112, any local ethics ordinance governing standards of conduct and disclosure requirements, or chapter 106. If the candidate owes any outstanding fines, fees, or penalties exceeding the threshold amount specified in this paragraph, he or she must also specify the amount owed and each entity that levied such fine, fee, or penalty. For purposes of this paragraph, any such fines, fees, or penalties that have been paid in full at the time of subscribing to the oath or affirmation are not deemed to be outstanding.

Section 16. Section 99.0215, Florida Statutes, is created to read:

99.0215 Name of candidate.—

(1) Each candidate shall designate in the oath or affirmation specified in s. 99.021 the name that he or she wishes to have printed on the ballot, or in the case of a write-in candidate, the name that he or she wishes to have voters write in on the ballot when voting for him or her. Such designation must include the candidate's legal given name or names, a shortened form of the candidate's legal given name or names, an initial or initials of the candidate's legal given name or names, or a bona fide nickname customarily related to the candidate and by which the candidate is commonly known, immediately followed by the candidate's legal surname. If applicable, a candidate may place one of the following designations after the legal surname: "Sr.," "Jr.," or a numerical designation such as "II."

(2) If a candidate wishes to designate a nickname, the candidate must file an affidavit that must be verified under oath or affirmation pursuant to s. 92.525(1)(a), attesting that the nickname complies with the requirements of this section. The affidavit must be filed simultaneously with the oath or affirmation specified in s. 99.021. Any nickname designated by a candidate may not be used to mislead voters. A candidate may not designate a nickname that implies the candidate is some other person, that constitutes a political slogan or otherwise associates the candidate with a cause or an issue, or that is obscene or profane. For purposes of this subsection, the term "political slogan" means any word or words expressing or connoting a position, an opinion, or a belief that the candidate may espouse, including, but not limited to, any word or words conveying any meaning other than that of the general identity of the candidate.

(3) Unless a candidate has the same name as, or a name similar to, one or more candidates for the same office, an educational or professional title or degree may not be added to his or her name designation.

Section 17. Subsections (4) and (5) of section 99.097, Florida Statutes, are amended to read:

99.097 Verification of signatures on petitions.—

(4)(a) The supervisor ~~must~~ shall be paid in advance the sum of 10 cents for each signature checked or the actual cost of checking such signature, whichever is less, by the candidate or, in the case of a petition to have a local ~~an~~ issue placed on the ballot, by the person or organization submitting the petition. In the case of a petition to place a statewide issue on the ballot, the person or organization submitting the petition must pay the supervisor in advance the cost posted by the supervisor pursuant to s. 100.371(11) for the actual cost of checking signatures to place a statewide issue on the ballot.

(b) However, if a candidate, a person, or an organization seeking to have an issue placed upon the ballot cannot pay such charges without

imposing an undue burden on personal resources or upon the resources otherwise available to such candidate, person, or organization, such candidate, person, or organization ~~shall~~, upon written certification of such inability given under oath to the supervisor, ~~is~~ be entitled to have the signatures verified at no charge.

(c) In the event a candidate, person, or organization submitting a petition to have an issue placed upon the ballot is entitled to have the signatures verified at no charge, the supervisor of elections of each county in which the signatures are verified at no charge shall submit the total number of such signatures checked in the county to the Chief Financial Officer no later than December 1 of the general election year, and the Chief Financial Officer shall cause such supervisor of elections to be reimbursed from the General Revenue Fund in an amount equal to 10 cents or the actual cost for each name checked ~~or the actual cost of checking such signatures~~, whichever is applicable as set forth in paragraph (a) less. In no event may ~~shall~~ such reimbursement of costs be deemed or applied as extra compensation for the supervisor.

(d) Petitions ~~must~~ shall be retained by the supervisors for a period of 1 year following the election for which the petitions were circulated.

(5) The results of a verification pursuant to subparagraph (1)(a)2. may be contested in the circuit court by the candidate; an announced opponent; a representative of a designated political committee; or a person, party, or other organization submitting the petition. The contestant ~~must~~ shall file a complaint, together with the fees prescribed in chapter 28, with the clerk of the circuit court in the county in which the petition is certified or in Leon County if the petition covers more than one county within 10 days after midnight of the date the petition is certified; and the complaint ~~must~~ shall set forth the grounds on which the contestant intends to establish his or her right to require a complete check of the petition pursuant to subparagraph (1)(a)1. In the event the court orders a complete check of the petition and the result is not changed as to the success or lack of success of the petitioner in obtaining the requisite number of valid signatures, then such candidate, unless the candidate has filed the oath stating that he or she is unable to pay such charges; announced opponent; representative of a designated political committee; or party, person, or organization submitting the petition, unless such person or organization has filed the oath stating inability to pay such charges, shall pay to the supervisor of elections of each affected county for the complete check an amount calculated at the rate of 10 cents for each additional signature checked or the actual cost of checking such additional signatures, as applicable ~~whichever is less~~.

Section 18. Section 100.021, Florida Statutes, is amended to read:

100.021 Notice of general election.—The Department of State shall, in any year in which a general election is held, make out a notice stating what offices and vacancies are to be filled at the general election in the state, and in each county and district thereof. During the 30 days before ~~prior to~~ the beginning of qualifying, the department of State shall have the notice published two times in a newspaper of general circulation in each county; and, in counties in which there is no newspaper of general circulation, it shall send to the sheriff a notice of the offices and vacancies to be filled at such general election by the qualified voters of the sheriff's county or any district thereof, and the sheriff shall have at least five copies of the notice posted in conspicuous places in the county. Notice may be provided alternatively by publishing notice on the division's website, on the county's website as provided in s. 50.0311, or on the supervisor's website, as deemed appropriate by the supervisor.

Section 19. Subsection (3) of section 100.141, Florida Statutes, is amended to read:

100.141 Notice of special election to fill any vacancy in office.—

(3) The department shall deliver a copy of such notice to the supervisor of elections of each county in which the special election is to be held. The supervisor shall have the notice published two times in a newspaper of general circulation in the county at least 10 days before ~~prior to~~ the first day set for qualifying for office or, for at least 10 days before the first day set for qualifying for office, publish notice on the county's website as provided in s. 50.0311 or on the supervisor's website. ~~If such a newspaper is not published within the period set forth, the supervisor shall post at least five copies of the notice in conspicuous places in the county not less than 10 days prior to the first date set for qualifying.~~

Section 20. Section 100.342, Florida Statutes, is amended to read:

100.342 Notice of special election or referendum.—In any special election or referendum not otherwise provided for, there ~~must shall~~ be at least 30 days' notice of the election or referendum by publication in a newspaper of general circulation in the county, district, or municipality, ~~or publication on the county's website as provided in s. 50.0311, the municipality's website, or the supervisor's website, as applicable as the case may be.~~ The publication ~~must shall~~ be made at least twice, once in the fifth week and once in the third week ~~before prior to~~ the week in which the election or referendum is to be held. If ~~the applicable website becomes unavailable or there is no newspaper of general circulation in the county, district, or municipality, the notice must shall~~ be posted in no less than five places within the territorial limits of the county, district, or municipality.

Section 21. Subsection (3) and paragraph (a) of subsection (4) of section 101.001, Florida Statutes, are amended to read:

101.001 Precincts and polling places; boundaries.—

(3)(a) Each supervisor of elections shall maintain a *geographical information system* ~~suitable map drawn to a scale no smaller than 3 miles to the inch and~~ clearly delineating all major observable features such as roads, streams, and railway lines and showing the current geographical boundaries of each precinct, representative district, and senatorial district, and other type of district in the county subject to the elections process in this code. *A supervisor may coordinate with other governmental entities to comply with this subsection.*

~~(b) The supervisor shall provide to the department data on all precincts in the county associated with the most recent decennial census blocks within each precinct.~~

~~(c) The department shall maintain a searchable database that contains the precincts and the corresponding most recent decennial census blocks within the precincts for each county, including a historical file that allows the census blocks to be traced through the prior decade.~~

~~(b)(d) The supervisor of elections shall notify the Secretary of State in writing within 10 days after any reorganization of precincts and shall furnish a copy of the geographical information system compatible map showing the current geographical boundaries and designation of each new precinct. However, if precincts are composed of whole census blocks, the supervisor may furnish, in lieu of a copy of the map, a list, in an electronic format prescribed by the Department of State, associating each census block in the county with its precinct.~~

~~(c)(e) Any precinct established or altered under the provisions of this section must shall consist of areas bounded on all sides only by census block boundaries from the most recent United States Census. If the census block boundaries split or conflict with a municipal or other political subdivision another political boundary listed below, the boundary listed below may be used as a precinct boundary:~~

1. Governmental unit boundaries reported in the most recent Boundary and Annexation Survey published by the United States Census Bureau; *or*

~~2. Visible features that are readily distinguishable upon the ground, such as streets, railroads, tracks, streams, and lakes, and that are indicated upon current census maps, official Department of Transportation maps, official municipal maps, official county maps, or a combination of such maps;~~

~~3. Boundaries of public parks, public school grounds, or churches; *or*~~

2.4. Boundaries of counties, incorporated municipalities, or other political subdivisions that meet criteria established by the United States Census Bureau for block boundaries.

(4)(a) Within 10 days after there is any change in the division, *name*, number, or boundaries of the precincts, or the location of the polling places, the supervisor of elections shall make in writing an accurate description of any new or altered precincts, setting forth the boundary lines and shall identify the location of each new or altered polling place. A copy of the document describing such changes ~~must shall~~ be posted at the supervisor's office.

Section 22. Subsection (1) of section 101.048, Florida Statutes, is amended to read:

101.048 Provisional ballots.—

(1) At all elections, a voter claiming to be properly registered in the state and eligible to vote at the precinct in the election but whose eligibility cannot be determined, a person whom an election official asserts is not eligible, *including, but not limited to, a person to whom notice has been sent pursuant to s. 98.075(7), but for whom a final determination of eligibility has not been made,* and other persons specified in the code shall be entitled to vote a provisional ballot. Once voted, the provisional ballot ~~must shall~~ be placed in a secrecy envelope and thereafter sealed in a provisional ballot envelope. The provisional ballot ~~must shall~~ be deposited in a ballot box. All provisional ballots ~~must shall~~ remain sealed in their envelopes for return to the supervisor of elections. The department shall prescribe the form of the provisional ballot envelope. A person casting a provisional ballot ~~has shall have~~ the right to present written evidence supporting his or her eligibility to vote to the supervisor of elections by not later than 5 p.m. on the second day following the election.

Section 23. Paragraph (b) of subsection (4) of section 101.151, Florida Statutes, is amended to read:

101.151 Specifications for ballots.—

(4)

~~(b) When two or more candidates running for the same office on an *primary* election ballot have the same or a similar surname, the word "incumbent" must shall appear next to the incumbent's name.~~

Section 24. Subsection (2) of section 101.5612, Florida Statutes, is amended to read:

101.5612 Testing of tabulating equipment.—

(2) On any day not more than 25 days before the commencement of early voting as provided in s. 101.657, the supervisor of elections shall have the automatic tabulating equipment publicly tested to ascertain that the equipment will correctly count the votes cast for all offices and on all measures. If the ballots to be used at the polling place on election day are not available at the time of the testing, the supervisor may conduct an additional test not more than 10 days before election day. Public notice of the time and place of the test shall be given at least 48 hours prior thereto by publication on the *county website as provided in s. 50.0311, on the supervisor of elections' website, or and* once in one or more newspapers of general circulation in the county. *If the applicable website becomes unavailable or; if there is no newspaper of general circulation in the county, by posting the notice must be posted* in at least four conspicuous places in the county. The supervisor or the municipal elections official may, at the time of qualifying, give written notice of the time and location of the public preelection test to each candidate qualifying with that office and obtain a signed receipt that the notice has been given. The Department of State shall give written notice to each statewide candidate at the time of qualifying, or immediately at the end of qualifying, that the voting equipment will be tested and advise each candidate to contact the county supervisor of elections as to the time and location of the public preelection test. The supervisor or the municipal elections official shall, at least 30 days before the commencement of early voting as provided in s. 101.657, send written notice by certified mail to the county party chair of each political party and to all candidates for other than statewide office whose names appear on the ballot in the county and who did not receive written notification from the supervisor or municipal elections official at the time of qualifying, stating the time and location of the public preelection test of the automatic tabulating equipment. The canvassing board shall convene, and each member of the canvassing board shall certify to the accuracy of the test. For the test, the canvassing board may designate one member to represent it. The test shall be open to representatives of the political parties, the press, and the public. Each political party may designate one person with expertise in the computer field who shall be allowed in the central counting room when all tests are being conducted and when the official votes are being counted. The designee ~~may shall~~ not interfere with the normal operation of the canvassing board.

Section 25. Subsection (1) of section 101.6103, Florida Statutes, is amended to read:

101.6103 Mail ballot election procedure.—

(1) Except as otherwise provided in subsection (7), the supervisor of elections shall mail all official ballots with a secrecy envelope, a return mailing envelope, and instructions sufficient to describe the voting process to each elector entitled to vote in the election within the timeframes specified in s. 101.62(3) ~~s. 101.62(4)~~. All such ballots ~~must~~ ~~shall~~ be mailed by first-class mail. Ballots ~~must~~ ~~shall~~ be addressed to each elector at the address appearing in the registration records and placed in an envelope which is prominently marked “Do Not Forward.”

Section 26. Section 101.62, Florida Statutes, is amended to read:

101.62 Request for vote-by-mail ballots.—

(1) *REQUEST.*—

(a) The supervisor shall accept a request for a vote-by-mail ballot ~~only from a voter or, if directly instructed by the voter, a member of the voter's immediate family or the voter's legal guardian from an elector in person or in writing. A request may be made in person, in writing, by telephone, or through the supervisor's website. The department shall prescribe by rule by October 1, 2023, a uniform statewide application to make a written request for a vote-by-mail ballot which includes fields for all information required in this subsection. One request is deemed sufficient to receive a vote-by-mail ballot for all elections through the end of the calendar year of the next regularly scheduled general election, unless the voter elector or the voter's elector's designee indicates at the time the request is made the elections within such period for which the voter elector desires to receive a vote-by-mail ballot. The supervisor must cancel a request for a vote-by-mail ballot. Such request may be considered canceled when any first-class mail or nonforwardable mail sent by the supervisor to the voter elector is returned as undeliverable. If the voter requests a vote-by-mail ballot thereafter, the voter must provide or confirm his or her current residential address.~~

(b) The supervisor may accept a ~~written, an in person, or a telephonic~~ request for a vote-by-mail ballot to be mailed to a voter's ~~an~~ elector's address on file in the Florida Voter Registration System from the voter elector, or, if directly instructed by the voter elector, a member of the voter's elector's immediate family; or the voter's elector's legal guardian. If an in-person or a telephonic request is made, the voter elector must provide the voter's elector's Florida driver license number, the voter's elector's Florida identification card number, or the last four digits of the voter's elector's social security number, whichever may be verified in the supervisor's records. If the ballot is requested to be mailed to an address other than the voter's elector's address on file in the Florida Voter Registration System, the request must be made in writing. A written request must be signed by the voter elector and include the voter's elector's Florida driver license number, the voter's elector's Florida identification card number, or the last four digits of the voter's elector's social security number. However, an absent uniformed services ~~service~~ voter or an overseas voter seeking a vote-by-mail ballot is not required to submit a signed, written request for a vote-by-mail ballot that is being mailed to an address other than the voter's elector's address on file in the Florida Voter Registration System. ~~For purposes of this section, the term “immediate family” has the same meaning as specified in paragraph (4)(c).~~ The person making the request must disclose:

1. The name of the voter elector for whom the ballot is requested.
2. The voter's elector's address.
3. The voter's elector's date of birth.
4. The voter's elector's Florida driver license number, the voter's elector's Florida identification card number, or the last four digits of the voter's elector's social security number, whichever may be verified in the supervisor's records. *If the voter's registration record does not already include the voter's Florida driver license number or Florida identification card number or the last four digits of the voter's social security number, the number provided must be recorded in the voter's registration record.*
5. The requester's name.

6. The requester's address.

7. The requester's driver license number, the requester's identification card number, or the last four digits of the requester's social security number, if available.

8. The requester's relationship to the voter elector.

9. The requester's signature (written requests only).

(c) Upon receiving a request for a vote-by-mail ballot from an absent voter, the supervisor of elections shall notify the voter of the free access system that has been designated by the department for determining the status of his or her vote-by-mail ballot.

(d) *For purposes of this section, the term “immediate family” refers to the following, as applicable:*

1. *The voter's spouse, parent, child, grandparent, grandchild, or sibling, or the parent, child, grandparent, grandchild, or sibling of the voter's spouse.*

2. *The designee's spouse, parent, child, grandparent, grandchild, or sibling, or the parent, child, grandparent, grandchild, or sibling of the designee's spouse.*

~~(2) A request for a vote by mail ballot to be mailed to a voter must be received no later than 5 p.m. on the 10th day before the election by the supervisor. The supervisor shall mail vote by mail ballots to voters requesting ballots by such deadline no later than 8 days before the election.~~

~~(2)(3)~~ *ACCESS TO VOTE-BY-MAIL REQUEST INFORMATION.*— For each request for a vote-by-mail ballot received, the supervisor shall record the following information: the date the request was made; the identity of the voter's designee making the request, if any; the Florida driver license number, Florida identification card number, or last four digits of the social security number of the voter elector provided with a written request; the date the vote-by-mail ballot was delivered to the voter or the voter's designee or the date the vote-by-mail ballot was delivered to the post office or other carrier; the address to which the ballot was delivered; the date the ballot was received by the supervisor; the absence of the voter's signature on the voter's certificate, if applicable; whether the voter's certificate contains a signature that does not match the voter's elector's signature in the registration books or precinct register; and such other information he or she may deem necessary. This information ~~must~~ ~~shall~~ be provided in electronic format as provided by division rule. The information ~~must~~ ~~shall~~ be updated and made available no later than 8 a.m. of each day, including weekends, beginning 60 days before the primary until 15 days after the general election and shall be contemporaneously provided to the division. This information ~~is~~ ~~shall~~ be confidential and exempt from s. 119.07(1) and shall be made available to or reproduced only for the voter requesting the ballot, a canvassing board, an election official, a political party or official thereof, a candidate who has filed qualification papers and is opposed in an upcoming election, and registered political committees for political purposes only.

~~(3)(4)~~ *DELIVERY OF VOTE-BY-MAIL BALLOTS.*—

(a) No later than 45 days before each presidential preference primary election, primary election, and general election, the supervisor of elections shall send a vote-by-mail ballot as provided in subparagraph (d)2. ~~(e)2.~~ to each absent uniformed services voter and to each overseas voter who has requested a vote-by-mail ballot.

(b) The supervisor shall mail a vote-by-mail ballot to each absent qualified voter, other than those listed in paragraph (a), who has requested such a ballot, between the 40th and 33rd days before the presidential preference primary election, primary election, and general election.

(c) Except as otherwise provided in paragraph (a) or paragraph (b) subsection (2) and after the period described in this paragraph, the supervisor shall mail vote-by-mail ballots within 2 business days after receiving a request for such a ballot, *but no later than the 10th day before election day. The deadline to submit a request for a ballot to be mailed is 5 p.m. local time on the 12th day before an upcoming election.*

(d)(e) Upon a request for a vote-by-mail ballot, the supervisor shall provide a vote-by-mail ballot to each voter elector by whom a request for that ballot has been made, by one of the following means:

1. By nonforwardable, return-if-undeliverable mail to the voter's elector's current mailing address on file with the supervisor or any other address the voter elector specifies in the request. The envelopes must be prominently marked "Do Not Forward."

2. By forwardable mail, e-mail, or facsimile machine transmission to absent uniformed services voters and overseas voters. The absent uniformed services voter or overseas voter may designate in the vote-by-mail ballot request the preferred method of transmission. If the voter does not designate the method of transmission, the vote-by-mail ballot must ~~shall~~ be mailed.

3. By personal delivery ~~before 7 p.m. on election day~~ to the voter after vote-by-mail ballots have been mailed and up to 7 p.m. on election day elector, upon presentation of the identification required in s. 101.043.

4. By delivery to the voter's a designee after vote-by-mail ballots have been mailed and up to 7 p.m. on election day ~~or up to 9 days before the day of an election~~. Any voter elector may designate in writing a person to pick up the ballot for the voter elector; however, the person designated may not pick up more than two vote-by-mail ballots per election, other than the designee's own ballot, except that additional ballots may be picked up for members of the designee's immediate family. ~~For purposes of this section, "immediate family" means the designee's spouse or the parent, child, grandparent, grandchild, or sibling of the designee or of the designee's spouse.~~ The designee shall provide to the supervisor the written authorization by the voter elector and a picture identification of the designee and must complete an affidavit. The designee shall state in the affidavit that the designee is authorized by the voter elector to pick up that ballot and shall indicate if the voter elector is a member of the designee's immediate family and, if so, the relationship. The department shall prescribe the form of the affidavit. If the supervisor is satisfied that the designee is authorized to pick up the ballot and that the signature of the voter elector on the written authorization matches the signature of the voter elector on file, the supervisor must ~~shall~~ give the ballot to that designee for delivery to the voter elector.

5. Except as provided in s. 101.655, the supervisor may not deliver a vote-by-mail ballot to a voter ~~an elector~~ or a voter's designee pursuant to subparagraph 3. or subparagraph 4., respectively, during the mandatory early voting period and up to 7 p.m. on election day, ~~an elector's immediate family member on the day of the election~~ unless there is an emergency, to the extent that the voter elector will be unable to go to a designated early voting site in his or her county or to his or her assigned polling place on election day. If a vote-by-mail ballot is delivered, the voter elector or his or her designee must ~~shall~~ execute an affidavit affirming to the facts which allow for delivery of the vote-by-mail ballot. The department shall adopt a rule providing for the form of the affidavit.

(4)(5) **SPECIAL CIRCUMSTANCES.**—If the department is unable to certify candidates for an election in time to comply with paragraph (3)(a) (4)(a), the Department of State is authorized to prescribe rules for a ballot to be sent to absent uniformed services voters and overseas voters.

(5)(6) **MATERIALS.**—Only the materials necessary to vote by mail may be mailed or delivered with any vote-by-mail ballot.

(6)(7) **PROHIBITION.**—Except as expressly authorized for voters having a disability under s. 101.662, for overseas voters under s. 101.697, or for local referenda under ss. 101.6102 and 101.6103, a county, municipality, or state agency may not send a vote-by-mail ballot to a voter unless the voter has requested a vote-by-mail ballot in the manner authorized under this section.

Section 27. Subsection (1) of section 101.67, Florida Statutes, is amended to read:

101.67 Safekeeping of mailed ballots; deadline for receiving vote-by-mail ballots.—

(1)(a) The supervisor of elections shall safely keep in his or her office any envelopes received containing marked ballots of absent electors, and he or she shall, before the canvassing of the election returns, deliver the envelopes to the county canvassing board along with his or her file or list kept regarding said ballots.

(b) To the extent practicable, the supervisor of elections shall segregate any vote-by-mail ballots received from a person to whom notice has been sent pursuant to s. 98.075(7), but for whom a final determination of eligibility has not been made, and shall treat them as provisional ballots for individual review by the county canvassing board. The supervisor shall attempt to contact each voter whose ballot has been set aside under this paragraph in the same manner as if the voter had voted a provisional ballot under s. 101.048.

Section 28. Subsection (1) of section 101.68, Florida Statutes, is amended to read:

101.68 Canvassing of vote-by-mail ballot.—

(1)(a) 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 must record on the elector's registration record that the elector has voted. During the signature comparison process, the supervisor may not use any knowledge of the political affiliation of the elector voter whose signature is subject to verification.

(b) 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 pursuant to subsection (2).

(c) If two or more vote-by-mail ballots for the same election are returned in one mailing envelope, the ballots may not be counted.

(d) 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.

Section 29. Section 101.6923, Florida Statutes, is amended to read:

101.6923 Special vote-by-mail ballot instructions for certain first-time voters.—

(1) ~~This section applies to voters who are subject to the provisions of s. 97.0535 and who have not provided the identification or information required by s. 97.0535 by the time the vote-by-mail ballot is mailed.~~ The provisions of this section apply to voters who are subject to the provisions of s. 97.0535 and who have not provided the identification or information required by s. 97.0535 by the time the vote-by-mail ballot is mailed.

(2) A voter covered by this section must ~~shall~~ be provided with printed instructions with his or her vote-by-mail ballot in substantially the following form:

READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING YOUR BALLOT. 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, it 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 7 p.m. on the date of the election. However, if you are an overseas voter casting a ballot in a presidential preference primary or general election, your vote-by-mail ballot must be postmarked or dated no later than the date of the election and received by the supervisor of elections of the county in which you are registered to vote no later than 10 days after the date of the election. *Note that the later you return your ballot, the less time you will have to cure signature deficiencies, which is authorized until 5 p.m. local time on the 2nd day after the election.*

2. Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

3. Mark only the number of candidates or issue choices for a race as indicated on the ballot. If you are allowed to “Vote for One” candidate and you vote for more than one, your vote in that race will not be counted.

4. Place your marked ballot in the enclosed secrecy envelope and seal the envelope.

5. Insert the secrecy envelope into the enclosed envelope bearing the Voter’s Certificate. Seal the envelope and completely fill out the Voter’s Certificate on the back of the envelope.

- a. You must sign your name on the line above (Voter’s Signature).
- b. If you are an overseas voter, you must include the date you signed the Voter’s Certificate on the line above (Date) or your ballot may not be counted.
- c. A vote-by-mail ballot will be considered illegal and will not be counted if the signature on the Voter’s Certificate does not match the signature on record. The signature on file at the start of the canvass of the vote-by-mail ballots is the signature that will be used to verify your signature on the Voter’s Certificate. If you need to update your signature for this election, send your signature update on a voter registration application to your supervisor of elections so that it is received before your vote-by-mail ballot is received.

6. Unless you meet one of the exemptions in Item 7., you must make a copy of one of the following forms of identification:

- a. Identification which must include your name and photograph: 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. Identification which shows your name and current residence address: current utility bill, bank statement, government check, paycheck, or government document (excluding voter information card).

7. The identification requirements of Item 6. do not apply if you meet one of the following requirements:

- a. You are 65 years of age or older.
- b. You have a temporary or permanent physical disability.
- c. You are a member of a uniformed service on active duty who, by reason of such active duty, will be absent from the county on election day.
- d. You are a member of the Merchant Marine who, by reason of service in the Merchant Marine, will be absent from the county on election day.
- e. You are the spouse or dependent of a member referred to in paragraph c. or paragraph d. who, by reason of the active duty or service of the member, will be absent from the county on election day.
- f. You are currently residing outside the United States.

8. Place the envelope bearing the Voter’s Certificate into the mailing envelope addressed to the supervisor. Insert a copy of your identification in the mailing envelope. **DO NOT PUT YOUR IDENTIFICATION INSIDE THE SECRECY ENVELOPE WITH THE BALLOT OR INSIDE THE ENVELOPE WHICH BEARS THE VOTER’S CERTIFICATE OR YOUR BALLOT WILL NOT COUNT.**

9. Mail, deliver, or have delivered the completed mailing envelope. Be sure there is sufficient postage if mailed.

10. **FELONY NOTICE.** It is a felony under Florida law to accept any gift, payment, or gratuity in exchange for your vote for a candidate. It is also a felony under Florida law to vote in an election using a false

identity or false address, or under any other circumstances making your ballot false or fraudulent.

Section 30. Subsections (1) and (3) of section 101.6925, Florida Statutes, are amended to read:

101.6925 Canvassing special vote-by-mail ballots.—

(1) The supervisor of the county where the voter ~~absent elector~~ resides shall receive the voted special vote-by-mail ballot, at which time the mailing envelope ~~must~~ shall be opened to determine if the voter has enclosed the identification required or has indicated on the Voter’s Certificate that he or she is exempt from the identification requirements.

(3) If the identification is not enclosed in the mailing envelope and the voter has not indicated that he or she is exempt from the identification requirements, the supervisor ~~must~~ shall check the voter registration records to determine if the voter’s identification was previously received or the voter had previously notified the supervisor that he or she was exempt. The envelope with the Voter’s Certificate ~~may~~ shall not be opened unless the identification has been received or the voter has indicated that he or she is exempt. The ballot ~~must~~ shall be treated as a provisional ballot ~~and may until 7 p.m. on election day and shall~~ not be canvassed unless the supervisor has received the required identification or written indication of exemption by 5 7 p.m. local time on the 2nd day following the ~~on~~ election day.

Section 31. Subsection (1) of section 101.694, Florida Statutes, is amended to read:

101.694 Mailing of ballots upon receipt of federal postcard application.—

(1) Upon receipt of a federal postcard application for a vote-by-mail ballot executed by a person whose registration is in order or whose application is sufficient to register or update the registration of that person, the supervisor shall send the ballot in accordance with s. 101.62(3) ~~or 101.62(4)~~.

Section 32. Subsections (2) and (5) of section 101.71, Florida Statutes, are amended to read:

101.71 Polling place.—

(2) Notwithstanding ~~the provisions of~~ subsection (1), whenever the supervisor of elections of any county determines that the accommodations for holding any election at a polling place designated for any precinct in the county are unavailable, are inadequate for the expeditious and efficient housing and handling of voting and voting paraphernalia, or do not comply with the requirements of s. 101.715, the supervisor shall, not less than 30 days ~~before~~ prior to the holding of an election, provide for the voting place for such precinct to be moved to another site that is accessible to the public on election day in said precinct or, if such is not available, to another site that is accessible to the public on election day in a contiguous precinct. If such action of the supervisor results in the voting place for two or more precincts being located for the purposes of an election in one building, the supervisor of elections shall provide adequate supplies, equipment, and personnel are available to accommodate the voters for the precincts that are collocated. When any supervisor moves any polling place pursuant to this subsection, the supervisor shall, not more than 30 days or fewer than 7 days ~~before~~ prior to the holding of an election, give notice of the change of the polling place for the precinct involved, with clear description of the voting place to which changed, ~~by publication on the county’s website as provided in s. 50.0311, on the supervisor’s website, or at least once in a newspaper of general circulation in the county and on the supervisor of elections’ website.~~ A notice of the change of the polling place involved shall be mailed, at least 14 days ~~before~~ prior to an election, to each registered elector or to each household in which there is a registered elector.

(5) Public, tax-supported buildings ~~must~~ shall be made available for use as polling places, ~~or early voting locations that meet the requirements specified in s. 101.657,~~ upon the request of the supervisor of elections.

Section 33. Subsection (2) of section 101.733, Florida Statutes, is amended to read:

101.733 Election emergency; purpose; elections emergency contingency plan.—Because of the existing and continuing possibility of an emergency or common disaster occurring before or during a regularly scheduled or special election, and in order to ensure maximum citizen participation in the electoral process and provide a safe and orderly procedure for persons seeking to exercise their right to vote, generally to minimize to whatever degree possible a person’s exposure to danger during declared states of emergency, and to protect the integrity of the electoral process, it is hereby found and declared to be necessary to designate a procedure for the emergency suspension or delay and rescheduling of elections.

(2) The Governor, upon consultation with the Secretary of State, shall reschedule any election suspended or delayed due to an emergency. The election shall be held within 10 days after the date of the suspended or delayed election or as soon thereafter as is practicable. Notice of the election ~~must shall~~ be published on the affected county’s website as provided in s. 50.0311, on the affected supervisor’s website, or at least once in a newspaper of general circulation in the affected area and, where practicable, broadcast as a public service announcement on radio and television stations at least 1 week ~~before~~ ~~prior to~~ the date the election is to be held.

Section 34. Subsection (2) of section 102.111, Florida Statutes, is amended to read:

102.111 Elections Canvassing Commission.—

(2) The Elections Canvassing Commission shall meet at 8 ~~9~~ a.m. on the 9th day after a primary election and at 8 ~~9~~ a.m. on the 14th day after a general election to certify the returns of the election for each federal, state, and multicounty office. If a member of a county canvassing board that was constituted pursuant to s. 102.141 determines, within 5 days after the certification by the Elections Canvassing Commission, that a typographical error occurred in the official returns of the county, the correction of which could result in a change in the outcome of an election, the county canvassing board must certify corrected returns to the Department of State within 24 hours, and the Elections Canvassing Commission must correct and recertify the election returns as soon as practicable.

Section 35. Subsection (2) of section 102.112, Florida Statutes, is amended to read:

102.112 Deadline for submission of county returns to the Department of State.—

(2) Returns must be filed ~~no later than noon by 5 p.m.~~ on the 8th ~~7th~~ day following a primary election and ~~no later than by noon~~ on the 13th ~~12th~~ day following the general election. However, the Department of State may correct typographical errors, including the transposition of numbers, in any returns submitted to the Department of State pursuant to s. 102.111(2).

Section 36. Subsection (1), paragraph (b) of subsection (2), and subsection (10) of section 102.141, Florida Statutes, are amended to read:

102.141 County canvassing board; duties.—

(1) The county canvassing board shall be composed of the supervisor of elections; a county court judge, who shall act as chair; and the chair of the board of county commissioners. The names of the canvassing board members must be published on the supervisor’s website upon completion of the logic and accuracy test. *At least two* alternate canvassing board members must be appointed pursuant to paragraph (e). In the event any member of the county canvassing board is unable to serve, is a candidate who has opposition in the election being canvassed, or is an active participant in the campaign or candidacy of any candidate who has opposition in the election being canvassed, such member shall be replaced as follows:

(a) If a ~~no~~ county court judge is ~~unable able~~ to serve or if all are disqualified, the chief judge of the judicial circuit in which the county is located ~~must shall~~ appoint as a substitute member a qualified elector of the county who is not a candidate with opposition in the election being canvassed and who is not an active participant in the campaign or candidacy of any candidate with opposition in the election being can-

vassed. In such event, the members of the county canvassing board shall meet and elect a chair.

(b) If the supervisor of elections is unable to serve or is disqualified, the chair of the board of county commissioners ~~must shall~~ appoint as a substitute member a member of the board of county commissioners who is not a candidate with opposition in the election being canvassed and who is not an active participant in the campaign or candidacy of any candidate with opposition in the election being canvassed. The supervisor, however, shall act in an advisory capacity to the canvassing board.

(c) If the chair of the board of county commissioners is unable to serve or is disqualified, the board of county commissioners ~~must shall~~ appoint as a substitute member one of its members who is not a candidate with opposition in the election being canvassed and who is not an active participant in the campaign or candidacy of any candidate with opposition in the election being canvassed.

(d) If a substitute member or alternate member cannot be appointed as provided elsewhere in this subsection, or in the event of a vacancy in such office, the chief judge of the judicial circuit in which the county is located ~~must shall~~ appoint as a substitute member or alternate member a qualified elector of the county who is not a candidate with opposition in the election being canvassed and who is not an active participant in the campaign or candidacy of any candidate with opposition in the election being canvassed.

(e)1. The chief judge of the judicial circuit in which the county is located shall appoint a county court judge as an alternate member of the county canvassing board or, if each county court judge is unable to serve or is disqualified, shall appoint an alternate member who is qualified to serve as a substitute member under paragraph (a). *Any alternate may serve in any seat.*

2. The chair of the board of county commissioners shall appoint a member of the board of county commissioners as an alternate member of the county canvassing board or, if each member of the board of county commissioners is unable to serve or is disqualified, shall appoint an alternate member who is qualified to serve as a substitute member under paragraph (d).

3. If a member of the county canvassing board is unable to participate in a meeting of the board, the chair of the county canvassing board or his or her designee ~~must shall~~ designate which alternate member will serve as a member of the board in the place of the member who is unable to participate at that meeting.

4. If not serving as one of the three members of the county canvassing board, an alternate member may be present, observe, and communicate with the three members constituting the county canvassing board, but may not vote in the board’s decisions or determinations.

(2)

(b) Public notice of the canvassing board members, alternates, time, and place at which the county canvassing board shall meet to canvass the absent electors’ ballots and provisional ballots must be given at least 48 hours prior thereto by publication on the county’s website as provided in s. 50.0311, on the supervisor’s website, or ~~and published~~ in one or more newspapers of general circulation in the county. ~~or, If the applicable website becomes unavailable or there is no newspaper of general circulation in the county, the notice must be posted by posting such notice~~ in at least four conspicuous places in the county. The time given in the notice as to the convening of the meeting of the county canvassing board must be specific and may not be a time period during which the board may meet.

(10)(a) ~~The supervisor At the same time that the official results of an election are certified to the Department of State, the county canvassing board shall file a report with the Division of Elections on the conduct of the election no later than 20 business days after the Elections Canvassing Commission certifies the election. The report must, at a minimum, describe all of the following:~~

1. All equipment or software malfunctions at the precinct level, at a counting location, or within computer and telecommunications net-

works supporting a county location, and the steps that were taken to address the malfunctions.;

2. All election definition errors that were discovered after the logic and accuracy test, and the steps that were taken to address the errors.;

3. All ballot printing errors, *vote-by-mail ballot mailing errors*, or ballot supply problems, and the steps that were taken to address the errors or problems.;

4. All staffing shortages or procedural violations by employees or precinct workers which were addressed by the supervisor of elections or the county canvassing board during the conduct of the election, and the steps that were taken to correct such issues.;

5. All instances where needs for staffing or equipment were insufficient to meet the needs of the voters.;

6. Any additional information regarding material issues or problems associated with the conduct of the election.

(b) If a supervisor discovers new or additional information on any of the items required to be included in the report pursuant to paragraph (a) after the report is filed, the supervisor ~~must shall~~ notify the division that new information has been discovered no later than the next business day after the discovery, and the supervisor ~~must shall~~ file an amended report signed by the supervisor of elections on the conduct of the election within 10 days after the discovery.

(c) Such reports ~~must shall~~ be maintained on file in the Division of Elections and ~~must shall~~ be available for public inspection.

(d) The division shall ~~review the conduct of election reports utilize the reports submitted by the canvassing boards~~ to determine what problems may be likely to occur in other elections and disseminate such information, along with possible solutions and training, to the supervisors of elections.

(e) *The department shall submit the analysis of these reports for the general election as part of the consolidated reports required under ss. 101.591 and 101.595 to the Governor, the President of the Senate, and the Speaker of the House of Representatives by February 15 of each year following a general election.*

Section 37. Section 103.021, Florida Statutes, is amended to read:

103.021 Nomination for presidential electors.—Candidates for presidential electors shall be nominated in the following manner:

(1)(a) The Governor shall nominate the presidential electors of each political party. The state executive committee of each political party shall by resolution recommend candidates for presidential electors and deliver a certified copy thereof to the Governor *no later than noon on August 24 before September 1* of each presidential election year. The Governor shall nominate only the electors recommended by the state executive committee of the respective political party.

(b) *The state executive committee of each political party shall submit the Florida voter registration number and contact information of each presidential elector. Each such presidential elector must shall be a qualified registered voter of this state and member elector of the party he or she represents who has taken a written an oath that he or she will vote for the candidates of the party that he or she is nominated to represent.*

(c) The Governor shall certify to the Department of State *no later than 5 p.m. on August 24 or before September 1*, in each presidential election year, the names of a number of electors for each political party equal to the number of senators and representatives which this state has in Congress.

(2) The names of the presidential electors ~~may shall~~ not be printed on the general election ballot, but the names of the actual candidates for President and Vice President for whom the presidential electors will vote if elected ~~must shall~~ be printed on the ballot in the order in which the party of which the candidate is a nominee polled the highest number of votes for Governor in the last general election.

(3) Candidates for President and Vice President with no party affiliation may have their names printed on the general election ballots if a petition is signed by 1 percent of the registered ~~voters electors~~ of this state, as shown by the compilation by the Department of State for the last preceding general election. A separate petition from each county for which signatures are solicited shall be submitted to the supervisor of elections of the respective county no later than *noon on July 15* of each presidential election year. The supervisor shall check the names and, on or before the date of the primary election, shall certify the number shown as registered ~~voters electors~~ of the county. The supervisor shall be paid by the person requesting the certification the cost of checking the petitions as prescribed in s. 99.097. The supervisor shall then forward the certificate to the Department of State which shall determine whether or not the percentage factor required in this section has been met. When the percentage factor required in this section has been met, the Department of State shall order the names of the candidates for whom the petition was circulated to be included on the ballot and shall ~~allow permit~~ the required number of persons to be certified as *presidential* electors in the same manner as party candidates.

(4)(a) A minor political party that is affiliated with a national party holding a national convention to nominate candidates for President and Vice President of the United States may have the names of its candidates for President and Vice President of the United States printed on the general election ballot by filing with the Department of State a certificate naming the candidates for President and Vice President and listing the required number of persons to serve as *presidential* electors. Notification to the Department of State under this subsection ~~must shall~~ be made *no later than 5 p.m. on August 24 by September 1* of the year in which the *general* election is held. When the Department of State has been so notified, it shall order the names of the candidates nominated by the minor political party to be included on the ballot and shall ~~allow permit~~ the required number of persons to be certified as *presidential* electors in the same manner as other party candidates. As used in this section, the term “national party” means a political party that is registered with and recognized as a qualified national committee of a political party by the Federal Election Commission.

(b) A minor political party that is not affiliated with a national party holding a national convention to nominate candidates for President and Vice President of the United States may have the names of its candidates for President and Vice President printed on the general election ballot if a petition is signed by 1 percent of the registered ~~voters electors~~ of this state, as shown by the compilation by the Department of State for the preceding general election. A separate petition from each county for which signatures are solicited ~~must shall~~ be submitted to the supervisors of elections of the respective county no later than *noon on July 15* of each presidential election year. The supervisor shall check the names and, on or before the date of the primary election, shall certify the number shown as registered ~~voters electors~~ of the county. The supervisor shall be paid by the person requesting the certification the cost of checking the petitions as prescribed in s. 99.097. The supervisor shall then forward the certificate to the Department of State, which shall determine whether or not the percentage factor required in this section has been met, the Department of State shall order the names of the candidates for whom the petition was circulated to be included on the ballot and shall ~~allow permit~~ the required number of persons to be certified as *presidential* electors in the same manner as other party candidates.

(5) When for any reason a person nominated or elected as a presidential elector is unable to serve because of death, incapacity, or otherwise, the Governor may appoint a person to fill such vacancy who possesses the qualifications required for the elector to have been nominated in the first instance. Such person shall file with the Governor *a written an* oath that he or she will support the same candidates for President and Vice President that the person who is unable to serve was committed to support.

(6) *A presidential elector's refusal or failure to vote for the candidates for President and Vice President of the party the presidential elector was nominated to represent constitutes his or her resignation of the position. The vote he or she cast may not be recorded, and his or her position as a presidential elector must be filled as provided in subsection (5).*

Section 38. Section 103.022, Florida Statutes, is amended to read:

103.022 Write-in candidates for President and Vice President.—

(1) Persons seeking to qualify for election as write-in candidates for President and Vice President of the United States may have a blank space provided on the general election ballot for their names to be written in by filing an oath with the Department of State at any time after the 57th day, but before noon of the 49th day, ~~before~~ ~~prior to~~ the date of the primary election in the year in which a presidential election is held.

(2) The Department of State shall prescribe the form to be used in administering the oath.

(3) The *write-in* candidates shall file with the department a certificate naming the required number of persons to serve as electors. *The write-in candidates shall submit the Florida voter registration number and contact information for each presidential elector. Each presidential elector must be a qualified registered voter of this state.* Such write-in candidates ~~are shall~~ not be entitled to have their names on the ballot.

Section 39. Subsection (4) of section 103.091, Florida Statutes, is amended to read:

103.091 Political parties.—

(4) Any political party other than a minor political party may by rule provide for the membership of its state or county executive committee to be elected for 4-year terms at the primary election in each year a presidential election is held. The terms ~~shall~~ commence on the first day of the month following each presidential general election; but the names of candidates for political party offices ~~may shall~~ not be placed on the ballot at any other election. The results of such election ~~are shall be~~ determined by a plurality of the votes cast. In such event, electors seeking to qualify for such office shall do so with the Department of State or supervisor of elections not earlier than noon of the 71st day, or later than noon of the 67th day, preceding the primary election. A *qualifying office may accept and hold qualifying papers submitted not earlier than 14 days before the beginning of the qualifying period, to be processed and filed during the qualifying period.* The outgoing chair of each county executive committee shall, within 30 days after the committee members take office, hold an organizational meeting of all newly elected members for the purpose of electing officers. The chair of each state executive committee shall, within 60 days after the committee members take office, hold an organizational meeting of all newly elected members for the purpose of electing officers.

Section 40. Section 104.16, Florida Statutes, is amended to read:

104.16 Voting fraudulent ballot.—

(1) Any elector who knowingly votes or attempts to vote a fraudulent ballot, or any person who knowingly solicits, or attempts, to vote a fraudulent ballot, is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(2) *Subsection (1) does not apply to an elector to whom notice has been sent pursuant to s. 98.075(7) and who votes a provisional ballot or vote-by-mail ballot before a final determination of eligibility is made.*

Section 41. Section 104.18, Florida Statutes, is amended to read:

104.18 Casting more than one ballot at any election.—

(1) Except as provided in s. 101.6952, whoever willfully votes more than one ballot at any election commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. *In any prosecution under this section, the prosecution may proceed in any jurisdiction in which one of the ballots was willfully cast, and it is not necessary to prove which of the ballots was cast first.*

(2) *For purposes of this section, the term “votes more than one ballot at any election” means an occurrence of any of the following:*

(a) *Voting more than once in the same election within a county located within this state.*

(b) *Voting more than once in the same election by voting in two or more counties located in this state.*

(c) *Voting more than once in the same election by voting in this state and in one or more other states or territories of the United States.*

Section 42. Subsection (1) of section 104.42, Florida Statutes, is amended to read:

104.42 Fraudulent registration and illegal voting; investigation.—

(1) The supervisor of elections is authorized to investigate fraudulent registrations and illegal voting and to report his or her findings to the local state attorney and the *Office of Election Crimes and Security Florida Elections Commission.*

Section 43. Paragraph (c) is added to subsection (4) of section 105.031, Florida Statutes, to read:

105.031 Qualification; filing fee; candidate's oath; items required to be filed.—

(4) CANDIDATE'S OATH.—

(c) In addition, each candidate for judicial office shall, at the time of subscribing to the oath or affirmation, state in writing whether he or she owes any outstanding fines, fees, or penalties that cumulatively exceed \$250 for any violations of s. 8, Art. II of the State Constitution, the Code of Ethics for Public Officers and Employees under part III of chapter 112, any local ethics ordinance governing standards of conduct and disclosure requirements, or chapter 106. If the candidate owes any outstanding fines, fees, or penalties exceeding the threshold amount specified in this paragraph, he or she must also specify the amount owed and each entity that levied such fine, fee, or penalty. For purposes of this paragraph, any such fines, fees, or penalties that have been paid in full at the time of subscribing to the oath or affirmation are not deemed to be outstanding.

Section 44. Present paragraphs (a), (b), and (c) of subsection (7) of section 106.03, Florida Statutes, are redesignated as paragraphs (b), (c), and (d), respectively, and a new paragraph (a) is added to that subsection, to read:

106.03 Registration of political committees and electioneering communications organizations.—

(7) The Division of Elections shall adopt rules to prescribe the manner in which committees and electioneering communications organizations may be dissolved and have their registration canceled. Such rules shall, at a minimum, provide for:

(a) *Payment of fines prior to registration cancellation or dissolution.*

Section 45. Subsection (1) and paragraph (c) of subsection (8) of section 106.07, Florida Statutes, are amended to read:

106.07 Reports; certification and filing.—

(1) Each campaign treasurer designated by a candidate or political committee pursuant to s. 106.021 shall file regular reports of all contributions received, and all expenditures made, by or on behalf of such candidate or political committee. ~~Except for the third calendar quarter immediately preceding a general election as provided in paragraphs (a) and (b), reports must shall~~ be filed on the 10th day following the end of each calendar ~~quarter month~~ from the time the campaign treasurer is appointed, except that, if the 10th day following the end of a calendar ~~quarter month~~ occurs on a Saturday, Sunday, or legal holiday, the report ~~must shall~~ be filed on the next following day that is not a Saturday, Sunday, or legal holiday. ~~Quarterly Monthly~~ reports ~~must shall~~ include all contributions received and expenditures made during the calendar ~~quarter month~~ which have not otherwise been reported pursuant to this section.

(a) A statewide candidate or a political committee required to file reports with the division must file reports:

1. On the 60th day immediately preceding the primary election, and each week thereafter, with the last weekly report being filed on the 4th day immediately preceding the general election.

2. On the 10th day immediately preceding the general election, and each day thereafter, with the last daily report being filed the 5th day immediately preceding the general election.

(b) Any other candidate or a political committee required to file reports with a filing officer other than the division must file reports on the 60th day immediately preceding the primary election, and biweekly on each Friday thereafter through and including the 4th day immediately preceding the general election, with additional reports due on the 25th and 11th days before the primary election and the general election.

(c) Following the last day of qualifying for office, any unopposed candidate need only file a report within 90 days after the date such candidate became unopposed. Such report shall contain all previously unreported contributions and expenditures as required by this section and shall reflect disposition of funds as required by s. 106.141.

(d)1. When a special election is called to fill a vacancy in office, all political committees making contributions or expenditures to influence the results of such special election or the preceding special primary election shall file campaign treasurers' reports with the filing officer on the dates set by the Department of State pursuant to s. 100.111.

2. When an election is called for an issue to appear on the ballot at a time when no candidates are scheduled to appear on the ballot, all political committees making contributions or expenditures in support of or in opposition to such issue shall file reports on the 18th and 4th days before such election.

(e) The filing officer shall provide each candidate with a schedule designating the beginning and end of reporting periods as well as the corresponding designated due dates.

(f) *A county, a municipality, or any other local governmental entity is expressly preempted from enacting or adopting a reporting schedule that differs from the requirements established in this subsection.*

(8)

(c) Any candidate or chair of a political committee may appeal or dispute the fine, based upon, but not limited to, unusual circumstances surrounding the failure to file on the designated due date, and may request and shall be entitled to a hearing before the Florida Elections Commission, which shall have the authority to waive the fine in whole or in part. The Florida Elections Commission must consider the mitigating and aggravating circumstances contained in s. 106.265(3) ~~or 106.265(2)~~ when determining the amount of a fine, if any, to be waived. Any such request shall be made within 20 days after receipt of the notice of payment due. In such case, the candidate or chair of the political committee shall, within the 20-day period, notify the filing officer in writing of his or her intention to bring the matter before the commission.

Section 46. Paragraph (c) of subsection (7) of section 106.0702, Florida Statutes, is amended to read:

106.0702 Reporting; political party executive committee candidates.—

(7)

(c) A reporting individual may appeal or dispute the fine, based upon, but not limited to, unusual circumstances surrounding the failure to file on the designated due date, and may request and is entitled to a hearing before the Florida Elections Commission, which has the authority to waive the fine in whole or in part. The Florida Elections Commission must consider the mitigating and aggravating circumstances contained in s. 106.265(3) ~~or 106.265(2)~~ when determining the amount of a fine, if any, to be waived. Any such request shall be made within 20 days after receipt of the notice of payment due. In such case, the reporting individual must, within 20 days after receipt of the notice, notify the supervisor in writing of his or her intention to bring the matter before the commission.

Section 47. Paragraph (a) of subsection (1) and paragraph (c) of subsection (7) of section 106.0703, Florida Statutes, are amended to read:

106.0703 Electioneering communications organizations; reporting requirements; certification and filing; penalties.—

(1)(a) Each electioneering communications organization shall file regular reports of all contributions received and all expenditures made

by or on behalf of the organization. Except for the third calendar quarter immediately preceding a general election ~~as provided in paragraphs (b) and (c)~~, reports must be filed on the 10th day following the end of each calendar quarter ~~month~~ from the time the organization is registered. However, if the 10th day following the end of a calendar quarter ~~month~~ occurs on a Saturday, Sunday, or legal holiday, the report must be filed on the next following day that is not a Saturday, Sunday, or legal holiday. ~~Quarterly~~ ~~Monthly~~ reports must include all contributions received and expenditures made during the calendar quarter ~~month~~ that have not otherwise been reported pursuant to this section.

(7)

(c) The treasurer of an electioneering communications organization may appeal or dispute the fine, based upon, but not limited to, unusual circumstances surrounding the failure to file on the designated due date, and may request and shall be entitled to a hearing before the Florida Elections Commission, which shall have the authority to waive the fine in whole or in part. The Florida Elections Commission must consider the mitigating and aggravating circumstances contained in s. 106.265(3) ~~or 106.265(2)~~ when determining the amount of a fine, if any, to be waived. Any such request shall be made within 20 days after receipt of the notice of payment due. In such case, the treasurer of the electioneering communications organization shall, within the 20-day period, notify the filing officer in writing of his or her intention to bring the matter before the commission.

Section 48. Paragraph (b) of subsection (2) of section 106.08, Florida Statutes, is amended to read:

106.08 Contributions; limitations on.—

(2)

(b) A candidate for statewide office may not accept contributions from national, state, or county executive committees of a political party, including any subordinate committee of the political party, or affiliated party committees, which contributions in the aggregate exceed \$250,000. Polling services, research services, costs for campaign staff, professional consulting services, ~~and~~ telephone calls, ~~and text messages~~ are not contributions to be counted toward the contribution limits of paragraph (a) or this paragraph. Any item not expressly identified in this paragraph as nonallocable is a contribution in an amount equal to the fair market value of the item and must be counted as allocable toward the contribution limits of paragraph (a) or this paragraph. Nonallocable, in-kind contributions must be reported by the candidate under s. 106.07 and by the political party or affiliated party committee under s. 106.29.

Section 49. Section 106.1436, Florida Statutes, is created to read:

106.1436 Voter guide; disclaimers; violations.—

(1) *As used in this section, the term "voter guide" means direct mail that is either an electioneering communication or a political advertisement sent for the purpose of advocating for or endorsing particular issues or candidates by recommending specific electoral choices to the voter or by indicating issue or candidate selections on an unofficial ballot. The term does not apply to direct mail or publications made by governmental entities or government officials in their official capacity.*

(2) *A person may not, directly or indirectly, represent that a voter guide is an official publication of a political party unless such person is given written permission pursuant to s. 103.081.*

(3) *A voter guide circulated before, or on the day of, an election must, in bold font with a font size of at least 12 point, prominently:*

(a) *Display the following disclaimer at the top of the first page of the voter guide:*

1. *If the voter guide is an electioneering communication, the disclaimer required under s. 106.1439; or*

2. *If the voter guide is a political advertisement, the disclaimer required under s. 106.143.*

(b) *Be marked "Voter Guide" with such text appearing immediately below the disclaimer required in paragraph (a).*

(4)(a) *In addition to any other penalties provided by law, a person who fails to comply with this section commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or by a fine of not less than \$25 for each individual voter guide distributed.*

(b) *Any fine imposed pursuant to paragraph (a) may not exceed \$2,500 in the aggregate in any calendar month.*

Section 50. Present subsections (2) through (6) of section 106.265, Florida Statutes, are redesignated as subsections (3) through (7), respectively, subsection (1) of that section is amended, and a new subsection (2) is added to that section, to read:

106.265 Civil penalties.—

(1)(a) The commission or, in cases referred to the Division of Administrative Hearings pursuant to s. 106.25(5), the administrative law judge is authorized upon the finding of a violation of this chapter or chapter 104 to impose civil penalties in the form of fines not to exceed \$2,500 ~~\$1,000~~ per count. *The fine may be multiplied by a factor of 3, not to exceed \$7,500, for each subsequent count of the same category, beginning with the fourth offense.*~~—or;~~

(b) If applicable, *the commission or the administrative law judge may instead to impose a civil penalty as provided in s. 104.271 or s. 106.19.*

(2) *A fine imposed against a political committee jointly and severally attaches to the chair of the political committee if the political committee does not pay the fine within 30 days.*

Section 51. Paragraph (e) of subsection (4) of section 322.142, Florida Statutes, is amended to read:

322.142 Color photographic or digital imaged licenses.—

(4) The department may maintain a film negative or print file. The department shall maintain a record of the digital image and signature of the licensees, together with other data required by the department for identification and retrieval. Reproductions from the file or digital record are exempt from the provisions of s. 119.07(1) and may be made and issued only:

(e) To the Department of State or a supervisor of elections pursuant to an interagency agreement to facilitate determinations of eligibility of voter registration applicants and registered voters in accordance with ss. 98.045 and 98.075;

Section 52. 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, 2023.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to elections; amending s. 97.012, F.S.; requiring the Secretary of State to provide mandatory formal signature matching training to specified persons; requiring the Department of State to adopt specified rules; amending s. 97.052, F.S.; conforming a provision to changes made by the act; amending s. 97.057, F.S.; conforming a cross-reference; amending s. 97.0575, F.S.; requiring that third-party voter registration organizations provide to the Division of Elections the general election cycle for which they are registering persons to vote, beginning on a certain date; requiring that third-party voter registration organizations provide to the division certain affirmations; providing that a third-party voter registration organization is liable for certain fines in certain circumstances; providing that the registration of such organizations expires at the conclusion of the organizations' lawful responsibilities following such election cycle, beginning on a certain date; requiring such organizations to provide applicants with a specified receipt; requiring the division to adopt by rule a uniform format for such receipt by a specified date; revising the timeframe within which such organizations must deliver applications to the division or a supervisor of elections; revising the fines for failure to submit applications to the division or the supervisor within the specified timeframe; prohibiting a person collecting applications on behalf of a third-party voter registration organization from copying specified information from the application for reasons other than complying with specified requirements; providing criminal penalties; prohibiting organizations from providing

prefilled voter registration applications to applicants; providing civil penalties; providing for retroactive application; amending s. 97.071, F.S.; revising the contents of voter information cards; providing construction; providing applicability; amending s. 98.065, F.S.; revising the procedures a supervisor must incorporate as part of his or her list maintenance program; deleting a provision relating to the address to which certain voter registration mail must be addressed; revising requirements applicable to registration list maintenance programs; requiring a supervisor to conduct a certain review of voter registration records at least annually and take certain actions; amending s. 98.0655, F.S.; deleting a provision that requires an address confirmation request to include a certain statement; amending s. 98.075, F.S.; deleting the scheduled repeal of a public records exemption for certain voter registration information from another state or the District of Columbia; requiring the supervisor to remove the name of a registered voter from the statewide voter registration system within a specified timeframe if certain conditions exist; requiring the supervisor to coordinate with his or her respective clerk of the court to obtain information of those registered voters convicted of a felony who have not had their voting rights restored; requiring a supervisor to adhere to specified procedures before the removal of a registered voter from the statewide voter registration system; providing construction; requiring the notice that the supervisor must provide to a potentially ineligible voter to include a specified statement; authorizing a supervisor to post a specified notice on the county's website or the supervisor's website; requiring the notice to contain specified statements; requiring the supervisor to make a final determination of the voter's eligibility within a specified timeframe and remove the name of a registered voter within a specified timeframe if the registered voter fails to respond or responds in a certain manner to certain notices; requiring the supervisor to review evidence and make a determination of eligibility within a specified timeframe in certain circumstances; requiring the supervisor to remove an ineligible voter within a specified timeframe and notify the voter that he or she has the right to appeal the determination of ineligibility; requiring the supervisor to schedule and issue notice of a hearing within a specified timeframe after receiving the voter's hearing request; requiring that the hearing be held within a specified timeframe; authorizing the voter to request an extension; conforming provisions to changes made by the act; amending s. 98.077, F.S.; deleting a reference to the department from a provision requiring correspondence to include certain information; requiring a supervisor to publish a specified notice in a newspaper, on the county's website, or on the supervisor's website; requiring that signature updates used to verify signatures on ballot certificates or petitions be received by the supervisor before the voter's ballot is received, his or her provisional ballot is cast, or the petition is submitted for signature verification; requiring the supervisor to use the signature on file at the time the vote-by-mail ballot is received, the provisional ballot is cast, or the petition is reviewed; providing an exception; amending s. 98.093, F.S.; requiring the Department of Health to weekly furnish a specified list to the Department of State; requiring clerks of the circuit court to weekly furnish specified information to the Department of State; requiring the clerks to provide certain information to the department for specified purposes; requiring the Department of Law Enforcement to identify and report specified persons to the Department of State at least weekly; requiring the Florida Commission on Offender Review to furnish data on clemency to the Department of State at least weekly; requiring the Department of Corrections to identify persons convicted of a felony and committed to its custody, and to provide such information to the Department of State, at least weekly; requiring the Department of Highway Safety and Motor Vehicles to weekly furnish specified information to the Department of State; revising construction; making technical changes; amending s. 98.0981, F.S.; requiring supervisors to submit specified reports to the department within a specified timeframe; requiring supervisors to prepare a reconciliation report and submit such report to the department; providing requirements for, and the required format of, the report; revising the requirement that supervisors transmit to the department, in a specified format, the completely updated voting history information for each qualified voter who voted; defining the term "unique precinct identifier"; requiring supervisors to submit a specified geographical information system map to the department; requiring the department to submit an election summary report containing certain information to the Legislature following the certification by the Elections Canvassing Commission of specified elections; deleting certain file specifications; revising the timeframe for a supervisor to collect and submit to the department precinct-level election results after certification by the commission of specified elections; revising the procedures for compiling such results; requiring the

supervisor to research and address questions or issues identified by the department in such results; requiring the supervisor to provide amended precinct-level election results to the department within a specified timeframe, if certain conditions exist; requiring the department to publish such results online within a specified timeframe; specifying requirements for the website; requiring certain files to be created in accordance with, and providing requirements for, a certain rule; defining the term “unique precinct identifier”; providing the timeframe within which the department must compile and make available certain precinct-level statistical data; requiring the department to adopt specified rules; amending s. 99.012, F.S.; defining the term “qualify” for purposes of restrictions on individuals qualifying for public office; revising applicability; providing construction; amending s. 99.021, F.S.; revising the form of the candidate oath to require that candidates acknowledge certain outstanding fines, fees, or penalties relating to ethics or campaign finance violations; creating s. 99.0215, F.S.; requiring a candidate to designate in the candidate’s oath the name he or she wishes to have printed on the ballot, subject to specified conditions; requiring a candidate to file a specified affidavit simultaneously with the oath if the candidate wishes to use a nickname, which is subject to certain conditions; defining the term “political slogan”; prohibiting the use of a professional title or degree except in specified circumstances; amending s. 99.097, F.S.; requiring the person or organization that submits signatures for a local or statewide issue to pay the supervisor in advance for checking the signatures; making technical changes; amending s. 100.021, F.S.; providing alternative methods for providing notice of a general election; amending s. 100.141, F.S.; revising the methods by which a supervisor may publish notice of a special election; amending s. 100.342, F.S.; specifying that the notice for a special election or referendum may be published on the county’s website, the municipality’s website, or the supervisor’s website, as applicable; amending s. 101.001, F.S.; revising requirements for specified maps maintained by supervisors of elections; authorizing supervisors of elections to coordinate with other governmental entities for a certain purpose; deleting a provision requiring supervisors to provide the department certain data on precincts in the county; deleting a provision requiring the department to maintain a certain database; requiring supervisors of elections to include changes in the name of a precinct in a certain document; amending s. 101.048, F.S.; providing that specified persons are entitled to vote a provisional ballot; amending s. 101.151, F.S.; requiring the word “incumbent” to appear next to a candidate’s name on an election ballot under specified conditions; amending s. 101.5612, F.S.; revising the methods by which certain notice may be provided; amending s. 101.6103, F.S.; conforming a cross-reference; making technical changes; amending s. 101.62, F.S.; specifying that a supervisor must accept requests for vote-by-mail ballots only from specified persons; providing that a request may be made through a supervisor’s website; requiring the department to adopt by rule a uniform statewide application for a written request for a vote-by-mail ballot by a specified date; requiring a supervisor to cancel a request for a vote-by-mail ballot if certain mail sent by the supervisor to the voter is returned to the supervisor as undeliverable; requiring a voter who subsequently requests a vote-by-mail ballot to provide or confirm his or her current residential address; requiring the supervisor to add certain information to the voter’s registration record if such information is provided in the vote-by-mail request; revising the definition of the term “immediate family”; deleting a provision requiring vote-by-mail ballot requests to be received by a specified time before the supervisor mails a vote-by-mail ballot; revising the day after which a supervisor may not mail a vote-by-mail ballot; providing the deadline for submitting a vote-by-mail ballot request; revising the means by which and the period during which a supervisor must provide a vote-by-mail ballot to a voter; prohibiting a supervisor from personally delivering a vote-by-mail ballot to certain voters or delivering a vote-by-mail ballot to certain voters’ designees during a certain period unless certain conditions exist; making technical changes; amending s. 101.67, F.S.; requiring the supervisor to segregate and treat certain ballots as provisional; amending s. 101.68, F.S.; prohibiting vote-by-mail ballots from being counted if two or more ballots arrive in one mailing envelope; making technical changes; amending s. 101.6923, F.S.; requiring that a specified statement be included in a vote-by-mail ballot provided to certain voters; making technical changes; amending s. 101.6925, F.S.; revising the deadline for a voter to make specified information available to the supervisor before a vote-by-mail ballot may be canvassed; amending s. 101.694, F.S.; conforming a cross-reference; amending s. 101.71, F.S.; revising the methods by which certain notice may be provided; requiring certain public, tax-supported buildings to be made available for use as early voting loca-

tions upon the request of the supervisor; amending s. 101.733, F.S.; revising the methods by which certain notice may be provided; amending s. 102.111, F.S.; revising the time at which the Elections Canvassing Commission shall meet to certify returns; amending s. 102.112, F.S.; revising the timeframe in which county returns must be filed with the department; amending s. 102.141, F.S.; requiring a certain number of alternate canvassing board members; revising the methods by which certain notice may be provided; requiring the supervisor to file a report with the Division of Elections within a specified timeframe; revising the requirements for the report; requiring the division to review the report and offer specified training to supervisors based on the report; requiring the department to submit an analysis of specified reports to the Governor and the Legislature by a specified date; amending s. 103.021, F.S.; revising the timeframe within which a political party executive committee must submit its presidential electors to the Governor for nomination; requiring the state executive committee of each party to submit specified information; requiring that electors be qualified registered voters and members of the political party for which they are named as electors; specifying that a required oath be made in writing; revising the timeframe within which the Governor must certify the electors to the department; revising the timeframe within which a minor political party must submit its list of presidential electors to the department; requiring presidential electors to file with the Governor a certain written oath; providing that certain acts constitute a resignation of the position of presidential elector; amending s. 103.022, F.S.; requiring certain write-in candidates to submit specified information; amending s. 103.091, F.S.; authorizing a qualifying office to accept and hold qualifying papers for candidates for political party offices within a specified timeframe before the qualifying period; amending s. 104.16, F.S.; providing applicability; amending s. 104.18, F.S.; providing that a prosecution for voting more than one ballot may proceed in any jurisdiction in which a ballot was willfully cast; providing that it is not necessary to prove which ballot was cast first; defining the term “votes more than one ballot at any election”; amending s. 104.42, F.S.; authorizing a supervisor to report certain findings to the Office of Election Crimes and Security rather than the Florida Elections Commission; amending s. 105.031, F.S.; revising the form of the candidate’s oath to require that candidates for judicial office acknowledge certain outstanding fines, fees, or penalties relating to ethics or campaign finance violations; amending s. 106.03, F.S.; requiring the division to adopt specified rules; amending s. 106.07, F.S.; revising reporting intervals for candidates and political committees from monthly to quarterly; preempting local governments from establishing reporting schedules that differ from certain requirements; conforming a cross-reference; amending s. 106.0702, F.S.; conforming a cross-reference; amending s. 106.0703, F.S.; revising reporting intervals for electioneering communications organizations from monthly to quarterly; conforming a cross-reference; amending s. 106.08, F.S.; adding text messages to the items that do not constitute contributions to be counted toward certain contribution limits; creating s. 106.1436, F.S.; defining the term “voter guide”; prohibiting a person from representing that a voter guide is an official publication of a political party; providing an exception; providing disclosure requirements for such voter guides; providing criminal penalties and fines; amending s. 106.265, F.S.; increasing the maximum civil fines that may be imposed for specified violations; providing that fines assessed against a political committee also attach jointly and severally to the chair of the political committee under specified conditions; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to provide certain reproductions to a supervisor of elections; providing effective dates.

SENATOR BAXLEY PRESIDING

THE PRESIDENT PRESIDING

On motion by Senator Burgess, further consideration of **CS for SB 7050** with pending **Amendment 1 (333316)** was deferred.

RECESS

On motion by Senator Mayfield, the Senate recessed at 12:59 p.m. to reconvene upon call of the President.

AFTERNOON SESSION

The Senate was called to order by President Passidomo at 2:00 p.m. A quorum present—39:

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

SPECIAL RECOGNITION

Senator Mayfield recognized Don and Jeanne Weaver, parents of 1st Lieutenant Todd William Weaver, who were present in the gallery. Lt. Weaver was deployed to Afghanistan in May 2010 and was assigned to the 1st Battalion, 320th Field Artillery Regiment, 2nd Brigade Combat Team, 101st Airborne Division (Air Assault). He was killed by an improvised explosive device in Kandahar on September 9, 2010, while his team was inspecting a suspected IED factory.

INTRODUCTION OF FORMER SENATORS

The President recognized former Senator Dana Young who was present in the chamber.

ADOPTION OF RESOLUTIONS

At the request of Senator Berman—

By Senator Berman—

SR 1734—A resolution recognizing and celebrating the incredible accomplishments of the Florida Atlantic University men’s basketball team and the university’s commitment to both academic and athletic excellence, creating a collegiate brand that is nationally renowned.

WHEREAS, based in Boca Raton, Florida Atlantic University (FAU) is a public research university within the State University System with an outstanding track record of providing access, excellence, and social mobility to its diverse student body located across six campuses spanning 110 miles of the Southeast Florida coastline, and

WHEREAS, the FAU men’s basketball team, the Owls, was established in 1988 and joined Division I in 1993, where they first held membership with the ASUN Conference, previously known as the Trans America Athletic Conference, and

WHEREAS, FAU moved to the Sun Belt Conference in 2004 and to Conference USA in 2013, and will join the American Athletic Conference in July 2023, and

WHEREAS, the FAU men’s basketball team achieved a final overall record of 35-4 for the 2023 season, the best in team history, and

WHEREAS, FAU’s 20-game winning streak was not only a school record, but the longest of any team in the nation during the 2023 season, and

WHEREAS, FAU entered the AP Top 25 College Basketball Poll for the first time in school history, reaching 19th in the nation, and

WHEREAS, FAU began the NCAA tournament as the No. 9 seed, the team’s second appearance in tournament history and its first in 21 years, and

WHEREAS, FAU defeated Memphis 66-65 for its first tournament win in team history, capped by a Nick Boyd score with 2.5 seconds remaining and Giancarlo Rosado leading the team with 15 points, and

WHEREAS, FAU defeated Fairleigh Dickinson University 78-70, led by Johnell Davis’s 29-point, 12-rebound, 5-assist, and 5-steal performance, and

WHEREAS, FAU defeated No. 4 seed University of Tennessee 62-55 at Madison Square Garden, thanks to a second-half push led by Michael Forrest’s 8-0 run, which gave FAU its first lead since the opening minute of the game, and

WHEREAS, FAU defeated No. 3 seed Kansas State University 79-76 at Madison Square Garden, with a well-rounded performance featuring 14 points from Vladislav Goldin, 13 points from Johnell Davis, 17 points from Alijah Martin, and 16 points from Bryan Greenlee, and

WHEREAS, FAU made its first-ever Final Four, one of nine teams to ever make it as a No. 9 seed or below, and one of five teams to make it after entering without a previous tournament win, and

WHEREAS, FAU valiantly fell 72-71 to San Diego State University off a last-second buzzer beater at NRG Stadium in Houston, despite Alijah Martin’s 26-point, 7-rebound, and 1-steal game, and

WHEREAS, FAU’s Final Four appearance will likely have long-lasting positive impacts for the university, its athletic programs, and this state, NOW, THEREFORE,

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

That the incredible accomplishments of the Florida Atlantic University men’s basketball team are recognized and celebrated, as is the university’s commitment to both academic and athletic excellence, creating a collegiate brand that is nationally renowned.

BE IT FURTHER RESOLVED that the Senate congratulates team members Leo Beath, Nicholas Boyd, Tre Carroll, Johnell Davis, Michael Forrest, Jalen Gaffney, Isaiah Gaines, Vladislav Goldin, Bryan Greenlee, Jack Johnson, Brenen Lorient, Alijah Martin, Alejandro Ralat, Giancarlo Rosado, and Brandon Weatherspoon on their teamwork, blazing new trails for the FAU men’s basketball program.

BE IT FURTHER RESOLVED that the Senate recognizes the diligent work of Head Coach Dusty May, along with Assistant Coaches Todd Abernethy, Kyle Church, and Drew Williamson, Assistant to the Head Coach Brandon Gilbert, and Director of Operations KT Harrell, in shaping the Owls into a team of winners who defy expectations.

BE IT FURTHER RESOLVED that the Senate also recognizes the university staff who contribute to the operation of the basketball facility and to the overall success of the team and the university and the extraordinary efforts of all involved in the accomplishments of the FAU 2022-2023 men’s basketball team.

—was taken up instanter, introduced, read by title, and adopted.

CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **SR 1734**.

The vote was:

Yeas—34

Madam President	Collins	Martin
Albritton	Davis	Mayfield
Baxley	DiCeglie	Osgood
Book	Grall	Perry
Boyd	Gruters	Polsky
Bradley	Harrell	Powell
Brodeur	Hooper	Rouson
Burgess	Hutson	Simon
Burton	Ingoglia	Stewart
Calatayud	Jones	Thompson

Torres Wright
Trumbull Yarborough

SPECIAL ORDER CALENDAR, continued

The Senate resumed consideration of—

CS for SB 7050—A bill to be entitled An act relating to elections; amending s. 97.012, F.S.; requiring the Secretary of State to provide mandatory formal signature matching training to specified persons; requiring the Department of State to adopt specified rules; amending s. 97.052, F.S.; conforming a provision to changes made by the act; amending s. 97.057, F.S.; conforming a cross-reference; amending s. 97.0575, F.S.; requiring that third-party voter registration organizations provide to the Division of Elections the general election cycle for which they are registering persons to vote, beginning on a certain date; requiring that third-party voter registration organizations provide to the division certain affirmations; providing that a third-party voter registration organization is liable for certain fines in certain circumstances; providing that the registration of such organizations expires at the conclusion of the organizations' lawful responsibilities following such election cycle, beginning on a certain date; requiring such organizations to provide applicants with a specified receipt; requiring the division to adopt by rule a uniform format for such receipt by a specified date; revising the timeframe within which such organizations must deliver applications to the division or a supervisor of elections; revising the fines for failure to submit applications to the division or the supervisor within the specified timeframe; prohibiting a person collecting applications on behalf of a third-party voter registration organization from copying specified information from the application for reasons other than complying with specified requirements; providing criminal penalties; prohibiting organizations from providing prefilled voter registration applications to applicants; providing civil penalties; providing for retroactive application; amending s. 97.071, F.S.; revising the contents of voter information cards; providing construction; providing applicability; amending s. 98.065, F.S.; deleting a provision relating to the address to which certain voter registration mail must be addressed; revising requirements applicable to registration list maintenance programs; requiring a supervisor to conduct a certain review of voter registration records at least annually and take certain actions; requiring the department to coordinate with a supervisor of elections for a specified purpose; amending s. 98.0655, F.S.; deleting a provision that requires an address confirmation request to include a certain statement; amending s. 98.075, F.S.; deleting the scheduled repeal of a public records exemption for certain voter registration information from another state or the District of Columbia; requiring the supervisor to remove the name of a registered voter from the statewide voter registration system within a specified timeframe if certain conditions exist; requiring the supervisor to coordinate with his or her respective clerk of the court to obtain information of those registered voters convicted of a felony who have not had their voting rights restored; requiring a supervisor to adhere to specified procedures before the removal of a registered voter from the statewide voter registration system; providing construction; requiring the notice that the supervisor must provide to a potentially ineligible voter to include a specified statement; authorizing a supervisor to post a specified notice on the county's website or the supervisor's website; requiring the notice to contain specified statements; requiring the supervisor to make a final determination of the voter's eligibility within a specified timeframe and remove the name of a registered voter within a specified timeframe if the registered voter fails to respond or responds in a certain manner to certain notices; requiring the supervisor to review evidence and make a determination of eligibility within a specified timeframe in certain circumstances; requiring the supervisor to remove an ineligible voter within a specified timeframe and notify the voter that he or she has the right to appeal the determination of ineligibility; requiring the supervisor to schedule and issue notice of a hearing within a specified timeframe after receiving the voter's hearing request; requiring that the hearing be held within a specified timeframe; authorizing the voter to request an extension; requiring the department to coordinate with the supervisor to ensure that such actions and activities are conducted; conforming provisions to changes made by the act; amending s. 98.077, F.S.; deleting a reference to the department from a provision requiring correspondence to include certain information; requiring a supervisor to publish a specified notice in a newspaper, on the county's website, or on the supervisor's website; requiring that signature updates used to verify signatures on ballot certificates or petitions be received by the supervisor before the voter's

ballot is received, his or her provisional ballot is cast, or the petition is submitted for signature verification; requiring the supervisor to use the signature on file at the time the vote-by-mail ballot is received, the provisional ballot is cast, or the petition is reviewed; providing an exception; amending s. 98.093, F.S.; requiring the Department of Health to weekly furnish a specified list to the Department of State; requiring clerks of the circuit court to weekly furnish specified information to the supervisors; requiring the clerks to provide certain information to the department; requiring the Department of Law Enforcement to identify and report specified persons to the Department of State at least weekly; requiring the Florida Commission on Offender Review to furnish data on clemency to the Department of State at least weekly; requiring the Department of Corrections to identify persons convicted of a felony and committed to its custody, and to provide such information to the Department of State, at least weekly; requiring the Department of Highway Safety and Motor Vehicles to weekly furnish specified information to the Department of State; revising construction; making technical changes; amending s. 98.0981, F.S.; requiring supervisors to submit specified reports to the department within a specified timeframe; requiring supervisors to prepare a reconciliation report and submit such report to the department; providing requirements for, and the required format of, the report; revising the requirement that supervisors transmit to the department, in a specified format, the completely updated voting history information for each qualified voter who voted; defining the term "unique precinct identifier"; requiring supervisors to submit a specified geographical information system map to the department; requiring the department to submit an election summary report containing certain information to the Legislature following the certification by the Elections Canvassing Commission of specified elections; deleting certain file specifications; revising the timeframe for a supervisor to collect and submit to the department precinct-level election results after certification by the commission of specified elections; revising the procedures to compile such results; requiring the supervisor to research and address questions or issues identified by the department in such results; requiring the supervisor to provide amended precinct-level election results to the department within a specified timeframe, if certain conditions exist; requiring the department to publish such results online within a specified timeframe; specifying requirements for the website; requiring certain files to be created in accordance with, and providing requirements for, a certain rule; providing a definition; providing the timeframe within which the department must compile and make available certain precinct-level statistical data; requiring the department to adopt specified rules; amending s. 99.021, F.S.; revising the form of the candidate oath to require that candidates acknowledge certain outstanding fines, fees, or penalties relating to ethics or campaign finance violations; creating s. 99.0215, F.S.; requiring a candidate to designate in the candidate's oath the name he or she wishes to have printed on the ballot, subject to specified conditions; requiring a candidate to file a specified affidavit simultaneously with the oath if the candidate wishes to use a nickname, which is subject to certain conditions; defining the term "political slogan"; prohibiting the use of a professional title or degree except in specified circumstances; amending s. 99.097, F.S.; requiring the person or organization that submits signatures for a local or statewide issue to pay the supervisor in advance for checking the signatures; making technical changes; amending s. 100.021, F.S.; providing alternative methods for providing notice of a general election; amending s. 100.141, F.S.; revising the methods by which a supervisor may publish notice of a special election; amending s. 100.342, F.S.; specifying that the notice for a special election or referendum may be published on the county's website, the municipality's website, or the supervisor's website, as applicable; amending s. 101.001, F.S.; revising requirements for specified maps maintained by supervisors of elections; authorizing supervisors of elections to coordinate with other governmental entities for a certain purpose; deleting a provision requiring supervisors to provide the department certain data on precincts in the county; deleting a provision requiring the department to maintain a certain database; requiring supervisors of elections to include changes in the name of a precinct in a certain document; amending s. 101.048, F.S.; providing that specified persons are entitled to vote a provisional ballot; amending s. 101.151, F.S.; requiring the word "incumbent" to appear next to a candidate's name on an election ballot under specified conditions; amending s. 101.5612, F.S.; revising the methods by which certain notice may be provided; amending s. 101.6103, F.S.; conforming a cross-reference; making technical changes; amending s. 101.62, F.S.; specifying that a supervisor must accept requests for vote-by-mail ballots only from specified persons; providing that a request may be made through a supervisor's website; requiring

the department to adopt by rule a uniform statewide application for a written request for a vote-by-mail ballot by a specified date; requiring a supervisor to cancel a request for a vote-by-mail ballot if certain mail sent by the supervisor to the voter is returned to the supervisor as undeliverable; requiring a voter who subsequently requests a vote-by-mail ballot to provide or confirm his or her current residential address; requiring the supervisor to add certain information to the voter's registration record if such information is provided in the vote-by-mail request; revising the definition of the term "immediate family"; deleting a provision requiring vote-by-mail ballot requests to be received by a specified time before the supervisor mails a vote-by-mail ballot; revising the day after which a supervisor may not mail a vote-by-mail ballot; providing the deadline for submitting a vote-by-mail ballot request; revising the means by which and the period during which a supervisor shall provide a vote-by-mail ballot to a voter; prohibiting a supervisor from personally delivering a vote-by-mail ballot to certain voters or delivering a vote-by-mail ballot to certain voters' designees during a certain period unless certain conditions exist; making technical changes; amending s. 101.67, F.S.; requiring the supervisor to segregate and treat certain ballots as provisional; amending s. 101.68, F.S.; prohibiting vote-by-mail ballots from being counted if two or more ballots arrive in one mailing envelope; making technical changes; amending s. 101.6923, F.S.; requiring that a specified statement be included in a vote-by-mail ballot provided to certain voters; making technical changes; amending s. 101.6925, F.S.; revising the deadline for a voter to make specified information available to the supervisor before a vote-by-mail ballot may be canvassed; amending s. 101.694, F.S.; conforming a cross-reference; amending ss. 101.71 and 101.733, F.S.; revising the methods by which certain notice may be provided; amending s. 102.111, F.S.; revising the time at which the Elections Canvassing Commission shall meet to certify returns; amending s. 102.112, F.S.; revising the timeframe in which county returns must be filed with the department; amending s. 102.141, F.S.; requiring a certain number of alternate canvassing board members; revising the methods by which certain notice may be provided; requiring the supervisor to file a report with the Division of Elections within a specified timeframe; revising the requirements for the report; requiring the division to review the report and offer specified training to supervisors based on the report; requiring the department to submit an analysis of specified reports to the Governor and the Legislature by a specified date; amending s. 103.021, F.S.; revising the timeframe within which a political party executive committee must submit its presidential electors to the Governor for nomination; requiring the state executive committee of each party to submit specified information; requiring that electors be qualified registered voters and members of the political party for which they are named as electors; specifying that a required oath be made in writing; revising the timeframe within which the Governor must certify the electors to the department; revising the timeframe within which a minor political party must submit its list of presidential electors to the department; requiring presidential electors to file with the Governor a certain written oath; providing that certain acts constitute a resignation of the position of presidential elector; amending s. 103.022, F.S.; requiring certain write-in candidates to submit specified information; amending s. 103.091, F.S.; authorizing a qualifying office to accept and hold qualifying papers for candidates for political party offices within a specified timeframe before the qualifying period; amending s. 104.16, F.S.; providing applicability; amending s. 104.18, F.S.; providing that a prosecution for voting more than one ballot may proceed in any jurisdiction in which a ballot was willfully cast; providing that it is not necessary to prove which ballot was cast first; defining the term "votes more than one ballot at any election"; amending s. 104.42, F.S.; authorizing a supervisor to report certain findings to the Office of Election Crimes and Security rather than the Florida Elections Commission; amending s. 105.031, F.S.; revising the form of the candidate's oath to require that candidates for judicial office acknowledge certain outstanding fines, fees, or penalties relating to ethics or campaign finance violations; amending s. 106.07, F.S.; revising reporting intervals for candidates and political committees from monthly to quarterly; preempting local governments from establishing reporting schedules that differ from certain requirements; conforming a cross-reference; amending s. 106.0702, F.S.; conforming a cross-reference; amending s. 106.0703, F.S.; revising reporting intervals for electioneering communications organizations from monthly to quarterly; conforming a cross-reference; amending s. 106.08, F.S.; adding text messages to the items that do not constitute contributions to be counted toward certain contribution limits; creating s. 106.1436, F.S.; defining the term "voter guide"; prohibiting a person from representing that a voter guide is an official

publication of a political party; providing an exception; providing disclosure requirements for such voter guides; providing criminal penalties and fines; amending s. 106.265, F.S.; increasing the maximum civil fines that may be imposed for specified violations; providing that fines assessed against a political committee also attach jointly and severally to persons with control over the political committee; providing construction; amending s. 322.142, F.S.; authorizing the Department of Highway Safety and Motor Vehicles to provide certain reproductions to a supervisor of elections; providing an effective date.

—which was previously considered this day with pending **Amendment 1 (333316)** by Senator Hutson.

Senator Book moved the following amendment to **Amendment 1 (333316)** which failed:

Amendment 1A (713846) (with title amendment)—Delete lines 385-414 and insert:

(5) **FELONY CONVICTION.**—The department shall identify those registered voters who have been convicted of a felony and whose voting rights have not been restored by comparing information received from, but not limited to, a clerk of the circuit court, the Board of Executive Clemency, the Department of Corrections, the Department of Law Enforcement, or a United States Attorney's Office, as provided in s. 98.093. The department shall review such information and make an initial determination as to whether the information is credible and reliable. If the department determines that the information is credible and reliable, the department ~~must~~ *shall* notify the supervisor and provide a copy of the supporting documentation indicating the potential ineligibility of the voter to be registered. Upon receipt of the notice that the department has made a determination of initial credibility and reliability, the supervisor shall adhere to the procedures set forth in subsection (7) ~~before~~ *prior to* the removal of a registered voter's name from the statewide voter registration system.

And the title is amended as follows:

Delete lines 2498-2505 and insert: timeframe if certain conditions exist; providing construction;

Senator Davis moved the following amendments to **Amendment 1 (333316)** which failed:

Amendment 1B (294206)—Delete lines 451-547 and insert:

c. A return form that requires the registered voter to admit or deny the accuracy of the information underlying the potential ineligibility, *and to admit or deny whether the information, if accurate, renders the voter ineligible*, for purposes of a final determination by the supervisor.

d. A statement that, if the voter is denying the accuracy of the information underlying the potential ineligibility, the voter has a right to request a hearing for the purpose of determining eligibility.

e. Instructions for the registered voter to contact the supervisor of elections of the county in which the voter is registered if assistance is needed in resolving the matter.

f. Instructions for seeking restoration of civil rights pursuant to s. 8, Art. IV of the State Constitution and information explaining voting rights restoration pursuant to s. 4, Art. VI of the State Constitution following a felony conviction, if applicable.

g. *The following statement: "If you attempt to vote at an early voting site or your normal election day polling place, you will be required to vote a provisional ballot. If you vote by mail, your ballot will be treated as a provisional ballot. In either case, your ballot may not be counted until a final determination of eligibility is made. If you wish for your ballot to be counted, you must contact the supervisor of elections office within 2 days after the election and present evidence that you are eligible to vote."*

2. If the mailed notice is returned as undeliverable, the supervisor *must, within 14 days after receiving the returned notice, either publish* ~~shall publish~~ notice once in a newspaper of general circulation in the county in which the voter was last registered *or publish notice on the county's website as provided in s. 50.0311 or on the supervisor's website, as deemed appropriate by the supervisor. The notice must* ~~shall~~ contain the following:

- a. The voter's name and address.
- b. A statement that the voter is potentially ineligible to be registered to vote.
- c. A statement that failure to respond within 30 days after the notice is published may result in a determination of ineligibility by the supervisor and removal of the registered voter's name from the statewide voter registration system.
- d. An instruction for the voter to contact the supervisor no later than 30 days after the date of the published notice to receive information regarding the basis for the potential ineligibility and the procedure to resolve the matter, *and that the voter has the right to be represented by an attorney at the hearing.*
- e. An instruction to the voter that, if further assistance is needed, the voter should contact the supervisor of elections of the county in which the voter is registered.
- f. *A statement that, if the voter denies the accuracy of the information underlying the potential ineligibility or denies that the information, if accurate, means that the voter is ineligible, the voter has a right to request a hearing for the purpose of determining eligibility, and the voter has the right to be represented by an attorney at the hearing.*
- g. *The following statement: "If you attempt to vote at an early voting site or your normal election day polling place, you will be required to vote a provisional ballot. If you vote by mail, your ballot will be treated as a provisional ballot. In either case, your ballot may not be counted until a final determination of eligibility is made. If you wish for your ballot to be counted, you must contact the supervisor of elections office within 2 days after the election and present evidence that you are eligible to vote."*

3. If a registered voter fails to respond to a notice pursuant to subparagraph 1. or subparagraph 2., the supervisor ~~must shall~~ make a final determination of the voter's eligibility *within 7 days after expiration of the voter's timeframe to respond.* If the supervisor determines that the voter is ineligible, the supervisor ~~must shall~~ remove the name of the registered voter from the statewide voter registration system *within 7 days.* The supervisor shall notify the registered voter of the supervisor's determination and action.

4. If a registered voter responds to the notice pursuant to subparagraph 1. or subparagraph 2. and admits the accuracy of the information underlying the potential ineligibility, the supervisor ~~must, as soon as practicable, shall~~ make a final determination of ineligibility and ~~shall~~ remove the voter's name from the statewide voter registration system. The supervisor shall notify the registered voter of the supervisor's determination and action.

5. If a registered voter responds to the notice issued pursuant to subparagraph 1. or subparagraph 2. and denies the accuracy of the information underlying the potential ineligibility but does not request a hearing, the supervisor ~~must shall~~ review the evidence and make a ~~final~~ determination of eligibility *no later than 30 days after receiving the response from the voter. If the supervisor determines that the registered voter is ineligible, the supervisor must remove the voter's name from the statewide voter registration system upon such determination and notify the registered voter of the supervisor's determination and action and that the removed voter has a right to appeal a determination of ineligibility pursuant to s. 98.0755.* If such registered voter requests a hearing, the supervisor ~~must shall~~ send notice to the registered voter to attend a hearing at a time and place specified in the notice. *The supervisor shall schedule and issue notice for the hearing within 7 days after receiving the voter's request for a hearing and shall hold the hearing no later than 30 days after issuing the notice of the hearing. A voter may request an extension upon showing good cause by an oral or written communication to the supervisor*

Amendment 1C (118732) (with title amendment)—Between lines 2144 and 2145 insert:

Section 40. Subsection (4) is added to section 104.011, Florida Statutes, to read:

104.011 False swearing; submission of false voter registration information; prosecution prohibited.—

Amendment 1C (118732) (with title amendment)—Between lines 2144 and 2145 insert:

Section 40. Subsection (4) is added to section 104.011, Florida Statutes, to read:

104.011 False swearing; submission of false voter registration information; prosecution prohibited.—

(4) *Subsection (1) does not apply to an elector to whom notice has been sent pursuant to s. 98.075(7) and who votes using a provisional ballot or vote-by-mail ballot before a final determination of eligibility is made.*

Section 41. Section 104.15, Florida Statutes, is amended to read:

104.15 Unqualified electors willfully voting.—

(1) Whoever, knowing he or she is not a qualified elector, willfully votes at any election is guilty of a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.

(2) *Subsection (1) does not apply to an elector to whom notice has been sent pursuant to s. 98.075(7) and who votes using a provisional ballot or vote-by-mail ballot before a final determination of eligibility is made.*

And the title is amended as follows:

Delete line 2727 and insert: qualifying period; amending ss. 104.011 and 104.15, F.S.; providing applicability; amending s. 104.16, F.S.; providing

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

Senator Davis moved the following amendments to **Amendment 1 (333316)** which failed:

Amendment 1D (402662) (with title amendment)—Delete lines 639-785.

And the title is amended as follows:

Delete lines 2542-2561 and insert: reviewed; providing an exception; amending s. 98.0981, F.S.; requiring

Amendment 1E (222724)—Delete lines 1513-1517 and insert:

1.a. By nonforwardable, return-if-undeliverable mail to the voter's ~~elector's~~ current mailing address on file with the supervisor or any other address the voter ~~elector~~ specifies in the request. *The envelope must be prominently marked "Do Not Forward."*

b. *By forwardable mail, e-mail, or facsimile machine transmission to voters who request a vote-by-mail ballot and require assistance to vote by reason of blindness or other disability. The voter may designate in the vote-by-mail ballot request his or her preferred method of transmission. If the voter does not designate the method of transmission, the vote-by-mail ballot must be mailed.*

Amendment 1F (211618)—Delete lines 1258-1272 and insert: ~~subdivision another political~~ boundary, including boundaries of county commissioners' districts, districts of municipal governing bodies, district school board member residence areas, and election districts of special district governing bodies ~~listed below, a the~~ boundary listed in subparagraph 1., subparagraph 2., or subparagraph 3. ~~below~~ may be used as a precinct boundary:

1. Governmental unit boundaries reported in the most recent Boundary and Annexation Survey published by the United States Census Bureau;

~~2.—Visible features that are readily distinguishable upon the ground, such as streets, railroads, tracks, streams, and lakes, and that are indicated upon current census maps, official Department of Transportation maps, official municipal maps, official county maps, or a combination of such maps;~~

~~3.—Boundaries of public parks, public school grounds, or churches; or~~

2.4. Boundaries of counties, incorporated municipalities, or other political subdivisions that meet criteria established by the United States Census Bureau for block boundaries; or

3. *Boundaries of county commissioners' districts, districts of municipal governing bodies, district school board member residence areas, and election districts of special district governing bodies.*

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

Senator Pizzo moved the following amendment to **Amendment 1 (333316)** which failed:

Amendment 1G (888296) (with title amendment)—Delete lines 1026-1047 and insert:

Section 13. Effective upon becoming a law, present subsections (5) and (6) of section 99.012, Florida Statutes, are redesignated as subsections (4) and (5), respectively, present paragraph (b) of subsection (1) of that section is redesignated as paragraph (c), a new paragraph (b) is added to that subsection, paragraph (c) is added to present subsection (7) of that section, and present subsections (4) and (8) of that section are amended, to read:

99.012 Restrictions on individuals qualifying for public office.—

(1) As used in this section:

(b) “Qualify” means to fulfill the requirements set forth in s. 99.061(7)(a) or s. 105.031(5)(a).

~~(4)(a) Any officer who qualifies for federal public office must resign from the office he or she presently holds if the terms, or any part thereof, run concurrently with each other.~~

~~(b) The resignation is irrevocable.~~

~~(c) The resignation must be submitted at least 10 days before the first day of qualifying for the office he or she intends to seek.~~

~~(d) The written resignation must be effective no later than the earlier of the following dates:~~

~~1. The date the officer would take office, if elected; or~~

~~2. The date the officer’s successor is required to take office.~~

~~(e)1. An elected district, county, or municipal officer shall submit his or her resignation to the officer before whom he or she qualified for the office he or she holds, with a copy to the Governor and the Department of State.~~

~~2. An appointed district, county, or municipal officer shall submit his or her resignation to the officer or authority which appointed him or her to the office he or she holds, with a copy to the Governor and the Department of State.~~

~~3. All other officers shall submit their resignations to the Governor with a copy to the Department of State.~~

~~(f)1. The failure of an officer who qualifies for federal public office to submit a resignation pursuant to this subsection constitutes an automatic irrevocable resignation, effective immediately, from the office he or she presently holds.~~

~~2. The Department of State shall send a notice of the automatic resignation to the Governor, and in the case of a district, county, or municipal officer, a copy to:~~

~~a. The officer before whom he or she qualified if the officer held an elective office; or~~

~~b. The officer or authority who appointed him or her if the officer held an appointive office.~~

~~(g) The office is deemed vacant upon the effective date of the resignation submitted by the official in his or her letter of resignation.~~

~~(6)(7) This section does not apply to:~~

~~(c) Persons seeking the office of President or Vice President of the United States.~~

~~(7)(8) Subsection (3) does and (4) do not apply to persons holding any federal office. Subsection (4) does not apply to an elected officer if the term of the office that he or she presently holds is scheduled~~

~~to expire and be filled by election in the same primary and general election period as the federal office he or she is seeking.~~

Section 14. Subsection (2) of section 121.121, Florida Statutes, is amended to read:

121.121 Authorized leaves of absence.—

(2) A member who is required to resign his or her office as a subordinate officer, deputy sheriff, or police officer because he or she is a candidate for a public office which is currently held by his or her superior officer who is also a candidate for reelection to the same office, in accordance with s. 99.012(4) ~~s. 99.012(5)~~, shall, upon return to covered employment, be eligible to purchase retirement credit for the period between his or her date of resignation and the beginning of the term of office for which he or she was a candidate as a leave of absence without pay, as provided in subsection (1).

And the title is amended as follows:

Delete lines 2599-2600 and insert: office; deleting provisions related to an officer qualifying for federal public office and having to resign his or her current position and related actions; revising applicability; amending s. 121.121, F.S.; conforming a cross-reference; amending s. 99.021, F.S.; revising the

The vote was:

Yeas—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

Nays—27

Madam President	Calatayud	Ingolia
Albritton	Collins	Martin
Avila	DiCeglie	Mayfield
Baxley	Garcia	Perry
Boyd	Grall	Rodriguez
Bradley	Gruters	Simon
Brodeur	Harrell	Trumbull
Burgess	Hooper	Wright
Burton	Hutson	Yarborough

Senator Osgood moved the following amendment to **Amendment 1 (333316)** which failed:

Amendment 1H (492750) (with title amendment)—Delete lines 230-249 and insert: county.

(a) The card must contain:

1.(a) Voter’s registration number.

2.(b) Date of registration.

3.(c) Full name.

4.(d) Party affiliation.

5.(e) Date of birth.

6.(f) Address of legal residence.

7.(g) Precinct number.

8.(h) Polling place address and a link to the supervisor’s website to provide the most current polling place locations.

9.(i) Name of supervisor and contact information of supervisor.

10.(j) Other information deemed necessary by the supervisor.

(b) A voter information card may not be furnished by the supervisor to a voter unless the supervisor or the division has determined that the voter is eligible to vote.

And the title is amended as follows:

Delete line 2479 and insert: contents of voter information cards; prohibiting the supervisor from furnishing a voter information card to a voter unless the supervisor or division has determined that the voter is eligible to vote; providing

Amendment 1 (333316) was adopted.

SENATOR BAXLEY PRESIDING

THE PRESIDENT PRESIDING

On motion by Senator Burgess, by two-thirds vote, **CS for SB 7050**, as amended, was read a third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—28

Madam President	Calatayud	Martin
Albritton	Collins	Mayfield
Avila	DiCeglie	Perry
Baxley	Garcia	Rodriguez
Boyd	Grall	Simon
Bradley	Gruters	Trumbull
Brodeur	Harrell	Wright
Broxson	Hooper	Yarborough
Burgess	Hutson	
Burton	Ingoglia	

Nays—12

Berman	Osgood	Rouson
Book	Pizzo	Stewart
Davis	Polsky	Thompson
Jones	Powell	Torres

SENATOR BAXLEY PRESIDING

SB 2—A bill to be entitled An act for the relief of the Estate of Molly Parker; providing an appropriation to compensate the estate for Ms. Parker's death as a result of the negligence of the Department of Transportation; providing a limitation on compensation and the payment of attorney fees; providing legislative intent regarding the waiver of certain liens; providing an effective date.

—was read the second time by title.

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

Senator Hooper moved the following amendment which was adopted:

Amendment 1 (600820)—Delete line 88 and insert:
the State Transportation Trust Fund to the Department of Transportation for

On motion by Senator Hooper, by two-thirds vote, **SB 2**, 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

Albritton	Brodeur	DiCeglie
Avila	Broxson	Garcia
Baxley	Burgess	Grall
Berman	Burton	Gruters
Book	Calatayud	Harrell
Boyd	Collins	Hooper
Bradley	Davis	Hutson

Ingoglia	Polsky	Thompson
Jones	Powell	Torres
Martin	Rodriguez	Trumbull
Mayfield	Rouson	Wright
Osgood	Simon	Yarborough
Pizzo	Stewart	

Nays—1

Perry

Vote after roll call:

Yea—Madam President

SB 6—A bill to be entitled An act for the relief of the Estate of Jason Sanchez by Miami-Dade County; providing for an appropriation to compensate the Estate of Jason Sanchez for injuries and damages sustained by Jason Sanchez and his survivors as a result of the negligence of a Miami-Dade County employee; providing a limitation on compensation and the payment of attorney and lobbying fees; providing an effective date.

—was read the second time by title. On motion by Senator Rodriguez, by two-thirds vote, **SB 6** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Stewart
Brodeur	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough
Collins	Osgood	

Nays—1

Perry

Vote after roll call:

Yea—Madam President

CS for SB 12—A bill to be entitled An act for the relief of Ricardo Medrano-Arzate and Eva Chavez-Medrano, as personal representatives of Hilda Medrano, by the Okeechobee County Sheriff's Office; providing for an appropriation of funds to pay Ricardo Medrano-Arzate and Eva Chavez-Medrano for the damages awarded in connection with the death of their daughter as a result of the negligence of the Okeechobee County Sheriff's Office; providing a limitation on the payment of compensation, attorney and lobbying fees, and costs or similar expenses; providing an effective date.

—was read the second time by title. On motion by Senator Polsky, by two-thirds vote, **CS for SB 12** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Albritton	Bradley	Collins
Avila	Brodeur	Davis
Baxley	Broxson	DiCeglie
Berman	Burgess	Garcia
Book	Burton	Grall
Boyd	Calatayud	Gruters

Harrell	Osgood	Stewart
Hooper	Pizzo	Thompson
Hutson	Polsky	Torres
Ingoglia	Powell	Trumbull
Jones	Rodriguez	Wright
Martin	Rouson	Yarborough
Mayfield	Simon	

Nays—1

Perry

Vote after roll call:

Yea—Madam President

CS for SB 626—A bill to be entitled An act relating to broadband Internet service providers; creating s. 364.391, F.S.; defining terms; specifying that the poles of rural electric cooperatives that are engaged in the provision of broadband are subject to regulation by the Public Service Commission; authorizing the commission to access the books and records of such cooperatives for specified purposes; providing that such information that contains proprietary confidential business information retains its confidential or exempt status when held by the commission; providing construction; amending s. 425.04, F.S.; authorizing rural electric cooperatives to engage in the provision of broadband; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 626**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1221** was withdrawn from the Committee on Rules.

On motion by Senator DiCeglie—

CS for HB 1221—A bill to be entitled An act relating to broadband Internet service providers; creating s. 364.391, F.S.; defining terms; specifying that the poles of rural electric cooperatives that are engaged in the provision of broadband are subject to regulation by the Public Service Commission; authorizing the commission to access the books and records of such cooperatives for specified purposes; providing that such information that contains proprietary confidential business information retains its confidential or exempt status when held by the commission; providing construction; amending s. 425.04, F.S.; authorizing rural electric cooperatives to engage in the provision of broadband; providing an effective date.

—a companion measure, was substituted for **CS for SB 626** and read the second time by title.

On motion by Senator DiCeglie, by two-thirds vote, **CS for HB 1221** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

Vote after roll call:

Yea—Madam President

CS for CS for SB 846—A bill to be entitled An act relating to agreements of educational entities with foreign entities; amending s. 288.860, F.S.; defining terms; prohibiting state universities and state colleges from accepting grants from or participating in partnerships or agreements with a college or university based in a foreign country of concern or with a foreign principal unless specified conditions are met; providing an exception; authorizing state universities to enter into partnerships or agreements with a college or university based in a foreign country of concern or with a foreign principal if such partnerships or agreements are approved by the Board of Governors and specified requirements are met; authorizing the board to sanction and withhold performance funding from a state university for entering into an unauthorized partnership or agreement; authorizing state colleges to enter into partnerships or agreements with a college or university based in a foreign country of concern or with a foreign principal if such partnerships or agreements are authorized by the State Board of Education and specified requirements are met; authorizing the state board to sanction and withhold performance funding from a state college for entering into an unauthorized partnership or agreement with a college or university based in a foreign country of concern or with a foreign principal; requiring each state university and state college to annually submit specified information to the Board of Governors and the Department of Education, respectively, by a specified date; requiring the Board of Governors and the department, respectively, to annually submit a report to the Governor and the Legislature by a specified date; providing requirements for the report; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively; amending s. 286.101, F.S.; revising and defining terms; prohibiting a state university or state college, or any employee or representative thereof, from soliciting or accepting a gift from a college or university based in a foreign country of concern or from a foreign principal; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively; amending s. 1002.421, F.S.; prohibiting a private school that is owned or operated by a person or entity domiciled in, owned by, or in any way controlled by a foreign country of concern or by a foreign principal from participating in an educational scholarship program; providing an effective date.

—was read the second time by title. On motion by Senator Avila, by two-thirds vote, **CS for CS for SB 846** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough

Nays—None

Vote after roll call:

Yea—Harrell

Consideration of **CS for SB 7052** was deferred.

CS for CS for SB 1188—A bill to be entitled An act relating to contract liability; amending s. 287.058, F.S.; requiring that certain procurement agreements include a specified provision; reenacting ss. 287.0571(5) and 1002.84(13), F.S., relating to contract requirements for proposed outsourcing and procurement contract requirements for early learning coalitions, respectively, to incorporate the amendment made to s. 287.058, F.S., in references thereto; providing an effective date.

—was read the second time by title. On motion by Senator Boyd, by two-thirds vote, **CS for CS for SB 1188** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough

Nays—None

Vote after roll call:

Yea—Harrell

CS for CS for SB 1352—A bill to be entitled An act relating to sickle cell disease medications, treatment, and screening; creating s. 383.147, F.S.; requiring newborn and infant screening providers to notify primary care physicians of newborns and infants of certain screening results and to submit the results to the Department of Health for a specified purpose; requiring such physicians to provide certain information to parents and guardians of such newborns or infants; requiring the department to contract with a certain center to establish and maintain a sickle cell registry; providing a requirement for the registry; authorizing parents and guardians of children in the registry to request to have them removed from the registry; providing duties of the department and the center; providing requirements for certain notification that the center must provide to parents and guardians; requiring the department to adopt rules; creating s. 409.91235, F.S.; requiring the Agency for Health Care Administration, in consultation with certain entities, to review sickle cell disease medications, treatments, and services for Medicaid recipients and develop a written report, post the report on its website, and submit a copy of the report to the Governor, the Legislature, and certain entities by a specified date and every 2 years thereafter; providing requirements for the report; providing appropriations and authorizing positions; providing an effective date.

—was read the second time by title.

Senator Rouson moved the following amendment which was adopted:

Amendment 1 (306086)—Between lines 136 and 137 insert:

Section 4. *For the 2023-2024 fiscal year, the sum of \$250,000 in nonrecurring funds from the General Revenue Fund is appropriated to the Agency for Health Care Administration for the purpose of implementing this act.*

On motion by Senator Rouson, by two-thirds vote, **CS for CS for SB 1352**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Madam President	Broxson	Gruters
Albritton	Burgess	Harrell
Avila	Burton	Hooper
Baxley	Calatayud	Hutson
Berman	Collins	Ingoglia
Book	Davis	Jones
Boyd	DiCeglie	Martin
Bradley	Garcia	Mayfield
Brodeur	Grall	Osgood

Perry	Rouson	Trumbull
Pizzo	Simon	Wright
Polsky	Stewart	Yarborough
Powell	Thompson	
Rodriguez	Torres	

Nays—None

CS for SB 16—A bill to be entitled An act for the relief of Jamiyah Mitchell, Latricia Mitchell, and Jerald Mitchell by the South Broward Hospital District; providing an appropriation to compensate Latricia Mitchell and Jerald Mitchell, individually and as legal guardians of Jamiyah Mitchell, for injuries and damages sustained as a result of the negligence of the South Broward Hospital District; providing a limitation on the payment of compensation and attorney fees; providing an effective date.

—was read the second time by title.

Senator Gruters moved the following amendment which was adopted:

Amendment 1 (737080) (with title amendment)—Delete lines 81-91 and insert:
Benefit of Jamiyah Mitchell.

Section 3. *The amount paid by the South Broward Hospital District pursuant to s. 768.28, Florida Statutes, and the amount awarded under 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 Jamiyah Mitchell, Latricia Mitchell, and Jerald Mitchell. The total amount paid for attorney fees may not exceed \$143,100, the total amount paid for lobbying fees may not exceed \$55,650, and the total amount paid for costs and other similar expenses may not exceed \$35,240.66.*

And the title is amended as follows:

Delete line 10 and insert: compensation, attorney fees, lobby fees, and certain costs and expenses; providing an effective

On motion by Senator Gruters, by two-thirds vote, **CS for SB 16**, 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

Madam President	Collins	Osgood
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Stewart
Brodeur	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—1

Perry

CS for SB 1534—A bill to be entitled An act relating to pretrial release and detention; amending s. 903.011, F.S.; providing for setting, reduction, and alteration of bail; requiring the Supreme Court to create and periodically update a statewide uniform bail bond schedule for certain offenses; providing for the chief judge of a judicial circuit to establish a lower bail bond schedule in certain cases; requiring Supreme Court approval for local deviations from the statewide uniform bail bond schedule; providing that arrested persons in certain categories may not be released until a first appearance and that bond for such persons be individually determined based on specified factors; amend-

ing s. 903.047, F.S.; authorizing a court to consider nonmonetary conditions in addition to or in lieu of a monetary amount subject to specified limitations; listing possible nonmonetary conditions; amending s. 903.0471, F.S.; providing that a court may revoke pretrial release and order pretrial detention if a defendant materially violates any release condition; amending s. 907.041, F.S.; revising the definition of the term “dangerous crime”; providing that a person arrested for a dangerous crime may not be granted nonmonetary pretrial release at a first appearance hearing; specifying that upon motion by the state attorney, a court may order pretrial detention in certain circumstances; providing for a detention hearing for persons charged with dangerous crimes; authorizing a state attorney or a court to move for detention of persons charged with dangerous crimes in certain circumstances; requiring a court to order pretrial detention in certain circumstances; providing requirements for detention hearings; revising requirements for a pretrial detention order; requiring a court to provide specified information to certain defendants; providing that a party may move for reconsideration of a pretrial detention order any time before trial in certain circumstances; removing a requirement for pretrial detention for defendants charged with illegally manufacturing controlled substances in certain cases; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1534**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1627** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Martin—

CS for CS for HB 1627—A bill to be entitled An act relating to pretrial release and detention; amending s. 903.011, F.S.; providing for setting, reduction, and alteration of bail; requiring the Supreme Court to create and periodically update a statewide uniform bail bond schedule for certain offenses; providing for the chief judge of a judicial circuit to establish a lower bail bond schedule in certain cases; requiring Supreme Court approval for local deviations from the statewide uniform bail bond schedule; providing that arrested persons in certain categories may not be released until a first appearance and that bond for such persons be individually determined based on specified factors; amending s. 903.047, F.S.; authorizing a court to consider nonmonetary conditions in addition to or in lieu of a monetary amount subject to specified limitations; listing possible nonmonetary conditions; amending s. 903.0471, F.S.; providing that a court may revoke pretrial release and order pretrial detention if a defendant materially violates any release condition; amending s. 907.041, F.S.; revising the definition of the term “dangerous crime”; providing that a person arrested for a dangerous crime may not be granted nonmonetary pretrial release at a first appearance hearing; specifying that upon motion by the state attorney, a court may order pretrial detention in certain circumstances; providing for a detention hearing for persons charged with dangerous crimes; authorizing a state attorney or a court to move for detention of persons charged with dangerous crimes in certain circumstances; requiring a court to order pretrial detention in certain circumstances; providing requirements for detention hearings; revising requirements for a pretrial detention order; requiring a court to provide specified information to certain defendants; providing that a party may move for reconsideration of a pretrial detention order any time before trial in certain circumstances; removing a requirement for pretrial detention for defendants charged with illegally manufacturing controlled substances in certain cases; providing an effective date.

—a companion measure, was substituted for **CS for SB 1534** and read the second time by title.

On motion by Senator Martin, by two-thirds vote, **CS for CS for HB 1627** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Madam President	Bradley	Collins
Albritton	Brodeur	Davis
Avila	Broxson	DiCeglie
Baxley	Burgess	Garcia
Book	Burton	Grall
Boyd	Calatayud	Gruters

Harrell	Osgood	Simon
Hooper	Perry	Stewart
Hutson	Pizzo	Torres
Ingoglia	Powell	Trumbull
Martin	Rodriguez	Wright
Mayfield	Rouson	Yarborough

Nays—3

Berman	Polsky	Thompson
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SB 7054—A bill to be entitled An act relating to central bank digital currency; amending s. 671.201, F.S.; defining the term “central bank digital currency” and revising the definition of the term “money” for purposes of the Uniform Commercial Code; amending ss. 328.0015, 559.9232, 563.022, and 668.50, F.S.; conforming cross-references to changes made by the act; providing an effective date.

—was read the second time by title. On motion by Senator DiCeglie, by two-thirds vote, **SB 7054** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—34

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Avila	Garcia	Rodriguez
Baxley	Grall	Rouson
Book	Gruters	Simon
Boyd	Harrell	Stewart
Brodeur	Hooper	Torres
Broxson	Hutson	Trumbull
Burgess	Ingoglia	Wright
Burton	Jones	Yarborough
Calatayud	Martin	
Collins	Mayfield	

Nays—5

Berman	Polsky	Thompson
Osgood	Powell	

Vote after roll call:

Yea—Bradley

CS for CS for SB 1604—A bill to be entitled An act relating to land use and development regulations; amending s. 163.3177, F.S.; revising the planning periods that must be included in a comprehensive plan; amending s. 163.3191, F.S.; requiring local governments to determine if plan amendments are necessary to reflect a certain minimum planning period; specifying requirements for a certain notification; requiring, rather than encouraging, a local government to comprehensively evaluate and update its comprehensive plan to reflect changes in local conditions; requiring that updates to certain elements of the comprehensive plan be processed in the same plan amendment cycle; prohibiting a local government from initiating or adopting any publicly initiated plan amendments to its comprehensive plan under certain circumstances; providing applicability; prohibiting a certain denial of plan amendments from being based on the failure of a local government to update its comprehensive plan; requiring the state land planning agency to provide population projections if a local government fails to update its comprehensive plan; requiring the local government to update its comprehensive plan within a specified timeframe after receiving the population projections and to transmit the update within a specified timeframe; requiring the state land planning agency to establish a certain timeline if such update is not in compliance; authorizing the local government to seek approval from the state land planning agency to process publicly initiated plan amendments under certain circumstances; authorizing the local government to provide certain alternative population projections under certain circumstances; amending s. 163.3202, F.S.; revising exceptions to applicability of land development regulations relating to single-family or two-family dwell-

ing building design elements; deleting the definition of the terms “planned unit development” or “master planned community”; amending s. 189.031, F.S.; precluding an independent special district from complying with the terms of certain development agreements under certain circumstances; requiring a newly elected or appointed governing body to review, within a certain timeframe, certain agreements and vote on whether to seek readoption of such agreement; providing retroactive applicability; providing for future expiration; amending s. 189.08, F.S.; conforming a cross-reference; providing effective dates.

—was read the second time by title.

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

Senator Stewart moved the following amendment which was adopted:

Amendment 1 (810840) (with title amendment)—Delete lines 151-176 and insert:

6. The dwelling is located in a planned unit development or master planned community created pursuant to a local ordinance, resolution, or other final action approved by the local governing body *before July 1, 2023*; or

7. The dwelling is located within the jurisdiction of a local government that has a design review board or *an* architectural review board *created before January 1, 2020*.

(b) For purposes of this subsection, the term:

1. “Building design elements” means the external building color; the type or style of exterior cladding material; the style or material of roof structures or porches; the exterior nonstructural architectural ornamentation; the location or architectural styling of windows or doors; the location or orientation of the garage; the number and type of rooms; and the interior layout of rooms. The term does not include the height, bulk, orientation, or location of a dwelling on a zoning lot; or the use of buffering or screening to minimize potential adverse physical or visual impacts or to protect the privacy of neighbors.

2. “Planned unit development” or “master planned community” means an area of land that is planned and developed as a single entity or in approved stages with uses and structures substantially related to the character of the entire development, or a self-contained development in which the subdivision and zoning controls are applied to the project as a whole rather than to individual lots.

And the title is amended as follows:

Delete lines 38-40 and insert: elements; amending s. 189.031, F.S.; precluding an

On motion by Senator Ingoglia, further consideration of **CS for CS for SB 1604** was deferred.

Consideration of **CS for CS for SB 1408** was deferred.

CS for SB 212—A bill to be entitled An act relating to emergency response mapping data; amending s. 1013.13, F.S.; creating the School Mapping Data Grant Program within the Department of Education; authorizing each school district to apply for funds to provide mapping data for public school buildings; authorizing a school district to use the funds to procure a vendor; requiring the entity that produces the data to provide the data to certain entities; specifying requirements for the data; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 212**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 301** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Collins—

CS for CS for HB 301—A bill to be entitled An act relating to emergency response mapping data; amending s. 1013.13, F.S.; creating

the School Mapping Data Grant Program within the Department of Education; authorizing each school district to apply for program funds to provide mapping data for public schools within the district; providing requirements for the use of such funds; providing requirements for specified entities and school mapping data; providing an appropriation; providing an effective date.

—a companion measure, was substituted for **CS for SB 212** and read the second time by title.

On motion by Senator Collins, by two-thirds vote, **CS for CS for HB 301** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—None

Vote after roll call:

Yea—Stewart

CS for SB 7052—A bill to be entitled An act relating to insurer accountability; amending s. 624.307, F.S.; authorizing electronic responses to certain requests from the Division of Consumer Services of the Department of Financial Services concerning consumer complaints; revising the timeframe in which responses must be made; revising administrative penalties; amending s. 624.315, F.S.; requiring the Office of Insurance Regulation to annually and quarterly create and publish specified reports relating to the enforcement of insurer compliance; requiring the office to submit such reports to the Financial Services Commission and the Legislature by specified dates; amending s. 624.316, F.S.; requiring the office to create a specified methodology for scheduling examinations of insurers; specifying requirements for such methodology; providing construction; authorizing the commission to adopt rules; amending s. 624.3161, F.S.; revising requirements and conditions for certain insurer market conduct examinations after a hurricane; providing construction; requiring the office to create, and the commission to adopt by rule, a specified selection methodology for examinations; specifying requirements for such methodology; specifying rulemaking requirements; amending s. 624.4211, F.S.; revising administrative fines the office may impose in lieu of revocation or suspension; creating s. 624.4301, F.S.; specifying requirements for residential property insurers temporarily suspending writing new policies in notifying the office; authorizing the commission to adopt rules; creating s. 624.805, F.S.; specifying factors the office may consider in determining whether the continued operation of an insurer may be deemed to be hazardous to its policyholders or creditors or to the general public; specifying actions the office may take in determining an insurer’s financial condition; authorizing the office to issue an order requiring a hazardous insurer to take specified actions; providing construction; authorizing the office to issue immediate final orders; amending s. 624.81, F.S.; deleting certain rulemaking authority of the commission; creating s. 624.865, F.S.; authorizing the commission to adopt certain rules; amending s. 628.8015, F.S.; conforming provisions to changes made by the act; amending s. 626.207, F.S.; revising a condition for disqualification of an insurance representative applicant or licensee; amending s. 626.9521, F.S.; revising and specifying applicable fines for unfair methods of competition and unfair or deceptive acts or practices; amending s. 626.9541, F.S.; adding an unfair claim settlement practice by an insurer; prohibiting an officer or a director of an

impaired insurer from receiving a bonus from such insurer or from certain holding companies or affiliates; defining the term “bonus”; providing a criminal penalty; amending s. 626.989, F.S.; revising a reporting requirement for the department’s Division of Investigative and Forensic Services; requiring the division to submit an annual performance report to the Legislature; specifying requirements for the report; amending s. 627.0629, F.S.; specifying requirements for residential property insurers in providing certain hurricane mitigation discount information to policyholders in a specified manner; specifying requirements for the office in reevaluating and updating certain fixtures and construction techniques; deleting obsolete dates; amending s. 627.351, F.S.; prohibiting Citizens Property Insurance Corporation from determining that a risk is ineligible for coverage solely on a specified basis; providing applicability; amending s. 627.410, F.S.; prohibiting the office from exempting specified insurers from form filing requirements for a specified period; providing construction; creating s. 627.4108, F.S.; specifying requirements for residential property insurers in creating and using claims-handling manuals; authorizing the office to request submission of such manuals; providing requirements for such submissions; requiring authorized insurers to annually submit a certified attestation to the office; authorizing the commission to adopt emergency rules; amending s. 627.4133, F.S.; revising prohibitions on insurers against the cancellation or nonrenewal of property insurance policies; revising applicability; providing construction; defining the term “insurer”; amending s. 627.426, F.S.; specifying duties of a liability insurer upon receiving actual notice of certain incidents or losses; defining the term “actual notice”; providing construction; specifying penalties; amending s. 627.701, F.S.; providing that if a roof deductible is applied under a personal lines residential property insurance policy, no other deductible under the policy may be applied to any other loss to the property caused by the same covered peril; amending s. 627.70132, F.S.; providing for the tolling of certain timeframes for filing notices of property insurance claims for servicemembers under specified circumstances; providing construction relating to chapter 2022-271, Laws of Florida; requiring residential property insurers and motor vehicle insurer rate filings to reflect certain projected savings and reductions in expenses; specifying requirements for the office in reviewing rate filings; authorizing the office to develop certain methodology and data and contract with a vendor for a certain purpose; providing applicability; providing appropriations; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendment:

Amendment 1 (543692) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 624.115, Florida Statutes, is created to read:

624.115 Referral of criminal violations.—If, during an investigation or examination, the office has reason to believe that any criminal law of this state has or may have been violated, the office shall refer any relevant records and information to the Division of Investigative and Forensic Services, state or federal law enforcement, or prosecutorial agencies, as applicable, and shall provide investigative assistance to those agencies as required.

Section 2. Paragraph (b) of subsection (10) of section 624.307, Florida Statutes, is amended to read:

624.307 General powers; duties.—

(10)

(b) Any person licensed or issued a certificate of authority by the department or the office shall respond, in writing or electronically, to the division within 14 ~~20~~ days after receipt of a written request for documents and information from the division concerning a consumer complaint. The response must address the issues and allegations raised in the complaint and include any requested documents concerning the consumer complaint not subject to attorney-client or work-product privilege. The division may impose an administrative penalty for failure to comply with this paragraph of up to \$5,000 ~~\$2,500~~ per violation upon any entity licensed by the department or the office and \$250 for the first violation, \$500 for the second violation, and up to \$1,000 per for the third or subsequent violation by upon any individual licensed by the department or the office.

Section 3. Present subsection (4) of section 624.315, Florida Statutes, is redesignated as subsection (5), and a new subsection (4) is added to that section, to read:

624.315 Annual reports; quarterly reports ~~report~~.—

(4)(a) *The office shall create a report detailing all actions of the office to enforce insurer compliance with this code and all rules and orders of the office or department during the previous year. For each of the following, the report must detail the insurer or other licensee or registrant against whom such action was taken; whether the office found any violation of law or rule by such party, and, if so, detail such violation; and the resolution of such action, including any penalties imposed by the office. The report must be published on the website of the office and submitted to the commission, the President of the Senate, the Speaker of the House of Representatives, and the legislative committees with jurisdiction over matters of insurance on or before January 31 of each year. The report must include, but need not be limited to:*

1. *The revocation, denial, or suspension of any license or registration issued by the office.*
2. *All actions taken pursuant to s. 624.310.*
3. *Fines imposed by the office for violations of this code.*
4. *Consent orders entered into by the office.*
5. *Examinations and investigations conducted and completed by the office pursuant to ss. 624.316 and 624.3161.*
6. *Investigations conducted and completed, by line of insurance, for which the office found violations of law or rule but did not take enforcement action.*

(b) *Each quarter, the office shall create a report detailing all actions of the office to enforce insurer compliance during the previous quarter. The report must include, but need not be limited to, the subjects that must be included in the annual report under paragraph (a). The report must be submitted to the commission, the President of the Senate, the Speaker of the House of Representatives, and the legislative committees with jurisdiction over matters of insurance. The report is due on or before April 30, July 31, October 31, and January 31, respectively, for the immediately preceding quarter. The report due January 31 may be included within the annual report required under paragraph (a).*

(c) *The office need not include within any report required under this subsection information that would violate any confidentiality provision included within any agreement, order, or consent order entered into or adopted by the office.*

Section 4. Paragraph (a) of subsection (2) of section 624.316, Florida Statutes, is amended, and subsections (3) and (4) are added to that section, to read:

624.316 Examination of insurers.—

(2)(a) Except as provided in paragraph (f), the office may examine each insurer as often as may be warranted for the protection of the policyholders and in the public interest, but must, at a minimum, examine:

1. *High-risk insurers at least once every 3 years.*
2. *Average- and low-risk insurers at least once every ~~and shall examine each domestic insurer not less frequently than once every~~ 5 years.*

The examination shall cover the number of fiscal years since the last examination ~~preceding 5 fiscal years~~ of the insurer, except for examinations of low-risk insurers, in which case the examination need only cover at least the preceding 5 fiscal years, and shall be commenced within 12 months after the end of the most recent fiscal year being covered by the examination. The examination may cover any period of the insurer’s operations since the last previous examination. The examination may include examination of events subsequent to the end of the most recent fiscal year and the events of any prior period that affect the present financial condition of the insurer.

(3) *The office shall create, and the commission shall adopt by rule, a risk-based selection methodology for scheduling examinations of insurers subject to this section. Except as otherwise specified in subsection (2), this requirement does not restrict the authority of the office to conduct examinations under this section as often as it deems advisable. Such methodology must include all of the following:*

(a) *Use of a risk-focused analysis to prioritize financial examinations of insurers when such reporting indicates a decline in the insurer's financial condition.*

(b) *Consideration of:*

1. *The level of capitalization and identification of unfavorable trends;*

2. *Negative trends in profitability or cash flow from operations;*

3. *National Association of Insurance Commissioners Insurance Regulatory Information System ratio results;*

4. *Risk-based capital and risk-based capital trend test results;*

5. *The structure and complexity of the insurer;*

6. *Changes in the insurer's officers or board of directors;*

7. *Changes in the insurer's business strategy or operations;*

8. *Findings and recommendations from an examination made pursuant to this section or s. 624.3161;*

9. *Current or pending regulatory actions by the office or the department;*

10. *Information obtained from other regulatory agencies or independent organization ratings and reports; and*

11. *The impact of an insurer's insolvency on policyholders of the insurer and the public generally.*

(c) *Prioritization of property insurers for which the office identifies significant concerns about an insurer's solvency pursuant to s. 627.7154.*

(d) *Any other matters the office deems necessary to consider for the protection of the public.*

(4) *The office shall present any proposed rules implementing this section to the commission no later than October 1, 2023. In addition to the methodology required by this section, such rule or rules must include a plan to implement the examination schedule in subsection (2). To facilitate the development of the methodology for scheduling examinations pursuant to this section, the commission may also adopt by rule the National Association of Insurance Commissioners Financial Analysis Handbook, to the extent that the handbook is consistent with and does not negate the requirements of this section.*

Section 5. Subsection (7) of section 624.3161, Florida Statutes, is amended, and subsections (8) and (9) are added to that section, to read:

624.3161 Market conduct examinations.—

(7) Notwithstanding subsection (1), any authorized insurer transacting residential property insurance business in this state:

(a) May be subject to an additional market conduct examination after a hurricane if, at any time more than 90 days after the end of the hurricane, the insurer:

(a) is among the top 20 percent of insurers based upon a calculation of the ratio of hurricane-related property insurance claims filed to the number of property insurance policies in force;

(b) Must be subject to a market conduct examination after a hurricane if, at any time more than 90 days after the end of the hurricane, the insurer:

1. Is among the top 20 percent of insurers based upon a calculation of the ratio of hurricane claim-related consumer complaints made about

that insurer to the department to the insurer's total number of hurricane-related claims;

2. Is among the top 20 percent of insurers based upon a calculation of the ratio of hurricane claims closed without payment to the insurer's total number of hurricane claims on policies providing wind or wind-storm coverage;

3.(e) Has made significant payments to its managing general agent since the hurricane; or

4.(d) Is identified by the office as necessitating a market conduct exam for any other reason.

All relevant criteria under this section and s. 624.316 shall be applied to the market conduct examination under this subsection. Such an examination must be initiated within 18 months after the landfall of a hurricane that results in an executive order or a state of emergency issued by the Governor. *The requirements of this subsection do not limit the authority of the office to conduct at any time a market conduct examination of a property insurer in the aftermath of a hurricane. This subsection does not require the office to conduct multiple market conduct examinations of the same insurer when multiple hurricanes make landfall in this state in a single calendar year. An examination of an insurer under this subsection must also include an examination of its managing general agent as if it were the insurer.*

(8) *The office shall create, and the commission shall adopt by rule, a selection methodology for scheduling and conducting market conduct examinations of insurers and other entities regulated by the office. This requirement does not restrict the authority of the office to conduct market conduct examinations as often as it deems necessary. Such selection methodology must prioritize market conduct examinations of insurers and other entities regulated by the office to whom any of the following conditions applies:*

(a) *An insurance regulator in another state has initiated or taken regulatory action against the insurer or entity regarding an act or omission of such insurer or entity which, if committed in this state, would constitute a violation of the laws of this state or any rule or order of the office or department.*

(b) *Given the insurer's market share in this state, the department or the office has received a disproportionate number of the following types of claims-handling complaints against the insurer:*

1. *Failure to timely communicate with respect to claims;*

2. *Failure to timely pay claims;*

3. *Untimely payments giving rise to the payment of statutory interest;*

4. *Failure to adjust and pay claims in accordance with the terms and conditions of the policy or contract and in compliance with state law;*

5. *Violations of part IX of chapter 626, the Unfair Insurance Trade Practices Act;*

6. *Failure to use licensed and duly appointed claims adjusters;*

7. *Failure to maintain reasonable claims records; or*

8. *Failure to adhere to the company's claims-handling manual.*

(c) *The results of a National Association of Insurance Commissioners Market Conduct Annual Statement indicate that the insurer is a negative outlier with regard to particular metrics.*

(d) *There is evidence that the insurer is violating or has violated the Unfair Insurance Trade Practices Act.*

(e) *The insurer meets the criteria in subsection (7).*

(f) *Any other conditions the office deems necessary for the protection of the public.*

The office shall present the proposed rule required by this subsection to the commission no later than October 1, 2023. In addition to the methodology required by this subsection, the rule must provide criteria for

how the office, in coordination with the department, will determine what constitutes a disproportionate number of claims-handling complaints described in paragraph (b).

(9) If the office concludes through an examination pursuant to this section that an insurer providing liability coverage in this state exhibits a pattern or practice of violations of the Florida Insurance Code during any investigation or examination of the insurer, the office must review the insurer's claims-handling practices to determine if the insurer should be subject to the enhanced enforcement penalties of this subsection.

(a) A liability insurer may be subject to enhanced enforcement penalties if the office reviews the insurer's claims-handling practices and finds a pattern or practice of the insurer failing to do the following when responding to covered liability claims under an insurance policy, after receiving actual notice of such claims:

1. Assign a licensed and appointed insurance adjuster to investigate whether coverage is provided under the policy and diligently attempt to resolve any questions concerning the extent of the insured's coverage.

2. Evaluate the claim fairly, honestly, and with due regard for the interests of the insured based on available information.

3. Request from the insured or claimant additional relevant information the insurer reasonably deems necessary to evaluate whether to settle a claim.

4. Conduct all oral and written communications with the insured with honesty and candor.

5. Make reasonable efforts to explain to persons not represented by counsel matters requiring expertise beyond the level normally expected of a layperson with no training in insurance or claims-handling issues.

6. Retain all written and recorded communications and create and retain a summary of all verbal communications in a reasonable manner for a period of not less than 2 years after the later of the entry of a final judgment against the insured in excess of policy limits or, if an extra-contractual claim is made, the conclusion of that claim and any related appeals.

7. Within 30 days after a request, provide the insured with all communications related to the insurer's handling of the claim which are not privileged as to the insured.

8. Provide, upon request and at the insurer's expense, reasonable accommodations necessary to communicate effectively with an insured covered under the Americans with Disabilities Act.

9. When handling a third-party claim, communicate each of the following to the insured:

a. The identity of any other person or entity the insurer has reason to believe may be liable.

b. The insurer's final and completed estimate of the claim.

c. The possibility of an excess judgment.

d. The insured's right to secure personal counsel at his or her own expense.

e. That the insured should cooperate with the insurer, including providing information required by the insurer because of a settlement opportunity or in accordance with the policy.

f. Any formal settlement demands or offers to settle by the claimant and any offers to settle on behalf of the insured.

10. Respond to any request for insurance information in compliance with s. 626.9372 or s. 627.4137, as applicable.

11. Seek to obtain a general release of each insured in making any settlement offer to a third-party claimant.

12. Take reasonable measures to preserve any documentary, photographic, and forensic evidence as needed for the defense of the liability

claim if it appears likely that the insured's liability exposure is greater than policy limits and the insurer fails to secure a general release in favor of the insured.

13. Comply with subsections (1) and (2), if applicable.

14. Comply with the Unfair Insurance Trade Practices Act.

(b) As used in this subsection, the term "actual notice" means the insurer's receipt of notice of an incident or a loss that could give rise to a covered claim that is communicated to the insurer or an agent of the insurer:

1. By any manner permitted by the policy or other documents provided to the insured by the insurer;

2. Through the claims link on the insurer's website; or

3. Through the e-mail address designated by the insurer under s. 624.422.

(c) In reviewing claims-handling practices, it is relevant whether the insured, claimant, and any representative of the insured or claimant were acting reasonably toward the insurer in furnishing information regarding the claim, in making demands of the insurer, in setting deadlines, and in attempting to settle the claim. Such matters include whether:

1. The insured cooperated with the insurer in the defense of the claim and in making settlements by taking reasonable actions requested by the claimant or required by the policy which are necessary to assist the insurer in settling a covered claim, including:

a. Executing affidavits regarding the facts within the insured's knowledge regarding the covered loss; and

b. Providing documents, including, if reasonably necessary to settle a covered claim valued in excess of policy limits and upon the request of the claimant, a summary of the insured's assets, liabilities, obligations, and other insurance policies that may provide coverage for the claim and the name and contact information of the insured's employer when the insured is a natural person who was acting in the course and scope of employment when the incident giving rise to the claim occurred.

2. The claimant and any claimant's representative:

a. Acted honestly in furnishing information regarding the claim;

b. Acted reasonably in setting deadlines; and

c. Refrained from taking actions that may be reasonably expected to prevent an insurer from accepting the settlement demand, such as providing insufficient detail within the demand, providing unreasonable deadlines for acceptance of the demand, or including unreasonable conditions to settlement.

(d) In addition to authorized penalties for a liability insurer that the office has determined has a pattern or practice of violations of the Florida Insurance Code at the conclusion of any investigation or examination, the office may impose enhanced enforcement penalties for insurer claims-handling practices that fail to meet the review standards of this subsection. Such enhanced enforcement penalties include, but are not limited to, administrative fines that are subject to a 2.0 multiplier and fines that exceed the limits on fine amounts and aggregate fine amounts provided for under this code.

(e) This subsection does not create a civil cause of action, a civil remedy under s. 624.155, or an unfair trade practice under s. 626.9541.

Section 6. Section 624.4211, Florida Statutes, is amended to read:

624.4211 Administrative fine in lieu of suspension or revocation.—

(1) If the office finds that one or more grounds exist for the discretionary revocation or suspension of a certificate of authority issued under this chapter, the office may, in lieu of such revocation or suspension, impose a fine upon the insurer.

(2)(a) With respect to a ~~any~~ nonwillful violation, such fine may not exceed:

1. Twenty-five thousand dollars per violation, up to an aggregate amount of \$100,000 for all nonwillful violations arising out of the same action, related to a covered loss or claim caused by an emergency for which the Governor declared a state of emergency pursuant to s. 252.36.

2. Twelve thousand five hundred dollars ~~\$5,000~~ per violation, up to ~~In no event shall such fine exceed~~ an aggregate amount of \$50,000 ~~\$20,000~~ for all other nonwillful violations arising out of the same action.

(b) If an insurer discovers a nonwillful violation, the insurer shall correct the violation and, if restitution is due, make restitution to all affected persons. Such restitution shall include interest at 12 percent per year from either the date of the violation or the date of inception of the affected person's policy, at the insurer's option. The restitution may be a credit against future premiums due, provided that interest accumulates until the premiums are due. If the amount of restitution due to any person is \$50 or more and the insurer wishes to credit it against future premiums, it shall notify such person that she or he may receive a check instead of a credit. If the credit is on a policy that is not renewed, the insurer shall pay the restitution to the person to whom it is due.

(3)(a) With respect to a ~~any~~ knowing and willful violation of a lawful order or rule of the office or commission or a provision of this code, the office may impose a fine upon the insurer in an amount not to exceed:

1. Two hundred thousand dollars for each such violation, up to an aggregate amount of \$1 million for all knowing and willful violations arising out of the same action, related to a covered loss or claim caused by an emergency for which the Governor declared a state of emergency pursuant to s. 252.36.

2. One hundred thousand dollars ~~\$40,000~~ for each such violation, up to ~~In no event shall such fine exceed~~ an aggregate amount of \$500,000 ~~\$200,000~~ for all other knowing and willful violations arising out of the same action.

(b) In addition to such fines, the insurer shall make restitution when due in accordance with subsection (2).

(4) The failure of an insurer to make restitution when due as required under this section constitutes a willful violation of this code. However, if an insurer in good faith is uncertain as to whether any restitution is due or as to the amount of such restitution, it shall promptly notify the office of the circumstances; and the failure to make restitution pending a determination thereof shall not constitute a violation of this code.

Section 7. Section 624.4301, Florida Statutes, is created to read:

624.4301 *Notice of temporary discontinuance of writing new residential property insurance policies.—*

(1) Any authorized insurer, before temporarily suspending writing new residential property insurance policies in this state, must give notice to the office of the insurer's reasons for such action, the effective dates of the temporary suspension, and the proposed communication to its agents. Such notice must be provided on a form approved by the office and adopted by the commission. The insurer shall submit such notice to the office the earlier of 20 business days before the effective date of the temporary suspension of writing or 5 business days before notifying its agents of the temporary suspension of writing. The insurer must provide any other information requested by the office related to the insurer's temporary suspension of writing. The requirements of this section do not:

(a) Apply to a temporary suspension of writing new business made in response to:

1. A hurricane that may make landfall in this state if such temporary suspension ceases within 72 hours after hurricane conditions are no longer present in this state; or

2. Any other natural emergency as defined in s. 252.34(8) which impacts one or more counties and is the subject of a declared state of emergency by any local, state, or federal authority, if such temporary suspension applies only to the affected counties and ceases within 72

hours after such natural emergency is no longer present in those counties.

(b) Require such insurers to obtain the approval of the office before temporarily suspending writing new residential property insurance policies in this state.

(2) The commission may adopt rules to administer this section.

Section 8. Section 624.805, Florida Statutes, is created to read:

624.805 *Hazardous insurer standards; office's evaluation and enforcement authority; immediate final order.—*

(1) In determining whether the continued operation of any authorized insurer transacting business in this state may be deemed to be hazardous to its policyholders or creditors or to the general public, the office may consider, in the totality of the circumstances of such insurer, any of the following:

(a) Adverse findings reported in financial condition or market conduct examination reports, audit reports, or actuarial opinions, reports, or summaries.

(b) The National Association of Insurance Commissioners Insurance Regulatory Information System and its other financial analysis solvency tools and reports.

(c) Whether the insurer has made adequate provisions, according to presently accepted actuarial standards of practice, for the anticipated cash flows required to cover its contractual obligations and related expenses.

(d) The ability of an assuming reinsurer to perform and whether the insurer's reinsurance program provides sufficient protection for the insurer's remaining surplus after taking into account the insurer's cash flow and the lines of insurance written, as well as the financial condition of the assuming reinsurer.

(e) Whether the insurer's operating loss in the last 12-month period, including, but not limited to, net capital gain or loss, change in non-admitted assets, and cash dividends paid to shareholders is greater than 50 percent of the insurer's remaining surplus as regards policyholders in excess of the minimum required.

(f) Whether the insurer's operating loss in the last 12-month period, excluding net capital gains, is greater than 20 percent of the insurer's remaining surplus as regards policyholders in excess of the minimum required.

(g) Whether a reinsurer, an obligor, or any entity within the insurer's insurance holding company system is insolvent, threatened with insolvency, or delinquent in payment of its monetary or other obligations, and which in the opinion of the office may affect the solvency of the insurer.

(h) Contingent liabilities, pledges, or guaranties that individually or collectively involve a total amount that in the opinion of the office may affect the solvency of the insurer.

(i) Whether any affiliate, as defined in s. 624.10(1), of the insurer is delinquent in the transmitting to, or payment of, net premiums to the insurer.

(j) The age and collectability of receivables.

(k) Whether the management of the insurer, including officers, directors, or any other person who directly or indirectly controls the operation of the insurer, fails to possess and demonstrate the competence, fitness, and reputation deemed necessary to serve the insurer in such position.

(l) Whether management of the insurer has failed to respond to inquiries relative to the condition of the insurer or has furnished false or misleading information to the office concerning an inquiry.

(m) Whether the insurer has failed to meet financial and holding company filing requirements in the absence of a reason satisfactory to the office.

(n) Whether management of the insurer has filed any false or misleading sworn financial statement, has released a false or misleading financial statement to lending institutions or to the general public, has made a false or misleading entry, or has omitted an entry of material amount in the books of the insurer.

(o) Whether the insurer has grown so rapidly and to such an extent that it lacks adequate financial and administrative capacity to meet its obligations in a timely manner.

(p) Whether the insurer has experienced, or will experience in the foreseeable future, cash flow or liquidity problems.

(q) Whether management has established reserves that do not comply with minimum standards established by state insurance laws and regulations, statutory accounting standards, sound actuarial principles, and standards of practice.

(r) Whether management persistently engages in material under-reserving that results in adverse development.

(s) Whether transactions among affiliates, subsidiaries, or controlling persons for which the insurer receives assets or capital gains, or both, do not provide sufficient value, liquidity, or diversity to assure the insurer's ability to meet its outstanding obligations as they mature.

(t) The ratio of the annual premium volume to surplus or of its liabilities to surplus in relation to loss experience, the kinds of risks insured, or both.

(u) Whether the insurer's asset portfolio, when viewed in light of current economic conditions and indications of financial or operational leverage, is of sufficient value, liquidity, or diversity to assure the company's ability to meet its outstanding obligations as they mature.

(v) Whether the excess of surplus as regards policyholders above the insurer's statutorily required surplus as regards policyholders has decreased by more than 50 percent in the preceding 12-month period.

(w) As to a residential property insurer, whether it has sufficient capital, surplus, and reinsurance to withstand significant weather events, including, but not limited to, hurricanes.

(x) Whether the insurer's required surplus, capital, or capital stock is impaired to an extent prohibited by law.

(y) Whether the insurer continues to write new business when it has not maintained the required surplus or capital.

(z) Whether the insurer moves to dissolve or liquidate without first having made provisions satisfactory to the office for liabilities arising from insurance policies issued by the insurer.

(aa) Whether the insurer has incurred substantial new debt, has had to rely on frequent or substantial capital infusions, has a highly leveraged balance sheet.

(bb) Whether the insurer relies increasingly on other entities, including, but not limited to, affiliates, third-party administrators, managing general agents, or management companies.

(cc) Whether the insurer meets one or more of the grounds in s. 631.051 for the appointment of the department as receiver.

(dd) Any other finding determined by the office to be hazardous to the insurer's policyholders or creditors or to the general public.

(2) For the purposes of making a determination of an insurer's financial condition under the Florida Insurance Code, the office may:

(a) Disregard any credit or amount receivable resulting from transactions with a reinsurer that is insolvent, impaired, or otherwise subject to a delinquency proceeding;

(b) Make appropriate adjustments, including disallowance to asset values attributable to investments in or transactions with parents, subsidiaries, or affiliates, consistent with the National Association of Insurance Commissioners Accounting Practices and Procedures Manual and state laws and rules;

(c) Refuse to recognize the stated value of accounts receivable if the ability to collect receivables is highly speculative in view of the age of the account or the financial condition of the debtor; or

(d) Increase the insurer's liability, in an amount equal to any contingent liability, pledge, or guarantee not otherwise included, if there is a substantial risk that the insurer will be called upon to meet the obligation undertaken within the next 12-month period.

(3) If the office determines that the continued operations of an insurer authorized to transact business in this state may be hazardous to its policyholders or creditors or to the general public, the office may issue an order requiring the insurer to do any of the following:

(a) Reduce the total amount of present and potential liability for policy benefits by procuring additional reinsurance.

(b) Reduce, suspend, or limit the volume of business being accepted or renewed.

(c) Reduce expenses by specified methods or amounts.

(d) Increase the insurer's capital and surplus.

(e) Suspend or limit the declaration and payment of dividends by an insurer to its stockholders or to its policyholders.

(f) File reports in a form acceptable to the office concerning the market value of the insurer's assets.

(g) Limit or withdraw from certain investments or discontinue certain investment practices to the extent the office deems necessary.

(h) Document the adequacy of premium rates in relation to the risks insured.

(i) File, in addition to regular annual statements, interim financial reports on a form prescribed by the commission and adopted by the National Association of Insurance Commissioners.

(j) Correct corporate governance practice deficiencies and adopt and use governance practices acceptable to the office.

(k) Provide a business plan acceptable to the office in order to continue to transact business in this state.

(l) Notwithstanding any other law limiting the frequency or amount of rate adjustments, adjust rates for any non-life insurance product written by the insurer which the office considers necessary to improve the financial condition of the insurer.

(4) This section may not be interpreted to limit the powers granted to the office by any laws of this state, nor may it be interpreted to supersede any laws of this state.

(5) The office may, pursuant to ss. 120.569 and 120.57, in its discretion and without advance notice or hearing, issue an immediate final order to any insurer requiring the actions listed in subsection (3).

Section 9. Subsection (11) of section 624.81, Florida Statutes, is amended to read:

624.81 Notice to comply with written requirements of office; non-compliance.—

~~(11) The commission may adopt rules to define standards of hazardous financial condition and corrective action substantially similar to that indicated in the National Association of Insurance Commissioners' 1997 "Model Regulation to Define Standards and Commissioner's Authority for Companies Deemed to be in Hazardous Financial Condition," which are necessary to implement the provisions of this part.~~

Section 10. Section 624.865, Florida Statutes, is created to read:

624.865 Rulemaking.—The commission may adopt rules to administer ss. 624.80-624.87. Such rules must protect the interests of insureds, claimants, insurers, and the public.

Section 11. Paragraph (d) of subsection (2) and paragraph (b) of subsection (3) of section 628.8015, Florida Statutes, are amended to read:

628.8015 Own-risk and solvency assessment; corporate governance annual disclosure.—

(2) OWN-RISK AND SOLVENCY ASSESSMENT.—

(d) *Exemption.*—

1. An insurer is exempt from the requirements of this subsection if:

a. The insurer has annual direct written and unaffiliated assumed premium, including international direct and assumed premium, but excluding premiums reinsured with the Federal Crop Insurance Corporation and the National Flood Insurance Program, of less than \$500 million; or

b. The insurer is a member of an insurance group and the insurance group has annual direct written and unaffiliated assumed premium, including international direct and assumed premium, but excluding premiums reinsured with the Federal Crop Insurance Corporation and the National Flood Insurance Program, of less than \$1 billion.

2. If an insurer is:

a. Exempt under sub-subparagraph 1.a., but the insurance group of which the insurer is a member is not exempt under sub-subparagraph 1.b., the ORSA summary report must include every insurer within the insurance group. The insurer may satisfy this requirement by submitting more than one ORSA summary report for any combination of insurers if any combination of reports includes every insurer within the insurance group.

b. Not exempt under sub-subparagraph 1.a., but the insurance group of which it is a member is exempt under sub-subparagraph 1.b., the insurer must submit to the office the ORSA summary report applicable only to that insurer.

3. The office may require an exempt insurer to maintain a risk management framework, conduct an ORSA, and file an ORSA summary report:

a. Based on unique circumstances, including, but not limited to, the type and volume of business written, ownership and organizational structure, federal agency requests, and international supervisor requests;

b. If the insurer has risk-based capital for a company action level event pursuant to s. 624.4085(3), meets one or more of the standards of an insurer deemed to be in hazardous financial condition *under s. 624.805 as defined in rules adopted by the commission pursuant to s. 624.81(11)*, or exhibits qualities of an insurer in hazardous financial condition as determined by the office; or

c. If the office determines it is in the best interest of the state.

4. If an exempt insurer becomes disqualified for an exemption because of changes in premium as reported on the most recent annual statement of the insurer or annual statements of the insurers within the insurance group of which the insurer is a member, the insurer must comply with the requirements of this section effective 1 year after the year in which the insurer exceeded the premium thresholds.

(3) CORPORATE GOVERNANCE ANNUAL DISCLOSURE.—

(b) *Disclosure requirement.*—

1.a. An insurer, or insurer member of an insurance group, of which the office is the lead state regulator, as determined by the procedures in the most recent National Association of Insurance Commissioners Financial Analysis Handbook, shall submit a corporate governance annual disclosure to the office by June 1 of each calendar year. The initial corporate governance annual disclosure must be submitted by December 31, 2018.

b. An insurer or insurance group not required to submit a corporate governance annual disclosure under sub-subparagraph a. shall do so at

the request of the office, but not more than once per calendar year. The insurer or insurance group shall notify the office of the proposed submission date within 30 days after the request of the office.

c. Before December 31, 2018, the office may require an insurer or insurance group to provide a corporate governance annual disclosure:

(I) Based on unique circumstances, including, but not limited to, the type and volume of business written, the ownership and organizational structure, federal agency requests, and international supervisor requests;

(II) If the insurer has risk-based capital for a company action level event pursuant to s. 624.4085(3), meets one or more of the standards of an insurer deemed to be in hazardous financial condition *under s. 624.805 as defined in rules adopted pursuant to s. 624.81(11)*, or exhibits qualities of an insurer in hazardous financial condition as determined by the office;

(III) If the insurer is the member of an insurer group of which the office acts as the lead state regulator as determined by the procedures in the most recent National Association of Insurance Commissioners Financial Analysis Handbook; or

(IV) If the office determines that it is in the best interest of the state.

2. The chief executive officer or corporate secretary of the insurer or the insurance group must sign the corporate governance annual disclosure attesting that, to the best of his or her knowledge and belief, the insurer has implemented the corporate governance practices and provided a copy of the disclosure to the board of directors or the appropriate board committee.

3.a. Depending on the structure of its system of corporate governance, the insurer or insurance group may provide corporate governance information at one of the following levels:

(I) The ultimate controlling parent level;

(II) An intermediate holding company level; or

(III) The individual legal entity level.

b. The insurer or insurance group may make the corporate governance annual disclosure at:

(I) The level used to determine the risk appetite of the insurer or insurance group;

(II) The level at which the earnings, capital, liquidity, operations, and reputation of the insurer are collectively overseen and the supervision of those factors is coordinated and exercised; or

(III) The level at which legal liability for failure of general corporate governance duties would be placed.

An insurer or insurance group must indicate the level of reporting used and explain any subsequent changes in the reporting level.

4. The review of the corporate governance annual disclosure and any additional requests for information shall be made through the lead state as determined by the procedures in the most recent National Association of Insurance Commissioners Financial Analysis Handbook.

5. An insurer or insurance group may comply with this paragraph by cross-referencing other existing relevant and applicable documents, including, but not limited to, the ORSA summary report, Holding Company Form B or F filings, Securities and Exchange Commission proxy statements, or foreign regulatory reporting requirements, if the documents contain information substantially similar to the information described in paragraph (c). The insurer or insurance group shall clearly identify and reference the specific location of the relevant and applicable information within the corporate governance annual disclosure and attach the referenced document if it has not already been filed with, or made available to, the office.

6. Each year following the initial filing of the corporate governance annual disclosure, the insurer or insurance group shall file an amended version of the previously filed corporate governance annual disclosure

indicating changes that have been made. If changes have not been made in the previously filed disclosure, the insurer or insurance group should so indicate.

Section 12. Paragraph (c) of subsection (3) of section 626.207, Florida Statutes, is amended to read:

626.207 Disqualification of applicants and licensees; penalties against licensees; rulemaking authority.—

(3) An applicant who has been found guilty of or has pleaded guilty or nolo contendere to a crime not included in subsection (2), regardless of adjudication, is subject to:

(c) A 7-year disqualifying period for all misdemeanors directly related to the financial services business or any misdemeanor directly related to any violation of the Florida Insurance Code.

Section 13. Subsections (2) and (3) of section 626.9521, Florida Statutes, are amended to read:

626.9521 Unfair methods of competition and unfair or deceptive acts or practices prohibited; penalties.—

(2) Except as provided in subsection (3), any person who violates any provision of this part is subject to a fine in an amount not greater than \$12,500 ~~\$5,000~~ for each nonwillful violation and not greater than \$100,000 ~~\$40,000~~ for each willful violation. Fines under this subsection imposed against an insurer may not exceed an aggregate amount of \$50,000 ~~\$20,000~~ for all nonwillful violations arising out of the same action or an aggregate amount of \$500,000 ~~\$200,000~~ for all willful violations arising out of the same action. The fines may be imposed in addition to any other applicable penalty.

(3)(a) If a person violates s. 626.9541(1)(l), the offense known as “twisting,” or violates s. 626.9541(1)(aa), the offense known as “churning,” the person commits a misdemeanor of the first degree, punishable as provided in s. 775.082, and an administrative fine not greater than \$12,500 ~~\$5,000~~ shall be imposed for each nonwillful violation or an administrative fine not greater than \$187,500 ~~\$75,000~~ shall be imposed for each willful violation. To impose an administrative fine for a willful violation under this paragraph, the practice of “churning” or “twisting” must involve fraudulent conduct.

(b) If a person violates s. 626.9541(1)(ee) by willfully submitting fraudulent signatures on an application or policy-related document, the person commits a felony of the third degree, punishable as provided in s. 775.082, and an administrative fine not greater than \$5,000 shall be imposed for each nonwillful violation or an administrative fine not greater than \$187,500 ~~\$75,000~~ shall be imposed for each willful violation.

(c) If a person violates any provision of this part and such violation is related to a covered loss or covered claim caused by an emergency for which the Governor declared a state of emergency pursuant to s. 252.36, such person is subject to a fine in an amount not greater than \$25,000 for each nonwillful violation and not greater than \$200,000 for each willful violation. Fines imposed under this paragraph against an insurer may not exceed an aggregate amount of \$100,000 for all nonwillful violations arising out of the same action or an aggregate amount of \$1 million for all willful violations arising out of the same action.

(d) Administrative fines under paragraphs (a) and (b) ~~this subsection~~ may not exceed an aggregate amount of \$125,000 ~~\$50,000~~ for all nonwillful violations arising out of the same action or an aggregate amount of \$625,000 ~~\$250,000~~ for all willful violations arising out of the same action.

Section 14. Paragraphs (i) and (w) of subsection (1) of section 626.9541, Florida Statutes, are amended to read:

626.9541 Unfair methods of competition and unfair or deceptive acts or practices defined.—

(1) UNFAIR METHODS OF COMPETITION AND UNFAIR OR DECEPTIVE ACTS.—The following are defined as unfair methods of competition and unfair or deceptive acts or practices:

(i) *Unfair claim settlement practices.*—

1. Attempting to settle claims on the basis of an application, when serving as a binder or intended to become a part of the policy, or any other material document which was altered without notice to, or knowledge or consent of, the insured;

2. A material misrepresentation made to an insured or any other person having an interest in the proceeds payable under such contract or policy, for the purpose and with the intent of effecting settlement of such claims, loss, or damage under such contract or policy on less favorable terms than those provided in, and contemplated by, such contract or policy;

3. Committing or performing with such frequency as to indicate a general business practice any of the following:

a. Failing to adopt and implement standards for the proper investigation of claims;

b. Misrepresenting pertinent facts or insurance policy provisions relating to coverages at issue;

c. Failing to acknowledge and act promptly upon communications with respect to claims;

d. Denying claims without conducting reasonable investigations based upon available information;

e. Failing to affirm or deny full or partial coverage of claims, and, as to partial coverage, the dollar amount or extent of coverage, or failing to provide a written statement that the claim is being investigated, upon the written request of the insured within 30 days after proof-of-loss statements have been completed;

f. Failing to promptly provide a reasonable explanation in writing to the insured of the basis in the insurance policy, in relation to the facts or applicable law, for denial of a claim or for the offer of a compromise settlement;

g. Failing to promptly notify the insured of any additional information necessary for the processing of a claim;

h. Failing to clearly explain the nature of the requested information and the reasons why such information is necessary; or

i. Failing to pay personal injury protection insurance claims within the time periods required by s. 627.736(4)(b). The office may order the insurer to pay restitution to a policyholder, medical provider, or other claimant, including interest at a rate consistent with the amount set forth in s. 55.03(1), for the time period within which an insurer fails to pay claims as required by law. Restitution is in addition to any other penalties allowed by law, including, but not limited to, the suspension of the insurer’s certificate of authority; or

j. *Altering or amending an insurance adjuster’s report without:*

(I) *Providing a detailed explanation as to why any change that has the effect of reducing the estimate of the loss was made; and*

(II) *Including on the report or as an addendum to the report a detailed list of all changes made to the report and the identity of the person who ordered each change; or*

(III) *Retaining all versions of the report, and including within each such version, for each change made within such version of the report, the identity of each person who made or ordered such change; or*

4. Failing to pay undisputed amounts of partial or full benefits owed under first-party property insurance policies within 60 days after an insurer receives notice of a residential property insurance claim, determines the amounts of partial or full benefits, and agrees to coverage, unless payment of the undisputed benefits is prevented by factors beyond the control of the insurer as defined in s. 627.70131(5).

(w) *Soliciting or accepting new or renewal insurance risks by insolvent or impaired insurer or receipt of certain bonuses by an officer or director of an insolvent insurer prohibited; penalty.*—

1. Whether or not delinquency proceedings as to the insurer have been or are to be initiated, but while such insolvency or impairment

exists, no director or officer of an insurer, except with the written permission of the office, shall authorize or permit the insurer to solicit or accept new or renewal insurance risks in this state after such director or officer knew, or reasonably should have known, that the insurer was insolvent or impaired.

2. *Regardless of whether delinquency proceedings as to the insurer have been or are to be initiated, but while such insolvency or impairment exists, a director or an officer of an impaired insurer may not receive a bonus from such insurer, nor may such director or officer receive a bonus from a holding company or an affiliate that shares common ownership or control with such insurer.*

3. *As used in this paragraph, the term:*

a. *“Bonus” means a payment, in addition to an officer’s or a director’s usual compensation, which is in addition to any amounts contracted for or otherwise legally due.*

b. *“Impaired” includes impairment of capital or surplus, as defined in s. 631.011(12) and (13).*

4. ~~2.~~ *Any such director or officer, upon conviction of a violation of this paragraph, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084.*

Section 15. Subsection (6) of section 626.989, Florida Statutes, is amended, and subsection (10) is added to that section, to read:

626.989 Investigation by department or Division of Investigative and Forensic Services; compliance; immunity; confidential information; reports to division; division investigator’s power of arrest.—

(6)(a) Any person, other than an insurer, agent, or other person licensed under the code, or an employee thereof, having knowledge or who believes that a fraudulent insurance act or any other act or practice which, upon conviction, constitutes a felony or a misdemeanor under the code, or under s. 817.234, is being or has been committed may send to the Division of Investigative and Forensic Services a report or information pertinent to such knowledge or belief and such additional information relative thereto as the department may request. Any professional practitioner licensed or regulated by the Department of Business and Professional Regulation, except as otherwise provided by law, any medical review committee as defined in s. 766.101, any private medical review committee, and any insurer, agent, or other person licensed under the code, or an employee thereof, having knowledge or who believes that a fraudulent insurance act or any other act or practice which, upon conviction, constitutes a felony or a misdemeanor under the code, or under s. 817.234, is being or has been committed shall send to the Division of Investigative and Forensic Services a report or information pertinent to such knowledge or belief and such additional information relative thereto as the department may require.

(b) The Division of Investigative and Forensic Services shall review such information or reports and select such information or reports as, in its judgment, may require further investigation. It shall then cause an independent examination of the facts surrounding such information or report to be made to determine the extent, if any, to which a fraudulent insurance act or any other act or practice which, upon conviction, constitutes a felony or a misdemeanor under the code, or under s. 817.234, is being committed.

(c) The Division of Investigative and Forensic Services shall report any alleged violations of law which its investigations disclose to the appropriate licensing agency and state attorney or other prosecuting agency having jurisdiction, *including, but not limited to, the statewide prosecutor for crimes that impact two or more judicial circuits in this state, with respect to any such violation, as provided in s. 624.310. ~~If prosecution by the state attorney or other prosecuting agency having jurisdiction with respect to such violation is not begun within 60 days of the division’s report,~~* The state attorney or other prosecuting agency having jurisdiction with respect to such violation shall inform the division of ~~the~~ *the reasons why prosecution of such violation was:*

1. *Not begun within 60 days after the division’s report; or*
2. *Declined for the lack of prosecution.*

(10) *The Division of Investigative and Forensic Services Bureau of Insurance Fraud shall prepare and submit a performance report to the President of the Senate and the Speaker of the House of Representatives by September 1 of each year. The annual report must include, but need not be limited to:*

(a) *The total number of initial referrals received, cases opened, cases presented for prosecution, cases closed, and convictions resulting from cases presented for prosecution by the Bureau of Insurance Fraud, by type of insurance fraud and circuit.*

(b) *The number of referrals received from insurers, the office, and the Division of Consumer Services of the department, and the outcome of those referrals.*

(c) *The number of investigations undertaken by the Bureau of Insurance Fraud which were not the result of a referral from an insurer and the outcome of those referrals.*

(d) *The number of investigations that resulted in a referral to a regulatory agency and the disposition of those referrals.*

(e) *The number of cases presented by the Bureau of Insurance Fraud which local prosecutors or the statewide prosecutor declined to prosecute and the reasons provided for declining prosecution.*

(f) *A summary of the annual report required under s. 626.9896.*

(g) *The total number of employees assigned to the Bureau of Insurance Fraud, delineated by location of staff assigned, and the number and location of employees assigned to the Bureau of Insurance Fraud who were assigned to work other types of fraud cases.*

(h) *The average caseload and turnaround time by type of case for each investigator.*

(i) *The training provided during the year to insurance fraud investigators.*

Section 16. Subsections (1), (3), and (4) of section 627.0629, Florida Statutes, are amended to read:

627.0629 Residential property insurance; rate filings.—

(1) It is the intent of the Legislature that insurers provide savings to consumers who install or implement windstorm damage mitigation techniques, alterations, or solutions to their properties to prevent windstorm losses. A rate filing for residential property insurance must include actuarially reasonable discounts, credits, or other rate differentials, or appropriate reductions in deductibles, for properties on which fixtures or construction techniques demonstrated to reduce the amount of loss in a windstorm have been installed or implemented. The fixtures or construction techniques must include, but are not limited to, fixtures or construction techniques that enhance roof strength, roof covering performance, roof-to-wall strength, wall-to-floor-to-foundation strength, opening protection, and window, door, and skylight strength. Credits, discounts, or other rate differentials, or appropriate reductions in deductibles, for fixtures and construction techniques that meet the minimum requirements of the Florida Building Code must be included in the rate filing. The office shall determine the discounts, credits, other rate differentials, and appropriate reductions in deductibles that reflect the full actuarial value of such reevaluation, which may be used by insurers in rate filings. *Effective October 1, 2023, each insurer subject to the requirements of this section must provide information on the insurer’s website describing the hurricane mitigation discounts available to policyholders. Such information must be accessible on, or through a hyperlink located on, the home page of the insurer’s website or the primary page of the insurer’s website for property insurance policyholders or applicants for such coverage in this state. On or before January 1, 2025, and every 5 years thereafter, the office shall reevaluate and update the fixtures or construction techniques demonstrated to reduce the amount of loss in a windstorm and the discounts, credits, other rate differentials, and appropriate reductions in deductibles that reflect the full actuarial value of such fixtures or construction techniques. The office shall adopt rules and forms necessitated by such reevaluation.*

(3) A rate filing ~~made on or after July 1, 1995,~~ for mobile home owner insurance must include appropriate discounts, credits, or other rate differentials for mobile homes constructed to comply with Amer-

ican Society of Civil Engineers Standard ANSI/ASCE 7-88, adopted by the United States Department of Housing and Urban Development on July 13, 1994, and that also comply with all applicable tie-down requirements provided by state law.

(4) The Legislature finds that separate consideration and notice of hurricane insurance premiums will assist consumers by providing greater assurance that hurricane premiums are lawful and by providing more complete information regarding the components of property insurance premiums. ~~Effective January 1, 1997,~~ A rate filing for residential property insurance shall be separated into two components, rates for hurricane coverage and rates for all other coverages. A premium notice reflecting a rate implemented on the basis of such a filing shall separately indicate the premium for hurricane coverage and the premium for all other coverages.

Section 17. Paragraph (ll) is added to subsection (6) of section 627.351, Florida Statutes, to read:

627.351 Insurance risk apportionment plans.—

(6) CITIZENS PROPERTY INSURANCE CORPORATION.—

(ll) *The corporation may not determine that a risk is ineligible for coverage with the corporation solely because such risk has unrepaired damage caused by a covered loss that is the subject of a claim that has been filed with the Florida Insurance Guaranty Association. This paragraph applies to a risk until the earlier of 24 months after the date the Florida Insurance Guaranty Association began servicing such claim or the Florida Insurance Guaranty Association closes the claim.*

Section 18. Subsection (4) of section 627.410, Florida Statutes, is amended to read:

627.410 Filing, approval of forms.—

(4) The office may, by order, exempt from the requirements of this section for so long as it deems proper any insurance document or form or type thereof as specified in such order, to which, in its opinion, this section may not practicably be applied, or the filing and approval of which are, in its opinion, not desirable or necessary for the protection of the public. *The office may not exempt from the requirements of this section the insurance documents or forms of any insurer, against whom the office enters a final order determining that such insurer violated any provision of this code, for a period of 36 months after the date of such order, and may not be deemed approved under subsection (2).*

Section 19. Section 627.4108, Florida Statutes, is created to read:

627.4108 Claims-handling manuals; submission; attestation.—

(1) *Each authorized residential property insurer conducting business in this state must create and use a claims-handling manual that provides guidelines and procedures and that complies with the requirements of this code and, at a minimum, comports to usual and customary industry claims-handling practices. Such manual must include guidelines and procedures for:*

(a) *Initially receiving and acknowledging initial receipt of the claim and reviewing and evaluating the claim;*

(b) *Communicating with policyholders, beginning with the receipt of the claim and continuing until closure of the claim;*

(c) *Setting the claim reserve;*

(d) *Investigating the claim, including conducting inspections of the property that is the subject of the claim;*

(e) *Making preliminary estimates and estimates of the covered damages to the insured property and communicating such estimates to the policyholder;*

(f) *The payment, partial payment, or denial of the claim and communicating such claim decision to the policyholder;*

(g) *Closing claims; and*

(h) *Any aspect of the claims-handling process which the office determines should be included in the claims-handling manual in order to:*

1. *Comply with the laws of this state or rules or orders of the office or department;*

2. *Ensure that the claims-handling manual, at a minimum, comports with usual and customary industry claims-handling guidelines; or*

3. *Protect policyholders of the insurer or the general public.*

(2) *At any time, the office may request that a residential property insurer submit a physical or electronic copy of the insurer's currently applicable, or otherwise specifically requested, claims-handling manuals. Upon receiving such a request, a residential property insurer must submit to the office within 5 business days:*

(a) *A true and correct copy of each claims-handling manual requested; and*

(b) *An attestation, on a form prescribed by the commission, that certifies:*

1. *That the insurer has provided a true and correct copy of each currently applicable, or otherwise specifically requested, claims-handling manual; and*

2. *The timeframe for which each submitted claims-handling manual was or is in effect.*

(3)(a) *Annually, each authorized residential property insurer must certify and attest, on a form prescribed by the commission, that:*

1. *Each of the insurer's current claims-handling manuals complies with the requirements of this code and comports to, at a minimum, usual and customary industry claims-handling practices; and*

2. *The insurer maintains adequate resources available to implement the requirements of each of its claims-handling manuals at all times, including during natural disasters and catastrophic events.*

(b) *Such attestation must be submitted to the office:*

1. *On or before August 1, 2023; and*

2. *Annually thereafter, on or before May 1 of each calendar year.*

(4) *The commission is authorized, and all conditions are deemed met, to adopt emergency rules under s. 120.54(4), for the purpose of implementing this section. Notwithstanding any other law, emergency rules adopted under this section are effective for 6 months after adoption and may be renewed during the pendency of procedures to adopt permanent rules addressing the subject of the emergency rules.*

Section 20. Paragraph (d) of subsection (2) of section 627.4133, Florida Statutes, is amended to read:

627.4133 Notice of cancellation, nonrenewal, or renewal premium.—

(2) With respect to any personal lines or commercial residential property insurance policy, including, but not limited to, any homeowner, mobile home owner, farmowner, condominium association, condominium unit owner, apartment building, or other policy covering a residential structure or its contents:

(d)1. ~~Upon a declaration of an emergency pursuant to s. 252.36 and the filing of an order by the Commissioner of Insurance Regulation, An authorized insurer may not cancel or nonrenew a personal residential or commercial residential property insurance policy covering a dwelling or residential property located in this state:~~

a. ~~For a period of 90 days after the dwelling or residential property has been repaired, if such property which has been damaged as a result of a hurricane or wind loss that is the subject of the declaration of emergency pursuant to s. 252.36 and the filing of an order by the Commissioner of Insurance Regulation for a period of 90 days after the dwelling or residential property has been repaired. A structure is deemed to be repaired when substantially completed and restored to the~~

~~extent that it is insurable by another authorized insurer that is writing policies in this state.~~

b. *Until the earlier of when the dwelling or residential property has been repaired or 1 year after the insurer issues the final claim payment, if such property was damaged by any covered peril and sub-sub-paragraph a. does not apply.*

2. However, an insurer or agent may cancel or nonrenew such a policy prior to the repair of the dwelling or residential property:

- a. Upon 10 days' notice for nonpayment of premium; or
- b. Upon 45 days' notice:

(I) For a material misstatement or fraud related to the claim;

(II) If the insurer determines that the insured has unreasonably caused a delay in the repair of the dwelling; or

(III) If the insurer has paid policy limits.

3. If the insurer elects to nonrenew a policy covering a property that has been damaged, the insurer shall provide at least 90 days' notice to the insured that the insurer intends to nonrenew the policy 90 days after the dwelling or residential property has been repaired. Nothing in this paragraph shall prevent the insurer from canceling or nonrenewing the policy 90 days after the repairs are complete for the same reasons the insurer would otherwise have canceled or nonrenewed the policy but for the limitations of subparagraph 1. The Financial Services Commission may adopt rules, and the Commissioner of Insurance Regulation may issue orders, necessary to implement this paragraph.

4. This paragraph shall also apply to personal residential and commercial residential policies covering property that was damaged as the result of ~~Hurricane Ian or Hurricane Nicole Tropical Storm Bonnie, Hurricane Charley, Hurricane Frances, Hurricane Ivan, or Hurricane Jeanne.~~

5. *For purposes of this paragraph:*

a. *A structure is deemed to be repaired when substantially completed and restored to the extent that it is insurable by another authorized insurer writing policies in this state.*

b. *The term "insurer" means an authorized insurer.*

Section 21. Paragraph (a) of subsection (10) of section 627.701, Florida Statutes, is amended to read:

627.701 Liability of insureds; coinsurance; deductibles.—

(10)(a) Notwithstanding any other provision of law, an insurer issuing a personal lines residential property insurance policy may include in such policy a separate roof deductible that meets all of the following requirements:

1. The insurer has complied with the offer requirements under subsection (7) regarding a deductible applicable to losses from perils other than a hurricane.

2. The roof deductible may not exceed the lesser of 2 percent of the Coverage A limit of the policy or 50 percent of the cost to replace the roof.

3. The premium that a policyholder is charged for the policy includes an actuarially sound credit or premium discount for the roof deductible.

4. The roof deductible applies only to a claim adjusted on a replacement cost basis.

5. The roof deductible does not apply to any of the following events:

a. A total loss to a primary structure in accordance with the valued policy law under s. 627.702 which is caused by a covered peril.

b. A roof loss resulting from a hurricane as defined in s. 627.4025(2)(c).

c. A roof loss resulting from a tree fall or other hazard that damages the roof and punctures the roof deck.

d. A roof loss requiring the repair of less than 50 percent of the roof.

If a roof deductible is applied, no other deductible under the policy may be applied to the loss or to any other loss to the property caused by the same covered peril.

Section 22. Subsection (2) of section 627.70132, Florida Statutes, is amended to read:

627.70132 Notice of property insurance claim.—

(2) A claim or reopened claim, but not a supplemental claim, under an insurance policy that provides property insurance, as defined in s. 624.604, including a property insurance policy issued by an eligible surplus lines insurer, for loss or damage caused by any peril is barred unless notice of the claim was given to the insurer in accordance with the terms of the policy within 1 year after the date of loss. A supplemental claim is barred unless notice of the supplemental claim was given to the insurer in accordance with the terms of the policy within 18 months after the date of loss. *The time limitations of this subsection are tolled during any term of deployment to a combat zone or combat support posting which materially affects the ability of a named insured who is a servicemember as defined in s. 250.01 to file a claim, supplemental claim, or reopened claim.*

Section 23. Chapter 2022-271, Laws of Florida, shall not be construed to impair any right under an insurance contract in effect on or before the effective date of that chapter law. To the extent that chapter 2022-271, Laws of Florida, affects a right under an insurance contract, that chapter law applies to an insurance contract issued or renewed after the applicable effective date provided by the chapter law. This section is intended to clarify existing law and is remedial in nature.

Section 24. (1) Every residential property insurer and every motor vehicle insurer rate filing made or pending with the Office of Insurance Regulation on or after July 1, 2023, must reflect the projected savings or reduction in claim frequency, claim severity, and loss adjustment expenses, including for attorney fees, payment of attorney fees to claimants, and any other reduction actuarially indicated, due to the combined effect of the applicable provisions of chapters 2021-77, 2022-268, 2022-271, and 2023-15, Laws of Florida, in order to ensure that rates for such insurance accurately reflect the risk of providing such insurance.

(2) The Office of Insurance Regulation must consider in its review of such rate filings the projected savings or reduction in claim frequency, claim severity, and loss adjustment expenses, including for attorney fees, payment of attorney fees to claimants, and any other reduction actuarially indicated, due to the combined effect of the applicable provisions of chapters 2021-77, 2022-268, 2022-271, and 2023-15, Laws of Florida. The office may develop methodology and data that incorporate generally accepted actuarial techniques and standards to be used in its review of rate filings governed by this section. The office may contract with an appropriate vendor to advise the office in developing such methodology and data to consider. Such methodology and data are not intended to create a mandatory minimum rate decrease for all residential property insurers and motor vehicle insurers, respectively, but rather to ensure that the rates for such coverage meet the requirements of s. 627.062, Florida Statutes, and thus are not excessive, inadequate, or unfairly discriminatory and allow such insurers a reasonable rate of return.

(3) This section does not apply to rate filings made pursuant to s. 627.062(2)(k), Florida Statutes.

(4) For the 2023-2024 fiscal year, the sum of \$500,000 in non-recurring funds is appropriated from the Insurance Regulatory Trust Fund in the Department of Financial Services to the Office of Insurance Regulation to implement this section.

Section 25. For the 2023-2024 fiscal year, 18 full-time equivalent positions with associated salary rate of 1,116,500 are authorized and the sum of \$1,879,129 in recurring funds and \$185,086 in nonrecurring funds is appropriated from the Insurance Regulatory Trust Fund to the Office of Insurance Regulation to implement this act.

Section 26. For the 2023-2024 fiscal year, seven full-time equivalent positions with associated salary rate of 350,000 are authorized and the

sum of \$574,036 in recurring funds and \$33,467 in nonrecurring funds is appropriated from the Insurance Regulatory Trust Fund to the Department of Financial Services to implement this act.

Section 27. This act shall take effect July 1, 2023.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to insurer accountability; creating s. 624.115, F.S.; specifying a requirement for the Office of Insurance Regulation in referring criminal violations; amending s. 624.307, F.S.; authorizing electronic responses to certain requests from the Division of Consumer Services of the Department of Financial Services concerning consumer complaints; revising the timeframe in which responses must be made; revising administrative penalties; amending s. 624.315, F.S.; requiring the office to annually and quarterly create and publish specified reports relating to the enforcement of insurer compliance; requiring the office to submit such reports to the Financial Services Commission and the Legislature by specified dates; amending s. 624.316, F.S.; revising the minimum intervals in which the office must examine certain insurers; revising periods that examinations must cover; requiring the office to create a specified methodology for scheduling examinations of insurers; specifying requirements for such methodology; providing construction; specifying requirements for the office in proposing rules to the commission; authorizing the commission to adopt rules; amending s. 624.3161, F.S.; revising requirements and conditions for certain insurer market conduct examinations after a hurricane; requiring the office to create, and the commission to adopt by rule, a specified selection methodology for examinations; specifying requirements for such methodology; specifying rulemaking requirements; specifying requirements, procedures, and conditions for the office’s review of a liability insurer’s claims-handling practices and the imposition of enhanced enforcement penalties; defining the term “actual notice”; providing construction; amending s. 624.4211, F.S.; revising administrative fines the office may impose in lieu of revocation or suspension; creating s. 624.4301, F.S.; specifying requirements for residential property insurers temporarily suspending writing new policies in notifying the office; providing applicability and construction; authorizing the commission to adopt rules; creating s. 624.805, F.S.; specifying factors the office may consider in determining whether the continued operation of an insurer may be deemed to be hazardous to its policyholders or creditors or to the general public; specifying actions the office may take in determining an insurer’s financial condition; authorizing the office to issue an order requiring a hazardous insurer to take specified actions; providing construction; authorizing the office to issue immediate final orders; amending s. 624.81, F.S.; deleting certain rulemaking authority of the commission; creating s. 624.865, F.S.; authorizing the commission to adopt certain rules; amending s. 628.8015, F.S.; conforming provisions to changes made by the act; amending s. 626.207, F.S.; revising a condition for disqualification of an insurance representative applicant or licensee; amending s. 626.9521, F.S.; revising and specifying applicable fines for unfair methods of competition and unfair or deceptive acts or practices; amending s. 626.9541, F.S.; adding an unfair claim settlement practice by an insurer; prohibiting an officer or a director of an impaired insurer from receiving a bonus from such insurer or from certain holding companies or affiliates; defining the term “bonus”; providing a criminal penalty; amending s. 626.989, F.S.; revising a reporting requirement for the department’s Division of Investigative and Forensic Services; revising a requirement for state attorneys or other prosecuting agencies having jurisdiction to inform the division under certain circumstances; requiring the division to submit an annual performance report to the Legislature; specifying requirements for the report; amending s. 627.0629, F.S.; specifying requirements for residential property insurers in providing certain hurricane mitigation discount information to policyholders in a specified manner; specifying requirements for the office in reevaluating and updating certain fixtures and construction techniques; deleting obsolete dates; amending s. 627.351, F.S.; prohibiting Citizens Property Insurance Corporation from determining that a risk is ineligible for coverage solely on a specified basis; providing applicability; amending s. 627.410, F.S.; prohibiting the office from exempting specified insurers from form filing requirements for a specified period; providing construction; creating s. 627.4108, F.S.; specifying requirements for residential property insurers in creating and using claims-handling manuals; authorizing the office to request submission of such manuals; providing requirements for such submissions; requiring authorized insurers to annually submit a certified attestation to the office; authorizing the commission to adopt

emergency rules; amending s. 627.4133, F.S.; revising prohibitions on insurers against the cancellation or nonrenewal of property insurance policies; revising applicability; providing construction; defining the term “insurer”; amending s. 627.701, F.S.; providing that if a roof deductible is applied under a personal lines residential property insurance policy, no other deductible under the policy may be applied to any other loss to the property caused by the same covered peril; amending s. 627.70132, F.S.; providing for the tolling of certain timeframes for filing notices of property insurance claims by named insureds who are servicemembers under specified circumstances; providing construction relating to chapter 2022-271, Laws of Florida; requiring residential property insurers and motor vehicle insurer rate filings to reflect certain projected savings and reductions in expenses; specifying requirements for the office in reviewing rate filings; authorizing the office to develop certain methodology and data and contract with a vendor for a certain purpose; providing applicability; providing appropriations; providing an effective date.

Senator Hutson moved the following amendment to **Amendment 1 (543692)** which was adopted:

Amendment 1A (697804)—Delete line 553 and insert: *has had to rely on frequent or substantial capital infusions, or*

Amendment 1 (543692), as amended, was adopted.

On motion by Senator Hutson, by two-thirds vote, **CS for SB 7052**, 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

Albritton	Davis	Perry
Avila	DiCeglie	Pizzo
Baxley	Garcia	Polsky
Berman	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—None

Vote after roll call:

Yea—Madam President

CS for CS for SB 240—A bill to be entitled An act relating to education; amending s. 14.36, F.S.; requiring the Office of Reimagining Education and Career Help to develop certain criteria and display public information; requiring the office to work with other specified entities to accomplish specified tasks and provide certain information relating to workforce development boards; revising the goals of workforce development boards and duties of the office; amending s. 216.135, F.S.; requiring state agencies to ensure certain work product is consistent with information produced by specified entities; amending s. 216.136, F.S.; deleting a provision relating to the Labor Market Estimating Conference; making technical changes; amending s. 220.198, F.S.; revising and defining terms; providing a tax credit for eligible businesses that employ an apprentice or preapprentice under certain conditions; authorizing the Department of Revenue to adopt emergency rules; amending s. 413.615, F.S.; revising what the Florida Endowment Foundation for the Division of Vocational Rehabilitation may expend funds on; amending s. 445.003, F.S.; revising requirements for training providers to be included on a state or local eligible training provider list; deleting requirements and eligibility criteria for the Department of Economic Opportunity and the Department of Education regarding the establishment of minimum criteria for an eligible training provider list; amending s. 445.004, F.S.; providing that CareerSource Florida, Inc., may assist the state board in developing approaches to workforce development; revising the list of credentials that must be included on the

Master Credentials List; requiring the director of the Office of Reimagining Education and Career Help to serve as the chair of the Credentials Review Committee; revising the criteria used to determine the value for nondegree credentials and degree programs; requiring that credentials remain on the list for a specified time; requiring the Credentials Review Committee to send a notice of deficiency under certain conditions; deleting the requirement that the Credentials Review Committee develop a returned-value funding formula; conforming provisions to changes made by the act; amending s. 445.007, F.S.; requiring each local workforce development board to create an education and industry consortium; requiring the consortia to provide quarterly reports to their local boards containing specified information and requiring local boards to consider the information provided for a specified purpose; providing for the appointment and terms of consortia members and the filling of vacancies; prohibiting local workforce development board members from serving as a consortium member; amending s. 445.009, F.S.; conforming a provision to changes made by the act; removing a requirement for certain training services; amending s. 445.038, F.S.; providing requirements for certain jobs to be eligible for job training; amending s. 446.071, F.S.; revising the entities that may be a local apprenticeship sponsor; amending s. 446.0915, F.S.; providing that diversified education programs as a paid work-based learning experience should be prioritized; requiring district school boards to ensure access to at least one work-based learning opportunity to certain students; amending s. 446.54, F.S.; authorizing specified employers to apply to the Department of Financial Services for reimbursement of workers' compensation premiums paid for students participating in work-based learning opportunities; providing requirements for the application for reimbursement and verification of information provided on such applications; requiring that reimbursements be made on a first-come, first-served basis; defining the term "educational institution"; amending s. 464.0195, F.S.; revising the primary goals of the Florida Center for Nursing; requiring the center to submit a specified report to the Governor and the Legislature by a specified date each year; amending s. 1001.03, F.S.; requiring the State Board of Education to provide for the review and approval of certain proposals by district career centers; amending s. 1001.43, F.S.; encouraging the district school board to adopt policies and procedures to consult with certain entities to determine how to expose students to industries, businesses, and careers; requiring each district school board to require each high school in its jurisdiction to host a career fair; amending s. 1001.706, F.S.; revising requirements used by the Board of Governors to determine criteria for designating baccalaureate degree and master's degree programs as high-demand programs of emphasis; amending s. 1002.31, F.S.; requiring that the process used by each district school board regarding controlled open enrollment include enabling a student who completed certain courses or a certain industry certification in middle school to continue a sequential program of career and technical education in the same concentration if such program is offered by a high school in the district; amending s. 1003.02, F.S.; modifying requirements for parental notification of acceleration options for students; amending s. 1003.4156, F.S.; adding requirements for a student's personalized academic and career plan; amending s. 1003.4203, F.S.; deleting a requirement that each district school board provide to schools certain digital tools and materials; amending s. 1003.4282, F.S.; revising the credit requirements for a high school diploma; authorizing credit to be awarded for participation in certain career and technical student organizations; requiring the department to convene a workgroup to review and identify certain education programs and pathways; amending s. 1003.4285, F.S.; renaming the "Merit" designation as the "Industry Scholar" designation; amending s. 1003.491, F.S.; revising the data used in creating the strategic 3-year plan developed by the local school district and specified entities; amending s. 1003.5716, F.S.; conforming a provision to changes made by the act; amending s. 1004.013, F.S.; renaming the "workforce opportunity portal" as the "consumer-first workforce system"; amending s. 1004.015, F.S.; providing additional duties for the Florida Talent Development Council; requiring the council to submit recommendations to the Governor and the Legislature by a specified date; requiring the State Board of Education to adopt rules; creating s. 1007.331, F.S.; providing admissions policies for career centers that offer certain science degree programs; providing requirements for certain science degree programs; requiring the State Board of Education to adopt rules; amending s. 1008.41, F.S.; conforming a provision to changes made by the act; amending s. 1008.44, F.S.; revising which courses must be included on the CAPE Industry Certification Funding List; providing the Department of Education with authority to select certain digital tool certificates; requiring the department to annually review certain as-

essments; removing criteria used by the Commissioner of Education in limiting certain certifications and certificates; conforming cross-references; amending s. 1009.22, F.S.; providing that certain provisions apply to fees charged for college credit for certain science degrees; establishing tuition rates; amending s. 1009.77, F.S.; providing that the Florida Work Experience Program is available to a postsecondary student at a charter technical career center; encouraging participating postsecondary educational institutions to provide academic credit for the program; creating s. 1009.771, F.S.; authorizing state universities to establish workforce education partnership programs; requiring the Board of Governors to create a template for such programs; providing requirements for the template; requiring the Board of Governors to adopt regulations; amending s. 1009.895, F.S.; deleting definitions; providing that the Open Door Grant Program shall be administered by specified entities; providing eligibility requirements; providing what the grant award may cover; providing requirements for the distribution of funds; deleting the requirement to distribute a specified grant in certain ratios; amending s. 1011.62, F.S.; revising the cost factor for secondary career education programs; revising the calculation for full-time equivalent student membership with respect to dual enrollment students; revising how funds are allocated for certain certifications and education programs; reenacting and amending s. 1011.80, F.S.; removing requirements relating to the award of college credit under certain conditions; authorizing certain entities to offer continuing workforce education courses and programs without prior approval by the State Board of Education; requiring certain Florida College System institutions and school districts to maintain certain adequate records and produce certain reports; deleting a requirement that a workforce education program must be reviewed by the State Board of Education subject to certain criteria for a Florida College System Institution or school district to receive certain funding; providing that new workforce education programs must be approved by the board of trustees of the institution or by the district school board; requiring each district school board to be provided funds for each industry certification earned by a student in specified areas; requiring the board to adopt tiers for certain certifications; revising funding requirements for industry certification earned by workforce education students; amending s. 1011.801, F.S.; requiring certain secondary students to be included on the CAPE Industry Certification Funding List; revising how certain funds may be used; requiring the Department of Education, rather than the State Board of Education, to administer the Workforce Development Capitalization Incentive Grant Program and conforming provisions to that change; authorizing the State Board of Education to adopt rules governing program administration; amending s. 1011.802, F.S.; revising requirements for the Florida Pathways to Career Opportunities Grant Program; limiting the potential grant award for each recipient; providing duties for the Department of Education regarding the grant program; authorizing the department to grant a bonus in the award amount to certain applicants; revising the amount of funding the department may expend to administer the program; amending s. 1011.803, F.S.; revising requirements for the Money-back Guarantee Program; amending s. 1011.81, F.S.; requiring the State Board of Education to annually report industry certification tiers to the Legislature; revising how awards are funded for certain certifications; amending s. 1012.39, F.S.; revising experience requirements for non-degree teachers; amending s. 1012.57, F.S.; revising requirements for the award of an adjunct teaching certificate; amending s. 1012.585, F.S.; revising the process by which teachers may earn inservice points; amending ss. 1001.64, 1009.534, 1009.535, 1009.894, 1009.896, and 1013.841, F.S.; conforming cross references; requiring the Office of Program Policy Analysis and Government Accountability to conduct a review of career statewide articulation agreements; providing requirements for the review; requiring the office to present its report to the Legislature by a specified date; providing an appropriation; providing that nondisbursed funds may be carried forward for up to 2 years; providing an appropriation; providing an effective date.

—was read the second time by title.

Senator Hutson moved the following amendment which was adopted:

Amendment 1 (589662) (with title amendment)—Delete lines 546-2470 and insert:
state board in researching and studying streamlined and collaborative approaches to workforce development which result in cost savings and efficiencies throughout the state. CareerSource Florida, Inc., shall be administratively housed within the department and shall operate under agreement with the department. The Legislature finds that public

policy dictates that CareerSource Florida, Inc., operate in the most open and accessible manner consistent with its public purpose. To this end, the Legislature specifically declares that CareerSource Florida, Inc., its board, councils, and any advisory committees or similar groups created by CareerSource Florida, Inc., are subject to the provisions of chapter 119 relating to public records, and those provisions of chapter 286 relating to public meetings.

(4)

(h)1. The state board shall appoint a Credentials Review Committee to identify nondegree credentials and degree credentials of value for approval by the state board and inclusion in the Master Credentials List. Such credentials must include registered apprenticeship programs, industry certifications, *including industry certifications for agricultural occupations submitted pursuant to s. 570.07(43)*, licenses, advanced technical certificates, college credit certificates, career certificates, applied technology diplomas, associate degrees, baccalaureate degrees, and graduate degrees. The Credentials Review Committee must include:

- a. The Chancellor of the Division of Public Schools.
- b. The Chancellor of the Division of Career and Adult Education.
- c. The Chancellor of the Florida College System.
- d. The Chancellor of the State University System.
- e. The director of the Office of Reimagining Education and Career Help, *who shall serve as chair of the committee.*
- f. Four members from local workforce development boards, with equal representation from urban and rural regions.
- g. Two members from nonpublic postsecondary institutions.
- h. Two members from industry associations.
- i. Two members from Florida-based businesses.
- j. Two members from the Department of Economic Opportunity.
- k. One member from the Department of Agriculture and Consumer Services.

2. All information pertaining to the Credentials Review Committee, the process for the approval of credentials of value, and the Master Credentials List must be made available and be easily accessible to the public on all relevant state agency websites.

3. The Credentials Review Committee shall establish a definition for credentials of value and create a framework of quality. The framework must align with federally funded workforce accountability requirements and undergo biennial review.

4. The criteria to determine value for nondegree credentials should, at a minimum, require:

a. Evidence that the credential meets labor market demand as identified by *the Labor Market Statistics Center within the Department of Economic Opportunity or the Labor Market Estimating Conference* created in s. 216.136, or meets local demand as identified in the criteria adopted by the Credentials Review Committee. *The Credentials Review Committee may consider additional evidence to determine labor market demand for credentials for agricultural occupations.* Evidence to be considered by the Credentials Review Committee must include employer information on present credential use or emerging opportunities.

b. Evidence that the competencies mastered upon completion of the credential are aligned with labor market demand.

c. Evidence of the employment and earnings outcomes for individuals after obtaining the credential. Earnings outcomes must provide middle-level to high-level wages with preference given to credentials generating high-level wages. Credentials that do not meet the earnings outcomes criteria must be part of a sequence of credentials that are required for the next level occupation that does meet the earnings outcomes criteria in order to be identified as a credential of value. For

new credentials, this criteria may be met with conditional eligibility until measurable labor market outcomes are obtained.

5. The Credentials Review Committee shall establish the criteria to determine value for degree programs. This criteria ~~must shall~~ include evidence that the program meets *statewide or regional* the labor market demand as identified by the *Labor Market Statistics Center within the Department of Economic Opportunity or the Labor Market Estimating Conference* created in s. 216.136, or meets local demand as determined by the committee. *The Credentials Review Committee may consider additional evidence to determine labor market demand for credentials for agricultural occupations.* Such criteria, *once available and applicable to baccalaureate degrees and graduate degrees*, must be used to designate programs of emphasis under s. 1001.706 and to guide the development of program standards and benchmarks under s. 1004.92.

6. The Credentials Review Committee shall establish a process for prioritizing nondegree credentials and degree programs based on critical statewide or regional shortages.

7. The Credentials Review Committee shall establish a process for:

a. At a minimum, quarterly review and approval of credential applications. Approved credentials of value shall be used by the committee to develop the Master Credentials List.

b. Annual review of the Master Credentials List.

c. Phasing out credentials on the Master Credentials List that no longer meet the framework of quality. *Credentials must remain on the list for at least 1 year after identification for removal.*

d. Designating performance funding eligibility under ss. 1011.80 and 1011.81, based upon the highest available certification for postsecondary students.

e. ~~Upon approval Beginning with the 2022-2023 school year, the state board shall submit the Master Credentials List to the State Board of Education. The list must, at a minimum, identify nondegree credentials and degree programs determined to be of value for purposes of the CAPE Industry Certification Funding List adopted under ss. 1008.44 and 1011.62(1); if the credential or degree program meets statewide, regional, or local level demand; the type of certificate, credential, or degree; and the primary standard occupation classification code. For the 2021-2022 school year, the Master Credentials List shall be comprised of the CAPE Industry Certification Funding List and the CAPE Postsecondary Industry Certification Funding List under ss. 1008.44 and 1011.62(1) and adopted by the State Board of Education before October 1, 2021.~~

f. *If an application submitted to the Credentials Review Committee does not meet the required standards, the Credentials Review Committee must provide a notice of deficiency to the applicant and the provider who was identified as the point of contact provided on the application by the end of the next quarter after receipt of the application. The notice must include the basis for denial and the procedure to appeal the denial.*

8. The Credentials Review Committee shall establish a process for linking Classifications of Instructional Programs (CIP) to Standard Occupational Classifications (SOC) for all new credentials of value identified on the Master Credentials List. The CIP code aligns instructional programs to occupations. A CIP to SOC link indicates that programs classified in the CIP code category prepare individuals for jobs classified in the SOC code category. The state board shall submit approved CIP to SOC linkages to the State Board of Education with each credential that is added to the Master Credentials List.

9. The Credentials Review Committee shall identify all data elements necessary to collect information on credentials by the Florida Education and Training Placement Program automated system under s. 1008.39.

~~10. The Credentials Review Committee shall develop a returned value funding formula as provided under ss. 1011.80(7)(b) and 1011.81(2)(b). When developing the formula, the committee may not penalize Florida College System institutions or school districts if students postpone employment to continue their education.~~

(6) The state board, *in consultation with the department*, shall achieve the purposes of this section by:

(a) Creating a state employment, education, and training policy that ensures workforce related programs are responsive to present and future business and industry needs and complement the initiatives of Enterprise Florida, Inc.

(b) Establishing policy direction for a uniform funding system that prioritizes evidence-based, results-driven solutions by providing incentives to improve the outcomes of career education, registered apprenticeship, and work-based learning programs and that focuses resources on occupations related to new or emerging industries that add greatly to the value of the state's economy.

(c) Establishing a comprehensive policy related to the education and training of target populations such as those who have disabilities, are economically disadvantaged, receive public assistance, are not proficient in English, or are dislocated workers. This approach should ensure the effective use of federal, state, local, and private resources in reducing the need for public assistance by combining two or more sources of funding to support workforce related programs or activities for vulnerable populations.

(d) Identifying barriers to coordination and alignment among workforce related programs and activities and developing solutions to remove such barriers.

(e) Maintaining a Master Credentials List that:

1. Serves as a public and transparent inventory of state-approved credentials of value.

2. Directs the use of federal and state funds for workforce education and training programs that lead to approved credentials of value.

3. Guides workforce education and training programs by informing the public of the credentials that have value in the current or future job market.

(f) *Requiring administrative cost arrangements among planning regions.*

(g) *Implementing consistent contract and procurement policies and procedures.*

(h) *Requiring the use of a state-established template for contracts or other methods for ensuring all contract mechanisms follow certain standards established by the state board.*

(i) *Leveraging buying power to achieve cost savings for fringe benefits, including, but not limited to, health insurance, life insurance, and retirement.*

(8) ~~Each October 15 Annually, beginning July 1, 2022,~~ the state board shall ~~assign and~~ make the public information available and easily accessible on its website ~~a letter grade~~ for each local workforce development board using the criteria established by the Office of Reimagining Education and Career Help under s. 14.36, *including the most recently assigned letter grade.*

Section 8. Subsection (15) is added to section 445.007, Florida Statutes, to read:

445.007 Local workforce development boards.—

(15) *Each local workforce development board shall create an education and industry consortium composed of representatives of educational entities and businesses in the designated service delivery area. Each consortium shall provide quarterly reports to the applicable local board which provide community-based information related to educational programs and industry needs to assist the local board in making decisions on programs, services, and partnerships in the service delivery area. The local board shall consider the information obtained from the consortium to determine the most effective ways to grow, retain, and attract talent to the service delivery area. The chair of the local workforce development board shall appoint the consortium members. A member of a local workforce development board may not serve as a member of the consortium. Consortium members shall be appointed for 2-year terms*

beginning on January 1 of the year of appointment, and any vacancy on the consortium must be filled for the remainder of the unexpired term in the same manner as the original appointment.

Section 9. Paragraphs (a) and (e) of subsection (8) of section 445.009, Florida Statutes, are amended to read:

445.009 One-stop delivery system.—

(8)

(a) Individual Training Accounts must be expended on programs that prepare people to enter occupations identified by the *Labor Market Statistics Center within the Department of Economic Opportunity* and the Labor Market Estimating Conference created by s. 216.136, and on other programs recommended and approved by the state board following a review by the department to determine the program's compliance with federal law.

(e) Training services provided through Individual Training Accounts must be performance-based, ~~with successful job placement triggering final payment of at least 10 percent.~~

Section 10. Section 445.038, Florida Statutes, is amended to read:

445.038 Digital media; job training.—CareerSource Florida, Inc., through the Department of Economic Opportunity, may use funds dedicated for incumbent worker training for the digital media industry. Training may be provided by public or private training providers for broadband digital media jobs listed on the occupations list developed by the Labor Market Estimating Conference *or the Labor Market Statistics Center within the Department of Economic Opportunity and on other programs recommended and approved by the state board following a review by the department to determine the program's compliance with federal law.* Programs that operate outside the normal semester time periods and coordinate the use of industry and public resources ~~should~~ be given priority status for funding.

Section 11. Subsection (2) of section 446.071, Florida Statutes, is amended to read:

446.071 Apprenticeship sponsors.—

(2) A local apprenticeship sponsor may be a committee, a group of employers, an employer, ~~or~~ a group of employees, *an educational institution, a local workforce board, a community or faith-based organization, an association,* or any combination thereof.

Section 12. Present subsection (3) of section 446.0915, Florida Statutes, is redesignated as subsection (4), a new subsection (3) is added to that section, and subsection (2) of that section is amended, to read:

446.0915 Work-based learning opportunities.—

(2) A work-based learning opportunity must meet all of the following criteria:

(a) Be developmentally appropriate.

(b) Identify learning objectives for the term of experience.

(c) Explore multiple aspects of an industry.

(d) Develop workplace skills and competencies.

(e) Assess performance.

(f) Provide opportunities for work-based reflection.

(g) Link to next steps in career planning and preparation in a student's chosen career pathway.

(h) Be provided in an equal and fair manner.

(i) Be documented and reported in compliance with state and federal labor laws.

A work-based learning opportunity should prioritize paid experiences, such as apprenticeship, ~~and~~ preapprenticeship, *and diversified education programs.*

(3) Each district school board shall ensure that each student enrolled in grades 9 through 12 has access to at least one work-based learning opportunity.

Section 13. Section 446.54, Florida Statutes, is amended to read:

446.54 Reimbursement for workers' compensation insurance premiums.—

(1) A student 18 years of age or younger who is in a paid work-based learning opportunity ~~must~~ shall be covered by the workers' compensation insurance of his or her employer in accordance with chapter 440. For purposes of chapter 440, a school district or Florida College System institution is considered the employer of a student 18 years of age or younger who is providing unpaid services under a work-based learning opportunity provided by the school district or Florida College System institution.

(2) Subject to appropriation, ~~the Department of Education may reimburse employers, including school districts and Florida College System institutions, may apply to the Department of Financial Services for reimbursement of the proportionate cost of workers' compensation premiums paid during the fiscal year for students participating in work-based learning opportunities in the previous state fiscal year in accordance with department rules.~~

(a) An application for reimbursement must include the following information:

1. The number of students participating in work-based learning opportunities with the employer, including the number of those participating in paid and unpaid work-based learning opportunities;

2. An attestation that:

a. The students were 18 years of age or younger during the time of participation in the work-based learning opportunity; and

b. For an employer who paid the students, the employer is seeking reimbursement for the proportionate cost of workers' compensation premiums related to those students only; or

c. For a school district or Florida College System institution that is considered the employer, the employer is seeking reimbursement for the proportionate cost of workers' compensation premiums related to those students only;

3. A description of the method used by the employer to determine the proportionate share of the cost of workers' compensation premiums attributable to students;

4. The total amount of reimbursement requested;

5. The employer's name, point of contact, and contact information;

6. A statement by the employer agreeing to maintain documentation supporting the information in the application for 5 years; and

7. Any other information requested by the department.

(b) Within 45 days after receipt of a complete application, the Department of Financial Services must process the application and notify the applicant of approval or denial of the application. The Department of Financial Services shall coordinate with the educational institution to verify the information on the application related to the employer and the students participating in the work-based learning opportunity. Reimbursements must be made on a first-come, first-served basis.

(c) For purposes of this section, the term "educational institution" means a school as defined in s. 1003.01(2) operated by a district school board, a charter school formed under s. 1002.33, a career center operated by a district school board under s. 1001.44, a charter technical career center under s. 1002.34, or a Florida College System institution identified in s. 1000.21.

Section 14. Paragraph (a) of subsection (2) of section 464.0195, Florida Statutes, is amended, paragraph (c) is added to that subsection, and subsection (5) is added to that section, to read:

464.0195 Florida Center for Nursing; goals.—

(2) The primary goals for the center shall be to:

(a) Develop a strategic statewide plan for nursing manpower in this state by:

1. Conducting a statistically valid biennial data-driven gap analysis of the supply and demand of the health care workforce. ~~Demand must align with the Labor Market Estimating Conference created in s. 216.126.~~ The center shall:

a. Establish and maintain a database on nursing supply and demand in the state, to include current supply and demand.

b. Analyze the current and future supply and demand in the state and the impact of this state's participation in the Nurse Licensure Compact under s. 464.0095.

2. Developing recommendations to increase nurse faculty and clinical preceptors, support nurse faculty development, and promote advanced nurse education.

3. Developing best practices in the academic preparation and continuing education needs of qualified nurse educators, nurse faculty, and clinical preceptors.

4. Collecting data on nurse faculty, employment, distribution, and retention.

5. Piloting innovative projects to support the recruitment, development, and retention of qualified nurse faculty and clinical preceptors.

6. Encouraging and coordinating the development of academic-practice partnerships to support nurse faculty employment and advancement.

7. Developing distance learning infrastructure for nursing education and advancing faculty competencies in the pedagogy of teaching and the evidence-based use of technology, simulation, and distance learning techniques.

(c) Convene various groups representative of nurses, other health care providers, business and industry, consumers, lawmakers, and educators to:

1. Review and comment on data analysis prepared for the center;

2. Recommend systemic changes, including strategies for implementation of recommended changes; and

3. Evaluate and report the results of these efforts to the Legislature and other entities.

(5) No later than each January 10, the center shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives providing details of its activities during the preceding calendar year in pursuit of its goals and in the execution of its duties under subsection (2), including a nursing education program report. The center shall annually update the report no later than February 10, to include data related to the NCLEX examination.

Section 15. Present subsections (15) through (19) of section 1001.03, Florida Statutes, are redesignated as subsections (16) through (20), respectively, and a new subsection (15) is added to that section, to read:

1001.03 Specific powers of State Board of Education.—

(15) DISTRICT POSTSECONDARY ASSOCIATE IN APPLIED SCIENCE AND ASSOCIATE IN SCIENCE DEGREE PROGRAMS.— The State Board of Education shall provide for the review and approval of proposals by district career centers to offer associate in applied science and associate in science degree programs pursuant to s. 1007.331.

Section 16. Subsection (14) of section 1001.43, Florida Statutes, is amended to read:

1001.43 Supplemental powers and duties of district school board.— The district school board may exercise the following supplemental

powers and duties as authorized by this code or State Board of Education rule.

(14) RECOGNITION OF ACADEMIC AND CAREER ACHIEVEMENT.—

(a) The Legislature recognizes the importance of promoting student academic and career achievement, motivating students to attain academic and career achievement, and providing positive acknowledgment for that achievement. It is the intent of the Legislature that school districts bestow the same level of recognition to the state's academic and career scholars as to its athletic scholars.

(b) The district school board is encouraged to adopt policies and procedures to celebrate the academic and career ~~workforce~~ achievement of students by:

1. Declaring an "Academic Scholarship Signing Day" to recognize the outstanding academic achievement of high school seniors who sign a letter of intent to accept an academic scholarship offered to the student by a postsecondary educational institution.

2. Declaring a "College and Career Decision Day" to recognize high school seniors for their postsecondary education plans, to encourage early preparation for college, and to encourage students to pursue advanced career pathways through the attainment of industry certifications for which there are statewide college credit articulation agreements.

(c) *Beginning with the 2023-2024 school year, each district school board shall require each high school within its jurisdiction to host an annual career fair during the school year and establish a process to provide students in grades 11 and 12 the opportunity to meet or interview with potential employers during the career fair. The career fair must be held on the campus of the high school, except that a group of high schools in the district or a group of districts may hold a joint career fair at an alternative location to satisfy the requirement in this paragraph. A joint career fair must be held at a location located within reasonable driving distance for students at all participating schools. The career fair must be held during the school day and may use Florida's online career planning and work-based learning system as part of the career fair activities.*

District school board policies and procedures may include conducting assemblies or other appropriate public events in which students sign actual or ceremonial documents accepting scholarships or enrollment. The district school board may encourage holding such events in an assembly or gathering of the entire student body as a means of making academic and career success and recognition visible to all students.

Section 17. 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 Florida Talent Development Council under s. 1004.015 and the Articulation Coordinating Committee under s. 1007.01, and the information provided by the Labor Market Statistics Center within the Department of Economic Opportunity and the Labor Market Estimating Conference.

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. *Once the criteria are available and applicable to baccalaureate degrees and graduate degrees. The programs of emphasis list adopted by the Board of Governors before July 1, 2021, shall be used for the 2021-2022 academic year. Beginning in the 2022-2023 academic year,* the Board of Governors shall adopt the criteria to determine value for and prioritization of degree credentials and degree programs established by the Credentials Review Committee under s. 445.004 for designating high-demand programs of emphasis. The Board of Governors must review designated programs of emphasis, at a minimum, every 3 years to ensure alignment with the prioritization of degree credentials and degree programs identified by the Credentials Review Committee.

Section 18. Paragraph (l) is added to subsection (3) of section 1002.31, Florida Statutes, to read:

1002.31 Controlled open enrollment; public school parental choice.—

(3) Each district school board shall adopt by rule and post on its website the process required to participate in controlled open enrollment. The process must:

(l) *Enable a student who, in middle school, completed a career and technical education course or an industry certification included in the CAPE Industry Certification Funding List to continue a sequential program of career and technical education in the same concentration, if a high school in the district offers the program.*

Section 19. Paragraph (i) of subsection (1) of section 1003.02, Florida Statutes, is amended to read:

1003.02 District school board operation and control of public K-12 education within the school district.—As provided in part II of chapter 1001, district school boards are constitutionally and statutorily charged with the operation and control of public K-12 education within their school districts. The district school boards must establish, organize, and operate their public K-12 schools and educational programs, employees, and facilities. Their responsibilities include staff development, public K-12 school student education including education for exceptional students and students in juvenile justice programs, special programs, adult education programs, and career education programs. Additionally, district school boards must:

(1) Provide for the proper accounting for all students of school age, for the attendance and control of students at school, and for proper attention to health, safety, and other matters relating to the welfare of students in the following areas:

(i) ~~Parental~~ *Notification of acceleration, academic, and career planning options.*—At the beginning of each school year, notify ~~parents of~~ *students in or entering high school and the students' parents, in a language that is understandable to students and parents, of the opportunity and benefits of advanced placement, International Baccalaureate, Advanced International Certificate of Education, and dual enrollment courses; career and professional academies; career-themed courses; the career and technical education pathway to earn a standard high school diploma under s. 1003.4282(10); work-based learning opportunities, including internships and apprenticeship and preapprenticeship programs; foundational and soft-skill credentialing programs under s. 445.06; and Florida Virtual School courses; and options for early graduation under s. 1003.4281, and provide those students and parents with guidance on accessing and using Florida's online career planning and work-based learning coordination system and the contact information of a certified school counselor who can advise students and parents on those options.*

Section 20. Paragraph (e) of subsection (1) of section 1003.4156, Florida Statutes, is amended to read:

1003.4156 General requirements for middle grades promotion.—

(1) In order for a student to be promoted to high school from a school that includes middle grades 6, 7, and 8, the student must successfully complete the following courses:

(e) One course in career and education planning to be completed in grades 6, 7, or 8, which may be taught by any member of the instructional staff. The course must be Internet-based, customizable to each student, and include research-based assessments to assist students in determining educational and career options and goals. In addition, the course must result in a completed personalized academic and career plan for the student, *which must use, when available, Florida's online career planning and work-based learning coordination system. The course must teach each student how to access and update the plan and encourage the student to access and update the plan at least annually that may be revised* as the student progresses through middle school and high school. *The personalized academic and career plan;* must emphasize the importance of entrepreneurship and employability skills; and must include information from the Department of Economic Opportunity's economic security report under s. 445.07 and other state career planning resources. The required personalized academic and career plan must inform students of high school graduation requirements, including a detailed explanation of the requirements for earning a high school diploma designation under s. 1003.4285 *and the career and technical education pathway to earn a standard high school diploma under s. 1003.4282(10)*; the requirements for each scholarship in the Florida Bright Futures Scholarship Program; state university and Florida College System institution admission requirements; available opportunities to earn college credit in high school, including Advanced Placement courses; the International Baccalaureate Program; the Advanced International Certificate of Education Program; dual enrollment, including career dual enrollment; *work-based learning opportunities, including internships and preapprenticeship and apprenticeship programs;* and career education courses, including career-themed courses, ~~preapprenticeship and apprenticeship programs~~, and course sequences that lead to industry certification pursuant to s. 1003.492 or s. 1008.44. The course may be implemented as a stand-alone course or integrated into another course or courses.

Section 21. Subsections (2) and (5) of section 1003.4203, Florida Statutes, are amended to read:

1003.4203 Digital materials, CAPE Digital Tool certificates, and technical assistance.—

~~(2) CAPE ESE DIGITAL TOOLS. Each district school board, in consultation with the district school superintendent, shall make available digital and instructional materials, including software applications, to students with disabilities who are in prekindergarten through grade 12. Beginning with the 2015-2016 school year:~~

~~(a) Digital materials may include CAPE Digital Tool certificates, workplace industry certifications, and OSHA industry certifications identified pursuant to s. 1008.44 for students with disabilities; and~~

~~(b) Each student's individual educational plan for students with disabilities developed pursuant to this chapter must identify the CAPE Digital Tool certificates and CAPE industry certifications the student seeks to attain before high school graduation.~~

~~(4)(5) CAPE INNOVATION AND CAPE ACCELERATION.—~~

~~(a) CAPE Innovation. Courses, identified in the CAPE Industry Certification Funding List, that combine academic and career content, and performance outcome expectations that, if achieved by a student, shall articulate for college credit and be eligible for additional full-time equivalent membership under s. 1011.62(1)(o)1.c. Such approved courses must incorporate at least two third-party assessments that, if successfully completed by a student, shall articulate for college credit. At least one of the two third-party assessments must be associated with an industry certification that is identified on the CAPE Industry Certification Funding List. Each course that is approved by the commissioner must be specifically identified in the Course Code Directory as a CAPE Innovation Course.~~

~~(b) CAPE Acceleration.—~~Industry certifications that articulate for 15 or more college credit hours and, if successfully completed, are eligible for additional full-time equivalent membership under s. 1011.62(1)(o)1.d. Each approved industry certification must be specifically

identified in the CAPE Industry Certification Funding List as a CAPE Acceleration Industry Certification.

Section 22. Present subsection (11) of section 1003.4282, Florida Statutes, is redesignated as subsection (12), a new subsection (11) is added to that section, and paragraph (e) of subsection (3) and paragraph (a) of subsection (8) of that section are amended, to read:

1003.4282 Requirements for a standard high school diploma.—

(3) STANDARD HIGH SCHOOL DIPLOMA; COURSE AND ASSESSMENT REQUIREMENTS.—

~~(e) One credit in fine or performing arts, speech and debate, or career and technical education, or practical arts.—A~~The practical arts course that incorporates ~~must incorporate~~ artistic content and techniques of creativity, interpretation, and imagination ~~satisfies the one credit requirement in fine or performing arts, speech and debate, or career and technical education.~~ Eligible practical arts courses are identified in the Course Code Directory.

(8) CAREER EDUCATION COURSES THAT SATISFY HIGH SCHOOL CREDIT REQUIREMENTS.—

(a) Participation in career education courses engages students in their high school education, increases academic achievement, enhances employability, and increases postsecondary success. The department shall develop, for approval by the State Board of Education, multiple, additional career education courses or a series of courses that meet the requirements set forth in s. 1003.493(2), (4), and (5) and this subsection and allow students to earn credit in both the career education course and courses required for high school graduation under this section and s. 1003.4281.

1. The state board must determine at least biennially if sufficient academic standards are covered to warrant the award of academic credit, including satisfaction of *graduation, assessment, and state university admissions* requirements under this section.

2. Career education courses must:

a. Include workforce and digital literacy skills.

b. Integrate required course content with practical applications and designated rigorous coursework that results in one or more industry certifications or clearly articulated credit or advanced standing in a 2-year or 4-year certificate or degree program, which may include high school junior and senior year work-related internships or apprenticeships. The department shall negotiate state licenses for material and testing for industry certifications.

The instructional methodology used in these courses must comprise authentic projects, problems, and activities for contextual academic learning and emphasize workplace skills identified under s. 445.06.

3. A student who earns credit upon completion of an apprenticeship or preapprenticeship program registered with the Department of Education under chapter 446 may use such credit to satisfy the high school graduation credit requirements in paragraph (3)(e) or paragraph (3)(g). The state board shall approve and identify in the Course Code Directory the apprenticeship and preapprenticeship programs from which earned credit may be used pursuant to this subparagraph.

4. *The State Board of Education shall, by rule, establish a process that enables a student to receive work-based learning credit or credit in electives for completing a threshold level of demonstrable participation in extracurricular activities associated with career and technical student organizations. Work-based learning credit or credit in electives for extracurricular activities or supervised agricultural experiences may not be limited by grade level.*

(11) CAREER AND TECHNICAL EDUCATION CREDIT.—*The Department of Education shall convene a workgroup to:*

(a) *Identify best practices in career and technical education pathways from middle school to high school to aid middle school students in career planning and facilitate their transition to high school programs. The career pathway must be linked to postsecondary programs.*

(b) *Establish three mathematics pathways for students enrolled in secondary grades by aligning mathematics courses to programs, post-secondary education, and careers. The workgroup shall collaborate to identify the three mathematics pathways and the mathematics course sequence within each pathway which align to the mathematics skills needed for success in the corresponding academic programs, postsecondary education, and careers.*

Section 23. Paragraph (b) of subsection (1) of section 1003.4285, Florida Statutes, is amended to read:

1003.4285 Standard high school diploma designations.—

(1) Each standard high school diploma shall include, as applicable, the following designations if the student meets the criteria set forth for the designation:

(b) *Industry Scholar Merit designation.*—In addition to the requirements of s. 1003.4282, in order to earn the *Industry Scholar Merit* designation, a student must attain one or more industry certifications from the list established under s. 1003.492.

Section 24. Subsection (3) of section 1003.491, Florida Statutes, is amended to read:

1003.491 Florida Career and Professional Education Act.—The Florida Career and Professional Education Act is created to provide a statewide planning partnership between the business and education communities in order to attract, expand, and retain targeted, high-value industry and to sustain a strong, knowledge-based economy.

(3) The strategic 3-year plan developed jointly by the local school district, local workforce development boards, economic development agencies, and state-approved postsecondary institutions ~~must shall~~ be constructed and based on:

(a) Research conducted to objectively determine local and regional workforce needs for the ensuing 3 years, using labor projections as identified by *the Labor Market Statistics Center within the Department of Economic Opportunity* and the Labor Market Estimating Conference *as factors in the criteria for the plan* ~~created in s. 216.136;~~

(b) Strategies to develop and implement career academies or career-themed courses based on occupations identified by *the Labor Market Statistics Center within the Department of Economic Opportunity* and the Labor Market Estimating Conference ~~created in s. 216.136;~~

(c) Strategies to provide shared, maximum use of private sector facilities and personnel;

(d) Strategies ~~to that~~ ensure instruction by industry-certified faculty and standards and strategies to maintain current industry credentials and for recruiting and retaining faculty to meet those standards;

(e) Strategies to provide personalized student advisement, including a parent-participation component, and coordination with middle grades to promote and support career-themed courses and education planning;

(f) Alignment of requirements for middle school career planning, middle and high school career and professional academies or career-themed courses leading to industry certification or postsecondary credit, and high school graduation requirements;

(g) Provisions to ensure that career-themed courses and courses offered through career and professional academies are academically rigorous, meet or exceed appropriate state-adopted subject area standards, result in attainment of industry certification, and, when appropriate, result in postsecondary credit;

(h) Plans to sustain and improve career-themed courses and career and professional academies;

(i) Strategies to improve the passage rate for industry certification examinations if the rate falls below 50 percent;

(j) Strategies to recruit students into career-themed courses and career and professional academies which include opportunities for students who have been unsuccessful in traditional classrooms but who are interested in enrolling in career-themed courses or a career and

professional academy. School boards shall provide opportunities for students who may be deemed as potential dropouts or whose cumulative grade point average drops below a 2.0 to enroll in career-themed courses or participate in career and professional academies. Such students must be provided in-person academic advising that includes information on career education programs by a certified school counselor or the school principal or his or her designee during any semester the students are at risk of dropping out or have a cumulative grade point average below a 2.0;

(k) Strategies to provide sufficient space within academies to meet workforce needs and to provide access to all interested and qualified students;

(l) Strategies to implement career-themed courses or career and professional academy training that lead to industry certification in juvenile justice education programs;

(m) Opportunities for high school students to earn weighted or dual enrollment credit for higher-level career and technical courses;

(n) Promotion of the benefits of the Gold Seal Bright Futures Scholarship;

(o) Strategies to ensure the review of district pupil-progression plans and to amend such plans to include career-themed courses and career and professional academy courses and to include courses that may qualify as substitute courses for core graduation requirements and those that may be counted as elective courses;

(p) Strategies to provide professional development for secondary certified school counselors on the benefits of career and professional academies and career-themed courses that lead to industry certification; and

(q) Strategies to redirect appropriated career funding in secondary and postsecondary institutions to support career academies and career-themed courses that lead to industry certification.

Section 25. Paragraph (b) of subsection (1) and paragraph (a) of subsection (2) of section 1003.5716, Florida Statutes, are amended to read:

1003.5716 Transition to postsecondary education and career opportunities.—All students with disabilities who are 3 years of age to 21 years of age have the right to a free, appropriate public education. As used in this section, the term “IEP” means individual education plan.

(1) To ensure quality planning for a successful transition of a student with a disability to postsecondary education and career opportunities, during the student's seventh grade year or when the student attains the age of 12, whichever occurs first, an IEP team shall begin the process of, and develop an IEP for, identifying the need for transition services before the student with a disability enters high school or attains the age of 14 years, whichever occurs first, in order for his or her postsecondary goals and career goals to be identified. The plan must be operational and in place to begin implementation on the first day of the student's first year in high school. This process must include, but is not limited to:

(b) Preparation for the student to graduate from high school with a standard high school diploma pursuant to s. 1003.4282 with a Scholar designation unless the parent chooses *an Industry Scholar a Merit* designation; and

(2) Beginning not later than the first IEP to be in effect when the student enters high school, attains the age of 14, or when determined appropriate by the parent and the IEP team, whichever occurs first, the IEP must include the following statements that must be updated annually:

(a) A statement of intent to pursue a standard high school diploma and a Scholar or *an Industry Scholar Merit* designation, pursuant to s. 1003.4285, as determined by the parent.

1. The statement must document discussion of the process for a student with a disability who meets the requirements for a standard high school diploma to defer the receipt of such diploma pursuant to s. 1003.4282(9)(c).

2. For the IEP in effect at the beginning of the school year the student is expected to graduate, the statement must include a signed statement by the parent, the guardian, or the student, if the student has reached the age of majority and rights have transferred to the student, that he or she understands the process for deferment and identifying if the student will defer the receipt of his or her standard high school diploma.

Section 26. Paragraph (a) of subsection (3) of section 1004.013, Florida Statutes, is amended to read:

1004.013 SAIL to 60 Initiative.—

(3) There is created within the SAIL to 60 Initiative the Strategic Efforts to Achieve Self-Sufficiency (SEAS) which consists of:

(a) The *consumer-first* workforce system ~~opportunity portal~~ under s. 14.36, which provides the public with more effective access to available federal, state, and local services and a systemwide, global view of workforce related program data across various programs through actionable qualitative and quantitative information.

Section 27. Subsection (7) is added to section 1004.015, Florida Statutes, to read:

1004.015 Florida Talent Development Council.—

(7) *The council shall identify barriers and best practices in the facilitation of work-based learning opportunities for students in middle and high school. By December 1, 2023, the council shall submit to the Governor, the President of the Senate, and the Speaker of the House of Representatives recommendations on best practices for collaboration between district school boards, local workforce development boards, and local businesses and business groups. The recommendations must include any necessary legislative action to facilitate work-based learning opportunities for students in middle and high school, including the identification of potential targeted financial incentives that may help to facilitate work-based learning opportunities for students.*

Section 28. Section 1007.331, Florida Statutes, is created to read:

1007.331 *Site-determined associate in applied science and associate in science degree access.*—

(1) *Any career center that offers one or more associate in applied science or associate in science degree programs must maintain an open-door admission policy for associate-level degree programs and workforce education programs.*

(2) *A career center may not terminate its existing programs as a result of being authorized to offer one or more associate in applied science or associate in science degree programs.*

(3) *A career center may:*

(a) *Offer associate in applied science or associate in science degree programs through formal agreements between the local Florida College System institution and other accredited postsecondary educational institutions pursuant to s. 1007.22.*

(b) *Establish an associate in applied science or associate in science degree program for purposes of meeting district, regional, or statewide workforce needs if approved by the State Board of Education under this section, beginning July 1, 2024.*

(4) *The approval process for associate in applied science or associate in science degree programs must require:*

(a) *Each career center to submit a notice of its intent to propose an associate in applied science or associate in science degree program to the Division of Career and Adult Education at least 100 days before the submission of its proposal under paragraph (d). The notice must include a brief description of the program, the workforce demand and unmet need for graduates of the program to include evidence from entities independent of the institution, the geographic region to be served, and an estimated timeframe for implementation. Notices of intent may be submitted by a career center at any time throughout the year. The notice must also include evidence that the career center engaged in need, demand, and impact discussions with one or more Florida College System*

institutions and other accredited postsecondary education providers in its service district.

(b) *The Division of Career and Adult Education to forward the notice of intent to the Chancellor of the Florida College System within 10 business days after receiving such notice. State colleges shall have 60 days following receipt of the notice by the Chancellor of the Florida College System to submit objections to the proposed new program or submit an alternative proposal to offer the associate in applied science or associate in science degree program. Objections or alternative proposals must be submitted to the Division of Career and Adult Education and must be considered by the State Board of Education in making its decision to approve or deny a career center's proposal.*

(c) *An alternative proposal submitted by a Florida College System institution or private college to address all of the following:*

1. *The extent to which the workforce demand and unmet need described in the notice of intent will be met.*

2. *The extent to which students will be able to complete the degree in the geographic region proposed to be served by the career center.*

3. *The level of financial commitment of the Florida College System institution to the development, implementation, and maintenance of the specified degree program, including timelines.*

4. *The extent to which faculty at both the career center and the Florida College System institution will collaborate in the development and offering of the curriculum.*

5. *The ability of the career center and the Florida College System institution to develop and approve the curriculum for the specified degree program within 6 months after an agreement between the career center and Florida College System institution is signed.*

6. *The extent to which the student may incur additional costs above what the student would expect to incur if the program were offered by the career center.*

(d) *Each proposal submitted by a career center to, at a minimum, include all of the following:*

1. *A description of the planning process and timeline for implementation.*

2. *An analysis of workforce demand and unmet need for graduates of the program on a district, regional, or statewide basis, as appropriate, including evidence from entities independent of the institution.*

3. *Identification of the facilities, equipment, and library and academic resources that will be used to deliver the program.*

4. *The program cost analysis of creating a new associate in applied science or associate in science degree when compared to alternative proposals and other program delivery options.*

5. *The program's admission requirements, academic content, curriculum, faculty credentials, student-to-teacher ratios, and accreditation plan.*

6. *The program's enrollment projections and funding requirements.*

7. *A plan of action if the program is terminated.*

(e) *The Division of Career and Adult Education to review the proposal, notify the career center in writing of any deficiencies within 30 days following receipt of the proposal, and provide the career center with an opportunity to correct the deficiencies. Within 45 days following receipt of a completed proposal by the Division of Career and Adult Education, the Commissioner of Education shall recommend approval or disapproval of the proposal to the State Board of Education. The State Board of Education shall consider such recommendation, the proposal, and any objections or alternative proposals at its next meeting. If the State Board of Education rejects the career center's proposal, it must provide the career center with written reasons for that determination.*

(f) *The career center to obtain from the Council on Occupational Education accreditation as an associate in applied science or associate in*

science degree-granting institution if approved by the State Board of Education to offer its first associate in applied science or associate in science degree program.

(g) The career center to notify the Council on Occupational Education of any subsequent degree programs that are approved by the State Board of Education and to comply with the council's required substantive change protocols for accreditation purposes.

(h) The career center to annually, and upon request of the State Board of Education, the Commissioner of Education, the Chancellor of the Division of Career and Adult Education, or the Legislature, report its status using the following performance and compliance indicators:

1. Obtaining and maintaining Council on Occupational Education accreditation;
2. Maintaining qualified faculty and institutional resources;
3. Maintaining enrollment in previously approved programs;
4. Managing fiscal resources appropriately;
5. Complying with the primary mission and responsibility requirements in subsections (2) and (3); and
6. Other indicators of success, including program completions, placements, and surveys of graduates and employers.

The State Board of Education may, upon review of the performance and compliance indicators, require a career center to modify or terminate an associate in applied science or associate in science degree program authorized under this section.

(5) The State Board of Education shall adopt rules to prescribe format and content requirements and submission procedures for notices of intent, proposals, alternative proposals, and compliance reviews under subsection (4).

Section 29. Present paragraph (f) of subsection (3) of section 1008.41, Florida Statutes, is redesignated as paragraph (g), and a new paragraph (f) is added to that subsection, to read:

1008.41 Workforce education; management information system.—

(3) Planning and evaluation of job-preparatory programs shall be based on standard sources of data and use standard occupational definitions and coding structures, including, but not limited to:

(f) The Labor Market Statistics Center within the Department of Economic Opportunity.

Section 30. Subsections (1), (2), and (4) of section 1008.44, Florida Statutes, are amended to read:

1008.44 CAPE Industry Certification Funding List.—

(1) The State Board of Education shall adopt, at least annually, based upon recommendations by the Commissioner of Education, the CAPE Industry Certification Funding List that assigns additional full-time equivalent membership to certifications identified in the Master Credentials List under s. 445.004(4) that meets a statewide, regional, or local demand, and courses that lead to such certifications, in accordance with s. 1011.62(1)(e). Additional full-time equivalent membership funding for regional and local demand certifications and courses that lead to such certifications may only be earned in those areas with regional or local demand as identified by the Credentials Review Committee. The CAPE Industry Certification Funding List may include the following certificates and certifications, and courses:

(a) CAPE industry certifications identified as credentials of value that meet the framework of quality under s. 445.004(4), that must be applied in the distribution of funding to school districts under s. 1011.62(1)(o). The CAPE Industry Certification Funding List shall incorporate by reference the industry certifications on the career pathways list approved for the Florida Gold Seal CAPE Scholars award.

(b) CAPE Digital Tool certificates selected by the department under s. 1003.4203(2) ~~s. 1003.4203(3)~~ that do not articulate for college credit.

The certificates ~~shall~~ be made available to students in elementary school and middle school grades and, if earned by a student, ~~must shall~~ be eligible for additional full-time equivalent membership under s. 1011.62(1)(o)1. ~~The Department shall annually review available assessments that meet the requirements for inclusion on the list.~~

(c) ~~CAPE ESE Digital Tool certificates, workplace industry certifications, and OSHA industry certifications for students with disabilities under s. 1003.4203(2). Such certificates and certifications shall, if earned by a student, be eligible for additional full-time equivalent membership under s. 1011.62(1)(o)1.~~

(d) ~~CAPE Innovation Courses that combine academic and career performance outcomes with embedded industry certifications under s. 1003.4203(5)(a). Such courses shall, if completed by a student, be eligible for additional full-time equivalent membership under s. 1011.62(1)(o)1.~~

(e) CAPE Acceleration Industry Certifications that articulate for 15 or more college credit hours under s. 1003.4203(4) ~~s. 1003.4203(5)(b)~~. Such certifications ~~must shall~~, if successfully completed, be eligible for additional full-time equivalent membership under s. 1011.62(1)(o)1.

(d)(f) The Commissioner of Education shall conduct a review of the methodology used to determine additional full-time equivalent membership weights assigned in s. 1011.62(1)(o) and, if necessary, recommend revised weights. The weights must factor in the prioritization of critical shortages of labor market demand and middle-level to high-level wage earning outcomes as identified by the Credentials Review Committee under s. 445.004. The results of the review and the commissioner's recommendations must be submitted to the Governor, the President of the Senate, and the Speaker of the House of Representatives no later than December 1, 2023 ~~2024~~.

(2) The CAPE Industry Certification Funding List adopted under subsection (1) ~~must shall~~ be used to determine annual performance funding distributions to school districts or Florida College System institutions as specified in ss. 1011.80 and 1011.81, respectively.

(4)(a) CAPE industry certifications and CAPE Digital Tool certificates placed on the CAPE Industry Certification Funding List must include the version of the certifications and certificates available at the time of the adoption and, without further review and approval, include the subsequent updates to the certifications and certificates on the approved list, unless the certifications and certificates are specifically removed from the CAPE Industry Certification Funding List by the Commissioner of Education.

(b) The Commissioner of Education may limit CAPE industry certifications and CAPE Digital Tool certificates to students in certain grades based on formal recommendations by providers of CAPE industry certifications and CAPE Digital Tool certificates.

(c) The Articulation Coordinating Committee shall review statewide articulation agreement proposals for industry certifications and make recommendations to the State Board of Education for approval. After an industry certification is approved by CareerSource Florida, Inc., under s. 445.004(4), the Chancellor of Career and Adult Education, within 90 days, must provide to the Articulation Coordinating Committee recommendations for articulation of postsecondary credit for related degrees for the approved certifications.

Section 31. Present subsections (4) through (13) of section 1009.22, Florida Statutes, are redesignated as subsections (5) through (14), respectively, a new subsection (4) is added to that section, and subsection (1) and paragraph (c) of subsection (3) of that section are amended, to read:

1009.22 Workforce education postsecondary student fees.—

(1) This section applies to students enrolled in workforce education programs who are reported for funding and fees charged for college credit instruction leading to an associate in applied science degree or an associate in science degree authorized pursuant to s. 1007.331, except that college credit fees for the Florida College System institutions are governed by s. 1009.23.

(3)

(c) For programs leading to a career certificate or an applied technology diploma, the standard tuition shall be \$2.33 per contact hour for residents and nonresidents and the out-of-state fee shall be \$6.99 per contact hour. For adult general education programs, a block tuition of \$45 per half year or \$30 per term shall be assessed. Each district school board and Florida College System institution board of trustees shall adopt policies and procedures for the collection of and accounting for the expenditure of the block tuition. All funds received from the block tuition shall be used only for adult general education programs. Students enrolled in adult general education programs may not be assessed the fees authorized in subsection (6) ~~(5)~~, subsection (7) ~~(6)~~, or subsection (8) ~~(7)~~.

(4) For postsecondary vocational programs offered by career centers, the standard tuition shall be \$71.98 per credit hour for residents and nonresidents, and the out-of-state fee shall be \$215.94 per credit hour.

Section 32. Present subsections (9), (10), and (11) of section 1009.77, Florida Statutes, are redesignated as subsections (10), (11), and (12), respectively, a new subsection (9) is added to that section, and paragraph (c) of subsection (1), paragraph (a) of subsection (8), and present subsection (9) of that section are amended, to read:

1009.77 Florida Work Experience Program.—

(1) There is established the Florida Work Experience Program to be administered by the Department of Education. The purpose of the program is to introduce eligible students to work experience that will complement and reinforce their educational program and career goals and provide a self-help student aid program that reduces student loan indebtedness. Additionally, the program's opportunities for employment at a student's school will serve as a retention tool because students employed on campus are more likely to complete their postsecondary education. The program shall be available to:

(c) Any postsecondary student attending a career center operated by a district school board under s. 1001.44 or a charter technical career center under s. 1002.34; or

(8) A student is eligible to participate in the Florida Work Experience Program if the student:

(a) Is enrolled:

1. At an eligible college or university as no less than a half-time undergraduate student in good standing;

2. In an eligible postsecondary career certificate or applied technology diploma program as no less than a half-time student in good standing. Eligible programs must be approved by the Department of Education and must consist of no less than 450 clock hours of instruction. Such programs must be offered by a career center operated by a district school board under s. 1001.44, by a charter technical career center under s. 1002.34, or by a Florida College System institution; or

3. At an educator preparation institute established under s. 1004.85 as no less than a half-time student in good standing.

However, a student may be employed during the break between two consecutive terms or employed, although not enrolled, during a term if the student was enrolled at least half time during the preceding term and preregisters as no less than a half-time student for the subsequent academic term. A student who attends an institution that does not provide preregistration shall provide documentation of intent to enroll as no less than a half-time student for the subsequent academic term.

(9) A participating postsecondary educational institution is encouraged to provide academic credit to students who participate in the program, subject to State Board of Education rule.

~~(10)(9)~~ The State Board of Education shall adopt rules for the program as are necessary for its administration, for the determination of eligibility and selection of institutions to receive funds for students, to ensure the proper expenditure of funds, and to provide an equitable distribution of funds between students at public and independent colleges and universities, and career centers operated by district school boards under s. 1001.44, and charter technical career centers under s. 1002.34.

~~(11)(10)~~ A participating institution that receives funds from the program shall certify to the department the amount of funds disbursed to each student within 30 days after the end of each term.

Section 33. Section 1009.771, Florida Statutes, is created to read:

1009.771 Workforce education partnership programs.—

(1) A state university may establish a workforce education partnership program to provide assistance to a student who is enrolled at the state university and is employed by a private employer participating in the program. The Board of Governors shall create a template for a state university to establish such workforce education partnership program. The Board of Governors shall consult with state and local workforce and economic development agencies to develop the template. The template must include all of the following:

(a) The process for a private employer to participate in the program.

(b) Student eligibility criteria, including that a student be enrolled in a degree-granting program at a state university on at least a half-time basis and be a paid employee of a private employer participating in the program.

(c) The process for an eligible student to enroll in the program.

(d) Guidance and requirements for the state university and the private employer to:

1. Each designate a mentor to assist participating students.

2. Create a process to make a housing stipend available to participating students.

3. Create a process to provide life management and professional skills training to participating students.

(e) The requirement that the private employer establish an educational assistance program pursuant to s. 127 of the Internal Revenue Code of 1986 and provide tuition assistance for a student enrolled at the state university while the student works for the private employer, up to the maximum amount that the employer may exclude from the employer's gross income under that section.

(f) The requirement that the state university work with participating students to ensure that they have applied for and are receiving the maximum amount of financial aid in the form of scholarships and grants.

(g) The requirement that the state university and the private employer seek out additional sources of funding to pay for remaining costs for participating students.

(2) The Board of Governors shall evaluate the effectiveness of workforce education partnership programs established pursuant to this section to determine whether additional training and employment programs may use the template created pursuant to subsection (1) to establish a workforce education partnership program.

(3) The Board of Governors shall adopt regulations to administer this section.

Section 34. Section 1009.895, Florida Statutes, is amended to read:

1009.895 Open Door Grant Program.—

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

~~(a) "Cost of the program" means the cost of tuition, fees, examination, books, and materials to a student enrolled in an eligible program.~~

~~(b) "Department" means the Department of Education.~~

~~(c) "Institution" means school district postsecondary technical career centers under s. 1001.44, Florida College System institutions under s. 1000.21(3), charter technical career centers under s. 1002.34, and school districts with eligible integrated education and training programs.~~

~~(d) “Program” means a noncredit industry certification preparation, clock-hour career certificate programs, or for credit short-term career and technical education programs that result in the award of credentials identified under s. 445.004(4).~~

~~(e) “Student” means a person who is a resident of this state as determined under s. 1009.21 and is unemployed, underemployed, or furloughed.~~

~~(2) ESTABLISHMENT; PURPOSE.—The Open Door Grant Program is established and shall be administered by participating institutions in accordance with rules of the State Board of Education for the purpose of:~~

~~(a) Creating and sustaining a demand-driven supply of credentialed workers for high-demand occupations by addressing and closing the gap between the skills needed by workers in the state and the skills of the available workforce in the state.~~

~~(b) Expanding the affordability of workforce training and credentialing.~~

~~(c) The program is created to incentivize increasing the interest of current and future workers to enroll in short-term, high-demand career and technical education that leads to a credential, credentialing and certificate, or degree programs.~~

~~(2) ELIGIBILITY.—In order to be eligible for the program, a student must:~~

~~(a) Meet the requirements under s. 1009.40(1)(a)2. and 3.;~~

~~(b) Be enrolled in an integrated education and training program in which institutions establish partnerships with local workforce development boards to provide basic skills instruction, contextually and concurrently, with workforce training that results in the award of credentials under s. 445.004(4) or a workforce education program as defined under s. 1011.80(1)(b)-(f) that is included on the Master Credentials List under s. 445.004(4); and~~

~~(c) Be enrolled at a school district postsecondary technical career center under s. 1001.44, a Florida College System institution under s. 1000.21(3), or a charter technical career center under s. 1002.34.~~

~~An institution may not impose additional criteria to determine a student's eligibility to receive a grant under this section.~~

~~(3) GRANT AWARD.—A student is eligible to receive a maximum award equal to the amount needed to cover 100 percent of tuition and fees, exam or assessment costs, books, and related materials for eligible programs after all other federal and state financial aid is applied. In addition, a student may receive a stipend of up to \$1,500, or an amount specified in the General Appropriations Act, per academic year to cover other education expenses related to the institutional cost of attendance. The institution shall make awards and stipends subject to availability of funding. Returning students must be given priority over new students.~~

~~(4) DISTRIBUTION OF FUNDS.—~~

~~(a) For the 2023-2024 fiscal year, funding for eligible institutions must consist of a base amount provided for in the General Appropriations Act plus each institution's proportionate share of full-time equivalent students enrolled in career and technical education programs. Beginning in fiscal year 2024-2025, the funds appropriated for the Open Door Grant Program must be distributed to eligible institutions in accordance with a formula approved by the State Board of Education. The formula must consider at least the prior year's distribution of funds and the number of eligible applicants who did not receive awards.~~

~~(b) Subject to the appropriation of funds by the Legislature, the Department of Education shall transmit payment of grants to the institution in advance of the registration period. Institutions shall notify students of the amount of their awards.~~

~~(c) The eligibility status of each student to receive a disbursement must be determined by each institution as of the end of its regular registration period, inclusive of a drop-add period. Institutions may not be required to reevaluate a student's eligibility status after this date for purposes of changing eligibility determinations previously made.~~

~~(d) Each term, institutions shall certify to the department within 30 days after the end of the regular registration period the amount of funds disbursed to each student. Institutions shall remit to the department any undisbursed advances for the fall, spring, and summer terms within 30 days after the end of the summer term.~~

~~(5) INSTITUTIONAL REPORTING.—Each institution shall report to the department by the established date:~~

~~(a) The number of students eligible for the program for each academic term. Each institution shall also report to the department any necessary demographic and eligibility data for students; and~~

~~(3) The department shall provide grants to institutions on a first-come, first-serve basis for students who enroll in an eligible program. The department shall prioritize funding for integrated education and training programs in which institutions establish partnerships with local workforce development boards to provide basic skills instruction, contextually and concurrently, with workforce training that results in the award of credentials under s. 445.004(4). One quarter of the appropriated funds must be prioritized to serve students attending rural institutions. No more than one quarter of the appropriated funds may be disbursed annually to any eligible institution.~~

~~(4) Subject to the availability of funds:~~

~~(a) A student who enrolls in an eligible program offered by an institution and who does not receive state or federal financial aid may apply for and be awarded a grant to cover two thirds of the cost of the program, if at the time of enrollment the student pays one third of the cost of the program and signs an agreement to either complete the program or pay an additional one third of the cost of the program in the event of noncompletion. The department shall reimburse the institution in an amount equal to one third of the cost of the program upon a student's completion of the program. An additional one third shall be provided upon attainment of a workforce credential or certificate by the student. Grant funds may be used to cover the student's one third of the cost of the program for students in integrated education and training programs and students who do not have a high school diploma and meet the requirements established by the department. An institution may cover the student's one third of the cost of the program based on student need, as determined by the institution.~~

~~(b) A student receiving state or federal financial aid who enrolls in an eligible program offered by an institution may apply for and be awarded a grant to cover the unmet need of the cost of the program after the application of all eligible financial aid. Financial aid and grants received by the student shall be credited first to the student's costs before the award of an open door grant. After a student is enrolled in an eligible program, the department shall award the grant to the institution for the amount of unmet need for the eligible student.~~

~~(5) The department may not reimburse any institution more than \$3,000 per completed workforce training program by an eligible student.~~

~~(6) The department shall administer the grant and shall carry out the goals and purposes of the grant set forth in subsection (2). In administering the grant, the department shall:~~

~~(a) Require eligible institutions to provide student specific data.~~

~~(b) Undertake periodic assessments of the overall success of the grant program and recommend modifications, interventions, and other actions based on such assessments.~~

~~(c) Establish the procedure by which eligible institutions shall notify the department when eligible students enroll in eligible programs.~~

~~(d) Require each eligible institution to Submit a report with data from the previous fiscal year on program completion and credential attainment by students participating in the grant program that, at a minimum, includes:~~

- ~~1. A list of the programs offered.~~
- ~~2. The number of students who enrolled in the programs.~~
- ~~3. The number of students who completed the programs.~~

4. The number of students who attained workforce credentials, categorized by credential name and relevant occupation, after completing training programs.

~~5. The average cost per workforce credential attained, categorized by credential name and relevant occupation.~~

~~(6)(7) REPORTING.—The department shall compile the data provided under paragraph (5)(b) (6)(d) and annually report such aggregate data, in the aggregate and categorize such information by eligible institution, to the State Board of Education. The report shall also include information on the average wage, age, gender, race, ethnicity, veteran status, and other relevant information, of students who have completed workforce training programs categorized by credential name and relevant occupation.~~

~~(7)(8) RULES.—The State Board of Education shall adopt rules to implement this section.~~

Section 35. Paragraphs (c), (i), and (o) of subsection (1) of section 1011.62, Florida Statutes, are amended to read:

1011.62 Funds for operation of schools.—If the annual allocation from the Florida Education Finance Program to each district for operation of schools is not determined in the annual appropriations act or the substantive bill implementing the annual appropriations act, it shall be determined as follows:

(1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR OPERATION.—The following procedure shall be followed in determining the annual allocation to each district for operation:

(c) *Determination of programs.*—Cost factors based on desired relative cost differences between the following programs shall be established in the annual General Appropriations Act. The cost factor for secondary career education programs *must be greater than the cost factor for* ~~and~~ basic programs grade 9 through 12 ~~shall be equal~~. The Commissioner of Education shall specify a matrix of services and intensity levels to be used by districts in the determination of the two weighted cost factors for exceptional students with the highest levels of need. For these students, the funding support level shall fund the exceptional students' education program, with the exception of extended school year services for students with disabilities.

1. Basic programs.—
 - a. Kindergarten and grades 1, 2, and 3.
 - b. Grades 4, 5, 6, 7, and 8.
 - c. Grades 9, 10, 11, and 12.
2. Programs for exceptional students.—
 - a. Support Level IV.
 - b. Support Level V.
3. Secondary career education programs.
4. English for Speakers of Other Languages.

(i) *Calculation of full-time equivalent membership with respect to dual enrollment instruction.*—

1. Full-time equivalent students.—Students enrolled in dual enrollment instruction pursuant to s. 1007.271 may be included in calculations of full-time equivalent student memberships for basic programs for grades 9 through 12 by a district school board. Instructional time for dual enrollment may vary from 900 hours; however, the full-time equivalent student membership value shall be subject to the provisions in s. 1011.61(4). Dual enrollment full-time equivalent student membership shall be calculated in an amount equal to the hours of instruction that would be necessary to earn the full-time equivalent student membership for an equivalent course if it were taught in the school district. Students in dual enrollment courses may also be calculated as the proportional shares of full-time equivalent enrollments they generate for a Florida College System institution or university con-

ducting the dual enrollment instruction. Early admission students shall be considered dual enrollments for funding purposes. Students may be enrolled in dual enrollment instruction provided by an eligible independent college or university and may be included in calculations of full-time equivalent student memberships for basic programs for grades 9 through 12 by a district school board. However, those provisions of law which exempt dual enrolled and early admission students from payment of instructional materials and tuition and fees, including laboratory fees, shall not apply to students who select the option of enrolling in an eligible independent institution. An independent college or university, which is not for profit, is accredited by a regional or national accrediting agency recognized by the United States Department of Education, and confers degrees as defined in s. 1005.02 shall be eligible for inclusion in the dual enrollment or early admission program. Students enrolled in dual enrollment instruction shall be exempt from the payment of tuition and fees, including laboratory fees. No student enrolled in college credit mathematics or English dual enrollment instruction shall be funded as a dual enrollment unless the student has successfully completed the relevant section of the entry-level examination required pursuant to s. 1008.30.

2. Additional full-time equivalent student membership.—For students enrolled in an early college program pursuant to s. 1007.273, a value of 0.16 full-time equivalent student membership shall be calculated for each student who completes a general education core course through the dual enrollment program with a grade of "A" or better. For students who are not enrolled in an early college program, a value of 0.08 full-time equivalent student membership shall be calculated for each student who completes a general education core course through the dual enrollment program with a grade of "A." *A value of 0.08 full-time equivalent student membership must be calculated for each student who completes a career course through the dual enrollment program with a grade of "A" in a pathway that leads to an industry certification that is included on the CAPE Industry Certification Funding List.* In addition, a value of 0.3 full-time equivalent student membership shall be calculated for any student who receives an associate degree through the dual enrollment program with a 3.0 grade point average or better. This value shall be added to the total full-time equivalent student membership in basic programs for grades 9 through 12 in the subsequent fiscal year. This section shall be effective for credit earned by dually enrolled students for courses taken in the 2020-2021 school year and each school year thereafter. If the associate degree described in this paragraph is earned in 2020-2021 following completion of courses taken in the 2020-2021 school year, then courses taken toward the degree as part of the dual enrollment program before 2020-2021 may not preclude eligibility for the 0.3 additional full-time equivalent student membership bonus. Each school district shall allocate at least 50 percent of the funds received from the dual enrollment bonus FTE funding, in accordance with this paragraph, to the schools that generated the funds to support student academic guidance and postsecondary readiness.

3. Qualifying courses.—For the purposes of this paragraph, general education core courses are those that are identified in rule by the State Board of Education and in regulation by the Board of Governors pursuant to s. 1007.25(3).

(o) *Calculation of additional full-time equivalent membership based on successful completion of a career-themed course pursuant to ss. 1003.491, 1003.492, and 1003.493, or courses with embedded CAPE industry certifications or CAPE Digital Tool certificates, and issuance of industry certification identified on the CAPE Industry Certification Funding List pursuant to rules adopted by the State Board of Education or CAPE Digital Tool certificates pursuant to s. 1003.4203.*—

1.a. A value of 0.025 full-time equivalent student membership shall be calculated for CAPE Digital Tool certificates earned by students in elementary and middle school grades.

b. A value of 0.1 or 0.2 full-time equivalent student membership shall be calculated for each student who completes a course as defined in s. 1003.493(1)(b) or courses with embedded CAPE industry certifications and who is issued an industry certification identified annually on the CAPE Industry Certification Funding List approved under rules adopted by the State Board of Education. A value of 0.2 full-time equivalent membership shall be calculated for each student who is issued a CAPE industry certification that has a statewide articulation agreement for college credit approved by the State Board of Education. For CAPE industry certifications that do not articulate for college

credit, the Department of Education shall assign a full-time equivalent value of 0.1 for each certification. Middle grades students who earn additional FTE membership for a CAPE Digital Tool certificate pursuant to sub-subparagraph a. may not ~~rely solely on use~~ the previously funded examination to satisfy the requirements for earning an industry certification under this sub-subparagraph. ~~Additional FTE membership for an elementary or middle grades student may not exceed 0.1 for certificates or certifications earned within the same fiscal year.~~ The State Board of Education shall include the assigned values on the CAPE Industry Certification Funding List under rules adopted by the state board. Such value shall be added to the total full-time equivalent student membership for grades 6 through 12 in the subsequent year. CAPE industry certifications earned through dual enrollment must be reported and funded pursuant to s. 1011.80. However, if a student earns a certification through a dual enrollment course and the certification is not a fundable certification on the postsecondary certification funding list, or the dual enrollment certification is earned as a result of an agreement between a school district and a nonpublic postsecondary institution, the bonus value shall be funded in the same manner as other nondual enrollment course industry certifications. In such cases, the school district may provide for an agreement between the high school and the technical center, or the school district and the postsecondary institution may enter into an agreement for equitable distribution of the bonus funds.

c. A value of 0.3 full-time equivalent student membership shall be calculated for student completion of *at least three courses and an industry certification in a single career and technical education program or program of study* ~~the courses and the embedded certifications identified on the CAPE Industry Certification Funding List and approved by the commissioner pursuant to ss. 1003.4203(5)(a) and 1008.44.~~

d. A value of 0.5 full-time equivalent student membership shall be calculated for CAPE Acceleration Industry Certifications that articulate for 15 to 29 college credit hours, and 1.0 full-time equivalent student membership shall be calculated for CAPE Acceleration Industry Certifications that articulate for 30 or more college credit hours pursuant to CAPE Acceleration Industry Certifications approved by the commissioner pursuant to *ss. 1003.4203(4) and 1008.44* ~~ss. 1003.4203(5)(b) and 1008.44.~~

2. Each district must allocate at least 80 percent of the funds provided for CAPE industry certification, in accordance with this paragraph, to the program that generated the funds, *and any remaining funds provided for CAPE industry certification for school district career and technical education programs.* This allocation may not be used to supplant funds provided for basic operation of the program.

3. For CAPE industry certifications earned in the 2013-2014 school year and in subsequent years, the school district shall distribute to each classroom teacher who provided direct instruction toward the attainment of a CAPE industry certification that qualified for additional full-time equivalent membership under subparagraph 1.:

a. A bonus of \$25 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.1.

b. A bonus of \$50 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.2.

c. A bonus of \$75 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.3.

d. A bonus of \$100 for each student taught by a teacher who provided instruction in a course that led to the attainment of a CAPE industry certification on the CAPE Industry Certification Funding List with a weight of 0.5 or 1.0.

Bonuses awarded pursuant to this paragraph shall be provided to teachers who are employed by the district in the year in which the additional FTE membership calculation is included in the calculation. Bonuses shall be calculated based upon the associated weight of a CAPE

industry certification on the CAPE Industry Certification Funding List for the year in which the certification is earned by the student. Any bonus awarded to a teacher pursuant to this paragraph is in addition to any regular wage or other bonus the teacher received or is scheduled to receive. A bonus may not be awarded to a teacher who fails to maintain the security of any CAPE industry certification examination or who otherwise violates the security or administration protocol of any assessment instrument that may result in a bonus being awarded to the teacher under this paragraph.

Section 36. Subsection (2) and paragraph (b) of subsection (7) of section 1011.80, Florida Statutes, are amended, and notwithstanding the expiration date in section 32 of chapter 2022-157, Laws of Florida, paragraph (b) of subsection (8) of that section is reenacted, to read:

1011.80 Funds for operation of workforce education programs.—

(2) ~~Upon approval by the State Board of Education,~~ Any workforce education program may be conducted by a Florida College System institution or a school district *career center as described in this subsection and, if applicable, as approved by the State Board of Education pursuant to s. 1001.03(15),* ~~except that college credit in an associate in applied science or an associate in science degree may be awarded only by a Florida College System institution. However, if an associate in applied science or an associate in science degree program contains within it an occupational completion point that confers a certificate or an applied technology diploma, that portion of the program may be conducted by a school district career center.~~ Any instruction designed to articulate to a degree program is subject to guidelines and standards adopted by the State Board of Education under s. 1007.25.

(a) *To be responsive to industry needs for a skilled workforce, Florida College System institutions and school districts may offer continuing workforce education courses or programs without prior State Board of Education approval. Each Florida College System institution and school district offering continuing workforce education courses or programs must maintain adequate and accurate records of instructional activity. For purposes of measuring program performance and responsiveness to industry needs, institutions must report continuing workforce education instructional activity in a format prescribed by the Department of Education. Continuing workforce education courses and programs are exempt from the requirements in paragraphs (b) and (c) and are ineligible for performance funding.*

(b) The State Board of Education shall establish criteria, based on the framework of quality established by the Credentials Review Committee under s. 445.004(4), for review and approval of new workforce education programs by a Florida College System institution or a school district that are not included in the statewide curriculum framework.

~~(c)(b)~~ A Florida College System institution or school district offering a new workforce education program that is in the statewide curriculum framework ~~must be may not receive performance funding and additional full-time equivalent membership funding until the workforce education program is reviewed, through an expedited review process, and approved by the board of trustees of the Florida College System institution or the district school board~~ ~~State Board of Education~~ based on criteria that must include, but ~~is~~ not limited to, the following:

1. A description of the new workforce education program that includes all of the following:

a. An analysis of workforce demand and unmet need *consistent with the information provided by the Labor Market Statistics Center within the Department of Economic Opportunity* for graduates of the program on a district, regional, or statewide basis, as appropriate, including evidence from entities independent of the technical center or institution.

b. The geographic region to be served.

2. Documentation of collaboration among technical centers and institutions serving the same students in a geographical or service area that enhances program offerings and prevents program duplication that exceeds workforce need. Unnecessary duplication of programs offered by public and private institutions must be avoided.

3. ~~Alignment Beginning with the 2022-2023 academic year, alignment of program offerings with credentials or degree programs identified on the Master Credentials List under s. 445.004(4).~~

4. Articulation agreements between technical centers and Florida College System institutions for the enrollment of graduates in related workforce education programs.

5. Documentation of alignment between the exit requirements of a technical center and the admissions requirements of a Florida College System institution into which students typically transfer.

6. Performance and compliance indicators that will be used in determining the program's success.

(7)

(b) Performance funding for industry certifications for school district workforce education programs is contingent upon specific appropriation in the General Appropriations Act and ~~must shall~~ be determined as follows:

1. *Postsecondary* industry certifications identified on the CAPE Industry Certification Funding List approved by the State Board of Education under s. 1008.44 are eligible for performance funding.

2. ~~Unless otherwise specified in the General Appropriations Act, each district school board~~ Each school district shall be provided \$1,000 for each industry certification earned by a workforce education student. If funds are insufficient to fully fund the calculated total award, such funds ~~must shall~~ be prorated. ~~The department shall annually, by October 1, report to the Legislature industry certifications sorted into three tiers based upon the anticipated average wages of all occupations to which each certification is linked on the Master Credentials List Beginning with the 2022-2023 fiscal year, the Credentials Review Committee established in s. 445.004 shall develop a returned value funding formula to allocate school district performance funds that rewards student job placements and wages for students earning industry certifications, with a focus on increasing the economic mobility of underserved populations. One third of the performance funds shall be allocated based on student job placements. The remaining two thirds shall be allocated using a tiered weighted system based on aggregate student wages that exceed minimum wage, with the highest weight applied to the highest wage tier, with additional weight for underserved populations. Student wages above minimum wage are considered to be the value added by the institution's training. At a minimum, the formula must take into account variables such as differences in population and wages across school districts.~~

(8)

(b) Notwithstanding s. 1011.81(4), state funds provided for the operation of postsecondary workforce programs may be expended for the education of state inmates with 24 months or less of time remaining to serve on their sentences.

Section 37. Section 1011.801, Florida Statutes, is amended to read:

1011.801 Workforce Development Capitalization Incentive Grant Program.—The Legislature recognizes that the need for school districts and Florida College System institutions to be able to respond to emerging local or statewide economic development needs is critical to the workforce development system. The Workforce Development Capitalization Incentive Grant Program is created to provide grants to school districts and Florida College System institutions ~~on a competitive basis~~ to fund some or all of the costs associated with the creation or expansion of *career and technical education* ~~workforce development~~ programs that ~~serve lead to industry certifications included on the CAPE Industry Certification Funding List specific employment workforce needs. The programs may serve secondary students or postsecondary students if the postsecondary career and technical education program also serves secondary students.~~

(1) Funds awarded for a workforce development capitalization incentive grant may be used for instructional equipment, laboratory equipment, supplies, personnel, student services, or other expenses associated with the creation or expansion of a *career and technical education program that serves secondary students* ~~workforce development program~~. Expansion of a program may include either the expan-

sion of enrollments in a program or expansion into new areas of specialization within a program. No grant funds may be used for recurring instructional costs or for institutions' indirect costs.

~~(2) The Department of Education shall administer the State Board of Education shall accept applications from school districts or Florida College System institutions for workforce development capitalization incentive grants. Applications from school districts or Florida College System institutions shall contain projected enrollments and projected costs for the new or expanded workforce development program. The State Board of Education may adopt rules for program administration, in consultation with CareerSource Florida, Inc., shall review and rank each application for a grant according to subsection (3) and shall submit to the Legislature a list in priority order of applications recommended for a grant award.~~

~~(3) The State Board of Education shall give highest priority to programs that train people to enter high skill, high wage occupations identified by the Labor Market Estimating Conference and other programs approved by the state board as defined in s. 445.002, programs that train people to enter occupations under the welfare transition program, or programs that train for the workforce adults who are eligible for public assistance, economically disadvantaged, disabled, not proficient in English, or dislocated workers. The State Board of Education shall consider the statewide geographic dispersion of grant funds in ranking the applications and shall give priority to applications from education agencies that are making maximum use of their workforce development funding by offering high-performing, high-demand programs.~~

Section 38. Section 1011.802, Florida Statutes, is amended to read:

1011.802 Florida Pathways to Career Opportunities Grant Program.—

(1) Subject to appropriations provided in the General Appropriations Act, the Florida Pathways to Career Opportunities Grant Program is created to provide grants to high schools, career centers, charter technical career centers, Florida College System institutions, and other entities authorized to sponsor an apprenticeship or preapprenticeship program, as defined in s. 446.021(6) and (5), respectively, ~~s. 446.021, on a competitive basis to establish, new apprenticeship or preapprenticeship programs and expand, and operate new and existing apprenticeship or preapprenticeship programs. An individual applicant may not receive more than 10 percent of the total amount appropriated~~ The Department of Education shall administer the grant program.

~~(2) The department shall administer the grant, identify projects, solicit proposals, and make funding recommendations to the Commissioner of Education, who is authorized to approve grant awards Applications must contain projected enrollment and projected costs for the new or expanded apprenticeship program.~~

~~(3)(a) The department shall award grants for preapprenticeship or apprenticeship programs with demonstrated statewide or regional demand that:~~

~~(a)1. Address a critical statewide or regional shortage, with consideration given to the information provided as identified by the Labor Market Statistics Center within the Department of Economic Opportunity, the Labor Market Estimating Conference, and the Credentials Review Committee created in s. 216.136 and are industry sectors not adequately represented throughout the state, such as health care;~~

~~2. Address a critical statewide or regional shortage as identified by the Labor Market Estimating Conference created in s. 216.136; or~~

~~(b)2. Expand existing programs that exceed the median completion rate and employment rate 1 year after completion of similar programs in the region, or the state if there are no similar programs in the region.~~

~~(3)(b) Grant funds may be used to fund the cost of providing related technical instruction, for instructional equipment, supplies, instructional personnel, student services, and other expenses associated with the creation, or expansion, or operation of an apprenticeship program. Grant funds may not be used for administrative or indirect costs. Grant recipients must submit quarterly reports in a format prescribed by the department.~~

(4) *The department may grant a bonus in the award amount to applicants that submit a joint application for shared resources.*

(5) The department shall annually report on its website:

(a) The number of programs funded and represented throughout the state under this section.

(b) Retention, completion, and employment rates, categorized by program and provider.

(c) Starting and ending salaries, as categorized by program and provider, for participants who complete the program.

~~(6)(5)~~ The department may use up to \$400,000 ~~\$200,000~~ of the total amount allocated to administer the grant program.

~~(7)(6)~~ The State Board of Education shall adopt rules to administer this section.

Section 39. Subsection (2) of section 1011.803, Florida Statutes, is amended to read:

1011.803 Money-back Guarantee Program.—

(2) ~~Beginning in the 2022-2023 academic year,~~ Each school district and Florida College System institution shall establish a money-back guarantee program to:

(a) Offer a money-back guarantee on at least three programs ~~that prepare individuals to enter in demand, middle-level to high-level wage occupations identified by the Labor Market Estimating Conference created in s. 216.136. School districts or Florida College System institutions must offer a money-back guarantee on at least 50 percent of workforce education programs if they offer six or fewer programs.~~

(b) ~~Offer a money-back guarantee for all workforce education programs that are established to meet a critical local economic industry need, but are not linked to the statewide needs list as identified by the Labor Market Estimating Conference created in s. 216.136.~~

(c) Establish student eligibility criteria for the money-back guarantee program that includes:

1. Student attendance.
2. Student program performance.
3. Career Service or Career Day attendance.
4. Participation in internship or work-study programs.
5. Job search documentation.
6. Development of a student career plan with the institution's career services department.

Section 40. Paragraph (b) of subsection (2) of section 1011.81, Florida Statutes, is amended to read:

1011.81 Florida College System Program Fund.—

(2) Performance funding for industry certifications for Florida College System institutions is contingent upon specific appropriation in the General Appropriations Act and shall be determined as follows:

(b) *Unless otherwise specified in the General Appropriations Act,* each Florida College System institution shall be provided \$1,000 for each industry certification earned by a student under paragraph (a). If funds are insufficient to fully fund the calculated total award, such funds ~~must~~ *shall* be prorated. *The Department shall annually, by October 1, report to the Legislature industry certifications sorted into three tiers based upon the anticipated average wages of all occupations to which each certification is linked on the Master*

And the title is amended as follows:

Delete line 31 and insert: the state board in researching and studying approaches to workforce

On motion by Senator Hutson, by two-thirds vote, **CS for CS for SB 240**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

CS for CS for SB 532—A bill to be entitled An act relating to money services businesses; amending s. 560.103, F.S.; revising the definition of the term “control person” for purposes of ch. 560, F.S.; defining terms; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 532**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 607** was withdrawn from the Committee on Rules.

On motion by Senator Burton—

CS for HB 607—A bill to be entitled An act relating to money services businesses; amending s. 560.103, F.S.; revising the definition of the term “control person” for purposes of ch. 560, F.S., relating to money services businesses; defining the terms “governing documents” and “membership interest”; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 532** and read the second time by title.

On motion by Senator Burton, by two-thirds vote, **CS for HB 607** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

SB 8—A bill to be entitled An act for the relief of Leonard Cure; providing an appropriation to compensate Mr. Cure for being wrongfully incarcerated for 16 years; directing the Chief Financial Officer to draw a warrant payable directly to Mr. Cure; requiring the Chief Financial Officer to pay the directed funds without requiring that Mr.

Cure sign a liability release; providing for the waiver of certain tuition and fees for Mr. Cure; declaring that the Legislature does not waive certain defenses or increase the state's limits of liability with respect to this act; prohibiting funds awarded under this act to Mr. Cure from being used or paid for attorney or lobbying fees; prohibiting Mr. Cure from submitting a compensation application under certain provisions upon his receipt of payment under this act; requiring specific reimbursement to the state should a civil award be issued subsequent to Mr. Cure's receipt of payment under this act; requiring Mr. Cure to notify the Department of Legal Affairs upon filing certain civil actions; requiring the department to file a specified notice under certain circumstances; providing that certain benefits are vacated upon specified findings; providing an effective date.

—was read the second time by title. On motion by Senator Jones, by two-thirds vote, **SB 8** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Osgood
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Garcia	Powell
Berman	Grall	Rodriguez
Book	Gruters	Rouson
Boyd	Harrell	Simon
Bradley	Hooper	Stewart
Brodeur	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Jones	Trumbull
Burton	Martin	Wright
Calatayud	Mayfield	Yarborough

Nays—1

Perry

SPECIAL GUESTS

Senator Jones recognized Representatives Gottlieb and Gantt who were present in the chamber in support of SB 8, related to Relief of Leonard Cure.

CS for CS for SB 724—A bill to be entitled An act relating to the Seagrass Restoration Technology Development Initiative; creating s. 403.93344, F.S.; providing legislative intent; defining terms; establishing the Seagrass Restoration Technology Development Initiative within the Department of Environmental Protection; providing the purpose and goal of the initiative; providing for funding; specifying allowable uses of the funding; requiring the creation of a 10-year Florida Seagrass Restoration Plan; requiring the initiative to submit an annual report by a specified date to the Governor, the Legislature, the Secretary of Environmental Protection, and the executive director of the Fish and Wildlife Conservation Commission; establishing the Initiative Technology Advisory Council as part of the initiative; providing for the meetings, membership, terms of office, and compensation of the advisory council; requiring the department to implement seagrass restoration projects, subject to legislative appropriation, that are procured on a specified basis; providing for the expiration of the initiative; providing an appropriation; providing an effective date.

—was read the second time by title. On motion by Senator Boyd, by two-thirds vote, **CS for CS for SB 724** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Boyd	Calatayud
Albritton	Bradley	Collins
Avila	Brodeur	Davis
Baxley	Broxson	DiCeglie
Berman	Burgess	Garcia
Book	Burton	Grall

Gruters	Osgood	Stewart
Harrell	Perry	Thompson
Hooper	Pizzo	Torres
Hutson	Polsky	Trumbull
Ingoglia	Powell	Wright
Jones	Rodriguez	Yarborough
Martin	Rouson	
Mayfield	Simon	

Nays—None

CS for CS for SB 718—A bill to be entitled An act relating to local government; amending s. 163.3167, F.S.; prohibiting an initiative or referendum process in regard to any land development regulation; re-ordering and amending s. 171.031, F.S.; defining the term “feasibility study”; amending s. 171.0413, F.S.; specifying the measurement of land during annexation procedures; amending s. 171.042, F.S.; replacing the term “report” with the term “feasibility study”; amending s. 171.051, F.S.; revising contraction procedures when qualified voters desire to be excluded from municipal boundaries; prohibiting contraction under certain circumstances; providing construction and applicability; amending s. 171.204, F.S.; conforming a cross-reference; providing an effective date.

—was read the second time by title. On motion by Senator Yarborough, by two-thirds vote, **CS for CS for SB 718** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

Madam President	DiCeglie	Pizzo
Albritton	Garcia	Polsky
Avila	Grall	Rodriguez
Baxley	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Broxson	Ingoglia	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough
Collins	Perry	

Nays—4

Berman	Brodeur	Jones
Powell		

CS for SB 980—A bill to be entitled An act relating to 911 public safety telecommunicator certifications; amending s. 401.465, F.S.; increasing the timeframe within which an inactive 911 public safety telecommunicator certificate may be reactivated before it permanently expires; deleting a process by which a certificateholder may voluntarily place his or her certificate in inactive status; providing applicability; prohibiting the Department of Health from requiring certificateholders to pay a fee or to make an election to place their certificates in inactive status, beginning on a specified date; requiring that certain fees paid by a certificateholder before a specified date be credited toward any future renewal fees required to be paid by the certificateholder; providing for retroactive application; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 980**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 341** was withdrawn from the Committee on Rules.

On motion by Senator Brodeur—

CS for HB 341—A bill to be entitled An act relating to 911 public safety telecommunicator certifications; amending s. 401.465, F.S.; increasing the timeframe within which an inactive 911 public safety telecommunicator certificate may be reactivated before it permanently

expires; deleting a process by which a certificateholder may voluntarily place his or her certificate in inactive status; providing applicability; prohibiting the Department of Health from requiring certificateholders to pay a fee or to make an election to place their certificates in inactive status, beginning on a specified date; requiring that certain fees paid by a certificateholder before a specified date be credited toward any future renewal fees required to be paid by the certificateholder; providing for retroactive application; providing an effective date.

—a companion measure, was substituted for **CS for SB 980** and read the second time by title.

On motion by Senator Brodeur, by two-thirds vote, **CS for HB 341** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Madam President	Collins	Perry
Albritton	Davis	Pizzo
Avila	DiCeglie	Polsky
Baxley	Grall	Powell
Berman	Gruters	Rodriguez
Book	Harrell	Rouson
Boyd	Hooper	Simon
Bradley	Hutson	Stewart
Brodeur	Ingoglia	Thompson
Broxson	Jones	Torres
Burgess	Martin	Trumbull
Burton	Mayfield	Wright
Calatayud	Osgood	Yarborough

Nays—None

Vote after roll call:

Yea—Garcia

CS for CS for SB 1164—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 212.08, F.S.; authorizing farmers whose property meets certain requirements to apply to the Department of Revenue for a Florida farm tax exempt agricultural materials (TEAM) card; providing the purpose of the Florida farm TEAM card; providing that the Florida farm TEAM card is subject to certain review and expiration provisions; requiring the Department of Revenue to adopt rules; authorizing the Department of Agriculture and Consumer Services to take certain administrative actions regarding the Florida farm TEAM card; requiring the Department of Revenue to accept Florida farm TEAM card applications beginning on a specified date; authorizing the Department of Revenue to adopt emergency rules; providing for the expiration of such authority; amending s. 213.053, F.S.; authorizing the Department of Revenue to make certain information available to the Department of Agriculture and Consumer Services for the purpose of administering the Florida farm TEAM card; creating s. 287.0823, F.S.; requiring by a specified date all food commodities purchased by certain state entities to be grown or produced in this state under certain circumstances; requiring such state entities to give preference to certain food commodities; authorizing certain competitive solicitations to give preference to certain vendors under certain circumstances; requiring the Department of Management Services to provide a biennial report to the Governor, the Cabinet, and the Legislature by a specified date; requiring the department to adopt by rule a specified form; requiring certain state entities to submit the form to the department biennially by a specified date; providing requirements for the report; amending s. 500.03, F.S.; revising and deleting terms; revising construction regarding the selling of food; amending s. 500.032, F.S.; requiring the Department of Agriculture and Consumer Services to administer and enforce certain provisions relating to the storage of food; amending s. 500.12, F.S.; revising the types of entities required to obtain food permits from the department; conforming provisions to changes made by the act; requiring food permits to be annually renewed in accordance with certain provisions; authorizing the department to charge a prorated permit fee for specified purposes; requiring late fees for applications not received on or before their due date; amending s. 500.121, F.S.; conforming provisions to changes made

by the act; amending s. 500.147, F.S.; requiring bottled water to be processed in conformance with department rule; amending s. 500.172, F.S.; authorizing an agent of the department to take specified actions regarding mislabeled food; reordering and amending s. 502.012, F.S.; defining, revising, and redefining terms; amending s. 502.013, F.S.; revising the purpose of certain provisions regarding milk and milk products; amending s. 502.014, F.S.; revising the authority of the department to permit and collect samples of products for testing at certain facilities; amending s. 502.042, F.S.; deleting a provision requiring the department to periodically conduct certain shelf-life studies and to sample certain milk products; making technical changes; amending s. 502.053, F.S.; revising the milk facilities required to apply for a permit to operate; requiring operating permits for certain frozen dessert plants; deleting a requirement that frozen dessert plant permit holders submit specified reports to the department; conforming provisions to changes made by the act; amending s. 502.181, F.S.; deleting prohibitions against certain testing for milkfat content and for repasteurizing milk; amending s. 502.231, F.S.; conforming a provision to changes made by the act; repealing s. 502.301, F.S., relating to the Dairy Industry Technical Council; creating s. 570.161, F.S.; requiring certain licensees or permit holders to notify the department in writing of the person's e-mail address; providing civil penalties; providing that service by e-mail constitutes adequate and sufficient notice; authorizing the department to achieve service by other specified means under certain circumstances; repealing s. 570.23, F.S., relating to the State Agricultural Advisory Council; amending s. 570.71, F.S.; requiring the department to submit specified conservation easement purchase agreements to the Board of Trustees of the Internal Improvement Trust Fund for approval; amending s. 570.715, F.S.; increasing the estimated value threshold for the appraisal of specified conservation easement acquisitions; repealing s. 570.843, F.S., relating to the Florida Young Farmer and Rancher Advisory Council; amending s. 570.93, F.S.; revising the required contents of the department's agricultural water conservation program; amending s. 576.011, F.S.; defining and redefining terms; repealing ss. 581.217(14) and 585.008, F.S., relating to the Industrial Hemp Advisory Council and the Animal Industry Technical Council, respectively; amending s. 586.045, F.S.; revising the timeframe during which the department is required to provide written notice and forms to beekeepers for annual certificate of registration renewals; amending s. 595.404, F.S.; requiring the department to adopt and implement an exemption, waiver, and variance process by rule for sponsors of certain school food and other nutrition programs; amending s. 597.003, F.S.; revising the powers and duties of the department regarding the regulation of aquaculture in this state; providing construction; amending s. 597.004, F.S.; deleting requirements for rules adopted by the department for aquaculture certificates of registration; deleting provisions authorizing certain alligator producers to be issued aquaculture certificates of registration; providing legislative intent; preempting to the department the regulatory and permitting authority for all aquaculture products; providing construction; revising the types of aquaculture products that may be sold by an aquaculture producer under certain circumstances; amending s. 597.005, F.S.; revising the composition and responsibilities of the Aquaculture Review Council; amending s. 599.002, F.S.; revising the composition of the Viticulture Advisory Council; amending s. 934.50, F.S.; authorizing non-law enforcement employees of the department to use drones for specified purposes; amending s. 259.105, F.S.; conforming cross-references; reenacting ss. 373.016(4)(a), 373.223(3), and 373.701(2)(a), F.S., relating to declarations of state water policy and conditions for a permit, respectively, to incorporate the amendment made by this act to s. 500.03, F.S., in references thereto; providing an appropriation; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1164**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1279** was withdrawn from the Committee on Fiscal Policy.

On motion by Senator Collins—

CS for CS for HB 1279—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 212.08, F.S.; authorizing farmers whose property meets certain requirements to apply to the Department of Revenue for a Florida farm tax exempt agricultural materials (TEAM) card; providing the purpose of the Florida farm TEAM card; providing that the Florida farm TEAM card is subject to certain review and expiration provisions; requiring the Department of Revenue to adopt rules; authorizing the Department of

Agriculture and Consumer Services to take certain administrative actions regarding the Florida farm TEAM card; relieving selling dealers of the responsibility of collecting sales tax on purchases by Florida farm TEAM cardholders; requiring the Department of Revenue to accept Florida farm TEAM card applications beginning on a specified date; authorizing the Department of Revenue to adopt emergency rules; providing for the expiration of such authority; amending s. 213.053, F.S.; authorizing the Department of Revenue to make certain information available to the Department of Agriculture and Consumer Services for the purpose of administering the Florida farm TEAM card; creating s. 287.0823, F.S.; requiring by a specified date all food commodities purchased by certain state entities to be grown or produced in this state under certain circumstances; requiring such state entities to give preference to certain food commodities; authorizing competitive solicitations for such food commodities to give preference to certain vendors; requiring the Department of Management Services to provide a biennial report to the Governor, the Cabinet, and the Legislature by a specified date; requiring the department to adopt by rule a specified form; requiring certain state entities to submit the form to the department biennially by a specified date; providing requirements for the report; amending s. 500.03, F.S.; revising, redefining, and deleting terms; revising construction regarding the selling of food; amending s. 500.032, F.S.; requiring the Department of Agriculture and Consumer Services to administer and enforce certain provisions relating to the storage of food; amending s. 500.12, F.S.; revising the types of entities required to obtain food permits from the department; conforming provisions to changes made by the act; requiring food permits to be annually renewed in accordance with certain provisions; authorizing the department to charge a prorated fee for certain purposes; requiring late fees for applications not received on or before their due date; amending s. 500.121, F.S.; conforming provisions to changes made by the act; amending s. 500.147, F.S.; requiring bottled water to be processed in conformance with department rule; amending s. 500.172, F.S.; authorizing an agent of the department to take specified actions regarding mislabeled food; reordering and amending s. 502.012, F.S.; defining, revising, and redefining terms; amending s. 502.013, F.S.; revising the purpose of certain provisions regarding milk and milk products; amending s. 502.014, F.S.; revising the authority of the department to permit and collect samples of products for testing at certain facilities; amending s. 502.042, F.S.; deleting a provision requiring the department to periodically conduct certain shelf-life studies and to sample certain milk products; making technical changes; amending s. 502.053, F.S.; revising the milk facilities required to apply for a permit to operate; requiring operating permits for certain frozen dessert plants; deleting a requirement that frozen dessert plant permitholders submit specified reports to the department; conforming provisions to changes made by the act; amending s. 502.181, F.S.; deleting prohibitions against certain testing for milkfat content and for repasteurizing milk; amending s. 502.231, F.S.; conforming a provision to changes made by the act; repealing s. 502.301, F.S., relating to the Dairy Industry Technical Council; creating s. 570.161, F.S.; requiring certain licensees or permit holders to notify the department in writing of the person's e-mail address; providing civil penalties; providing that service by e-mail constitutes adequate and sufficient notice; authorizing the department to achieve service by other specified means under certain circumstances; repealing s. 570.23, F.S., relating to the State Agricultural Advisory Council; amending s. 570.71, F.S.; requiring the department to submit specified conservation easement purchase agreements to the Board of Trustees of the Internal Improvement Trust Fund for approval; amending s. 570.715, F.S.; increasing the estimated value threshold for the appraisal of specified conservation easement acquisitions; repealing s. 570.843, F.S., relating to the Florida Young Farmer and Rancher Advisory Council; amending s. 570.93, F.S.; revising the required contents of the department's agricultural water conservation program; amending s. 576.011, F.S.; defining and redefining terms; repealing ss. 581.217(14) and 585.008, F.S., relating to the Industrial Hemp Advisory Council and the Animal Industry Technical Council, respectively; amending s. 586.045, F.S.; revising the timeframe during which the department is required to provide written notice and forms to beekeepers for annual certificate of registration renewals; amending s. 595.404, F.S.; requiring the department to adopt and implement an exemption, waiver, and variance process by rule for sponsors of certain school food and other nutrition programs; amending s. 597.003, F.S.; revising the powers and duties of the department regarding the regulation of aquaculture in this state; providing construction; amending s. 597.004, F.S.; deleting requirements for rules adopted by the department for aquaculture certificates of registration; deleting provisions authorizing certain alligator produ-

cers to be issued aquaculture certificates of registration; providing legislative intent; preempting to the department the regulatory and permitting authority for all aquaculture products; providing construction; revising the types of aquaculture products that may be sold by an aquaculture producer under certain circumstances; amending s. 597.005, F.S.; revising the composition and responsibilities of the Aquaculture Review Council; amending s. 599.002, F.S.; revising the composition of the Viticulture Advisory Council; amending s. 934.50, F.S.; authorizing non-law enforcement employees of the department to use drones for specified purposes; amending s. 259.105, F.S.; conforming cross-references; reenacting ss. 373.016(4)(a), 373.223(3), and 373.701(2)(a), F.S., relating to declarations of state water policy and conditions for a permit, respectively, to incorporate the amendment made by this act to s. 500.03, F.S., in references thereto; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1164** and, by two-thirds vote, was read the second time by title.

On motion by Senator Collins, by two-thirds vote, **CS for CS for HB 1279** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

CS for SB 1166—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 current or former inspectors or investigators of the Department of Agriculture and Consumer Services and the spouses and children of the current or former inspectors or investigators; 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.

Pending further consideration of **CS for SB 1166**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1215** was withdrawn from the Committee on Rules.

On motion by Senator Collins—

CS for HB 1215—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 current or former inspectors or investigators of the Department of Agriculture and Consumer Services and the spouses and children of the current or former inspectors or investigators; providing for retroactive application; 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 SB 1166** and, by two-thirds vote, was read the second time by title.

On motion by Senator Collins, by two-thirds vote, **CS for HB 1215** 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

Madam President	Davis	Perry
Albritton	DiCeglie	Pizzo
Avila	Garcia	Polsky
Baxley	Grall	Powell
Book	Gruters	Rodriguez
Boyd	Harrell	Rouson
Bradley	Hooper	Simon
Brodeur	Hutson	Stewart
Broxson	Ingoglia	Thompson
Burgess	Jones	Torres
Burton	Martin	Trumbull
Calatayud	Mayfield	Wright
Collins	Osgood	Yarborough

Nays—1

Berman

CS for CS for SB 1408—A bill to be entitled An act relating to the sickle cell program; providing a short title; amending s. 381.815, F.S.; requiring the Department of Health to establish a grant program for the prevention, care, and treatment of sickle cell disease and sickle cell trait or sickle cell trait carriers and for certain educational programs; requiring the department to develop application criteria and standards of eligibility for grants under the program; requiring the department to ensure that grant funds are used for specified purposes; requiring the department to conduct a specified study; requiring the department to adopt rules; providing an effective date.

—was read the second time by title. On motion by Senator Davis, by two-thirds vote, **CS for CS for SB 1408** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Madam President	Davis	Pizzo
Albritton	DiCeglie	Polsky
Avila	Garcia	Powell
Baxley	Grall	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simon
Boyd	Hooper	Stewart
Bradley	Hutson	Thompson
Brodeur	Ingoglia	Torres
Broxson	Jones	Trumbull
Burgess	Martin	Wright
Burton	Mayfield	Yarborough
Calatayud	Osgood	
Collins	Perry	

Nays—None

MOTIONS

On motion by Senator Mayfield, the time of adjournment was extended until completion of the Special Order Calendar, Bills on Third Reading, announcements, and motions.

The Senate resumed consideration of—

CS for CS for SB 1604—A bill to be entitled An act relating to land use and development regulations; amending s. 163.3177, F.S.; revising the planning periods that must be included in a comprehensive plan; amending s. 163.3191, F.S.; requiring local governments to determine if

plan amendments are necessary to reflect a certain minimum planning period; specifying requirements for a certain notification; requiring, rather than encouraging, a local government to comprehensively evaluate and update its comprehensive plan to reflect changes in local conditions; requiring that updates to certain elements of the comprehensive plan be processed in the same plan amendment cycle; prohibiting a local government from initiating or adopting any publicly initiated plan amendments to its comprehensive plan under certain circumstances; providing applicability; prohibiting a certain denial of plan amendments from being based on the failure of a local government to update its comprehensive plan; requiring the state land planning agency to provide population projections if a local government fails to update its comprehensive plan; requiring the local government to update its comprehensive plan within a specified timeframe after receiving the population projections and to transmit the update within a specified timeframe; requiring the state land planning agency to establish a certain timeline if such update is not in compliance; authorizing the local government to seek approval from the state land planning agency to process publicly initiated plan amendments under certain circumstances; authorizing the local government to provide certain alternative population projections under certain circumstances; amending s. 163.3202, F.S.; revising exceptions to applicability of land development regulations relating to single-family or two-family dwelling building design elements; deleting the definition of the terms “planned unit development” or “master planned community”; amending s. 189.031, F.S.; precluding an independent special district from complying with the terms of certain development agreements under certain circumstances; requiring a newly elected or appointed governing body to review, within a certain timeframe, certain agreements and vote on whether to seek re adoption of such agreement; providing retroactive applicability; providing for future expiration; amending s. 189.08, F.S.; conforming a cross-reference; providing effective dates.

—which was previously considered and amended this day.

THE PRESIDENT PRESIDING

On motion by Senator Ingoglia, by two-thirds vote, **CS for CS for SB 1604**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—27

Madam President	Burton	Ingoglia
Albritton	Calatayud	Martin
Avila	Collins	Mayfield
Baxley	DiCeglie	Perry
Boyd	Garcia	Rodriguez
Bradley	Grall	Simon
Brodeur	Harrell	Trumbull
Broxson	Hooper	Wright
Burgess	Hutson	Yarborough

Nays—13

Berman	Osgood	Stewart
Book	Pizzo	Thompson
Davis	Polsky	Torres
Gruters	Powell	
Jones	Rouson	

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Mayfield, by two-thirds vote, **CS for HJR 1157** was withdrawn from the Committee on Rules.

MOTIONS

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

MOMENT OF SILENCE

At the request of Senator Thompson, the Senate observed a moment of silence for entertainer and civil rights activist Harry Belafonte, who passed away on April 25, 2023.

BILLS ON SPECIAL ORDERS

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, 2023: SB 4, CS for CS for CS for SB 96, CS for CS for SB 110, CS for SB 994, CS for CS for SB 1162, CS for SB 7050, SB 2, SB 6, CS for SB 12, CS for SB 626, CS for CS for SB 846, CS for SB 7052, CS for CS for SB 1188, CS for CS for SB 1352, CS for SB 16, CS for SB 1534, SB 7054, CS for CS for SB 1604, CS for CS for SB 1408, CS for SB 212, CS for CS for SB 240, CS for CS for SB 532, SB 8, CS for CS for SB 724, CS for CS for SB 718, CS for SB 980, CS for CS for SB 1164, CS for SB 1166.

Respectfully submitted,
Debbie Mayfield, Rules Chair
Ben Albritton, Majority Leader
Lauren Book, Minority Leader

REPORTS OF COMMITTEES

The Committee on Fiscal Policy recommends the following pass: CS for SB 56; CS for CS for SB 58; CS for CS for SB 174; CS for SB 180; CS for SB 194; CS for CS for SB 272; CS for SB 304; CS for HB 339; SB 410; CS for CS for SB 464; CS for CS for SB 504; CS for SB 580; CS for SB 622; SB 702; SB 768; CS for SB 836; CS for SB 858; CS for CS for SB 902; CS for SB 904; CS for SB 958; CS for SB 988; SB 1020; CS for SB 1056; CS for SB 1150; CS for SB 1190; CS for CS for SB 1262; CS for CS for SB 1338; CS for CS for SB 1366; CS for CS for SB 1398; CS for SB 1412; SB 1446; SB 1448; CS for SB 1478; CS for CS for SB 1480; CS for SB 1540; CS for SB 1542; CS for SB 1548; SB 1564; CS for CS for SB 1624

The bills were placed on the Calendar.

The Committee on Appropriations recommends committee substitutes for the following: SB 676; CS for SB 838; SB 1272

The Committee on Fiscal Policy recommends committee substitutes for the following: CS for CS for SB 64; CS for CS for SB 588; CS for CS for SB 714; CS for SB 766; CS for SB 782; CS for SB 950; CS for CS for SB 986; CS for CS for SB 1064; CS for SB 1114; CS for CS for SB 1226; CS for CS for SB 1250; CS for CS for SB 1418; CS for SB 1482; CS for SB 1718

The Committee on Rules recommends committee substitutes for the following: CS for CS for SB 564; CS for SB 1648

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

COMMITTEE SUBSTITUTES**FIRST READING**

By the Committee on Fiscal Policy; the Appropriations Committee on Transportation, Tourism, and Economic Development; the Committee on Transportation; and Senator Hooper—

CS for CS for CS for SB 64—A bill to be entitled An act relating to transportation; amending s. 316.126, F.S.; requiring the driver of a vehicle to perform certain actions in the presence of a disabled motor vehicle under certain circumstances; providing penalties; reenacting s. 318.18(2)(d), F.S., relating to the amount of certain penalties, to incorporate the amendment made to s. 316.126, F.S., in a reference thereto; creating s. 316.83, F.S.; requiring the Department of Transportation to coordinate with certain entities to establish certain standards relating to grading certain roads' compatibility with the operation of autonomous vehicles; requiring the department to consider certain factors in establishing such standards; requiring such standards to be

incorporated into standards for certain transportation projects; amending s. 333.03, F.S.; requiring political subdivisions to consider certain factors in airport land use compatibility zoning regulations; authorizing certain airport owners to establish noise contours pursuant to a specified study accepted by the Federal Aviation Administration; authorizing mitigation of potential incompatible uses if a noise study has not been conducted; amending s. 334.044, F.S.; revising the department's powers and duties regarding a workforce development program; creating s. 334.066, F.S.; establishing the Implementing Solutions from Transportation Research and Evaluating Emerging Technologies Living Lab (I-STREET) within the University of Florida; specifying requirements for I-STREET; creating an advisory board to review and advise I-STREET; specifying the composition of the advisory board; amending s. 334.179, F.S.; revising the definition of the term "certified for use" in regard to permissible use of aggregates; prohibiting a producer from certifying shipments of aggregates that are not in compliance with department rules; creating s. 334.181, F.S.; requiring a local governmental entity to accept an electronic proof of delivery as an official record for a material delivery on the local governmental entity's transportation project; amending s. 337.11, F.S.; requiring that contracts let by the department for performance of bridge construction or maintenance over navigable waters contain certain insurance requirements; requiring the department to implement and track strategies to reduce the cost of projects while ensuring that such projects meet federal and state standards; authorizing the department to share a portion of cost savings with certain consultants under specified circumstances; providing that payments to consultants may not exceed a specified amount; amending s. 337.1101, F.S.; revising the calculation of a certain settlement paid to a nonselected responsive bidder which requires the department to maintain certain records and provide certain notices to the Legislature and the Attorney General; amending s. 337.14, F.S.; increasing the proposed budget estimates of construction contracts for which an applying contractor may submit certain financial statements; revising procedures relating to certificates of qualification issued by the department to construction contractors seeking certification to bid on certain contracts; amending s. 337.168, F.S.; deleting a public records exemption for certain documents that reveal the identity of a potential bidder; amending s. 337.408, F.S.; specifying the maximum height of modular news racks and advertising thereon; amending s. 338.223, F.S.; deleting a requirement regarding the department's request for legislative approval of proposed turnpike projects; amending s. 339.175, F.S.; providing requirements for multiple M.P.O.'s designated for a single area; prohibiting an M.P.O. from performing project production or delivery for certain projects; revising duties of an M.P.O.; revising membership of an M.P.O.'s technical advisory committee; requiring the M.P.O.'s serving certain counties to submit a report to the Governor and Legislature by a specified date; deleting obsolete provisions; authorizing multiple M.P.O.'s to merge into a single M.P.O.; requiring multiple M.P.O.'s within a contiguous urbanized area to coordinate plans and transportation improvement programs and ensure consistency of certain data; requiring an M.P.O.'s transportation improvement program to indicate coordination with transportation improvement plans of other M.P.O.'s within a contiguous urbanized area; revising powers and duties of the Metropolitan Planning Organization Advisory Council; authorizing the council to enter into certain contracts; providing prohibitions; creating s. 339.651, F.S.; providing legislative findings; requiring the department to specifically address movement and storage of construction aggregate materials in transportation plans; requiring specified funding for certain projects; providing considerations for funding; requiring priority to be given to certain projects; specifying the funding level authorized from the State Transportation Trust Fund; authorizing rulemaking; providing for future repeal; creating s. 339.84, F.S.; requiring a specified amount to be allocated to the workforce development program for specified purposes; amending s. 354.01, F.S.; requiring certain railroad police officers to be recognized as special officers for certain purposes; providing construction; removing provisions requiring the Governor to appoint special officers; amending s. 354.02, F.S.; revising the powers of a special officer; amending s. 354.05, F.S.; revising how a special officer may be removed from employment; amending s. 784.07, F.S.; revising the definition of the term "railroad special officer"; amending s. 943.10, F.S.; revising the definition of the terms "law enforcement officer" and "employing agency"; providing effective dates.

By the Committees on Rules; Commerce and Tourism; and Banking and Insurance; and Senator Hutson—

CS for CS for CS for SB 564—A bill to be entitled An act relating to interchange fees on taxes; creating s. 501.0119, F.S.; defining terms; providing applicability and construction; prohibiting issuers, payment card networks, acquirer banks, and processors from receiving or charging merchants interchange fees on the tax amounts of electronic payment transactions if the merchant provides certain information in a specified manner; requiring an issuer to credit a merchant the amount of interchange fees on taxes within a certain timeframe if the merchant meets certain conditions; providing a civil penalty; prohibiting specified actions relating to electronic payment transaction data by certain entities; specifying penalties and the enforcing authority for such violations; authorizing the enforcing authority to recover reasonable attorney fees and costs; requiring the Office of Economic and Demographic Research to submit a certain report to the Legislature by a specified date; authorizing the office to contract with certain entities for a specified purpose; providing effective dates.

By the Committee on Fiscal Policy; the Appropriations Committee on Transportation, Tourism, and Economic Development; the Committee on Transportation; and Senator Rodriguez—

CS for CS for CS for SB 588—A bill to be entitled An act relating to enforcement of school zone speed limits; amending s. 316.003, F.S.; revising the definition of the term “local hearing officer”; defining the term “speed detection system”; amending s. 316.008, F.S.; authorizing a county or municipality to enforce the speed limit in a school zone at specified periods through the use of a speed detection system; providing a rebuttable presumption; authorizing a county or municipality to place or install, or contract with a vendor to place or install, a speed detection system in a school zone; amending s. 316.0776, F.S.; specifying conditions for the placement or installation of speed detection systems; requiring the Department of Transportation to establish certain specifications by a specified date; requiring a county or municipality that installs a speed detection system to provide certain notice to the public; providing signage requirements; requiring a county or municipality that has never conducted a school zone speed detection system program to conduct a public awareness campaign before commencing enforcement using such system; limiting penalties in effect during the public awareness campaign; providing construction; creating s. 316.1894, F.S.; requiring a law enforcement agency with jurisdiction over a county or municipality conducting a school zone speed detection system program to use certain funds to administer the School Crossing Guard Recruitment and Retention Program; providing purposes of the program; requiring program design and management at the discretion of the law enforcement agency; creating s. 316.1896, F.S.; authorizing a county or municipality to authorize a traffic infraction enforcement officer to issue uniform traffic citations for certain violations; requiring that certain violations be evidenced by a speed detection system; providing construction; providing notice requirements and procedures; authorizing a person who receives a notice of violation to request a hearing within a specified timeframe; defining the term “person”; providing for waiver of challenge or dispute related to the delivery of the notice of violation; requiring a county or municipality to pay certain funds to the Department of Revenue; providing for the distribution of funds; providing requirements for issuance of a uniform traffic citation; providing for waiver of challenge or dispute related to the delivery of the uniform traffic citation; providing notice requirements and procedures; specifying that the registered owner of a motor vehicle is responsible and liable for paying a uniform traffic citation; providing exceptions; requiring an owner of a motor vehicle to furnish an affidavit under certain circumstances; specifying requirements for such affidavit; requiring the county or municipality to dismiss the notice or citation and provide proof of such dismissal under certain circumstances; requiring the county or municipality to notify the registered owner that the notice or citation will not be dismissed under certain circumstances; authorizing the county or municipality to issue a certain person a notification of violation; providing that the affidavit is admissible in a proceeding for the purpose of proving who was operating the motor vehicle at the time of the violation; providing that the owner of a leased vehicle is not responsible for paying a traffic citation or submitting an affidavit; specifying a timeframe for a county or a municipality to issue a notification under certain circumstances; requiring certain persons to issue an affidavit; providing a criminal penalty for submitting a false affidavit;

providing that certain photographs or video and evidence of speed are admissible in certain proceedings; providing a rebuttable presumption; providing construction; providing requirements and procedures for hearings; specifying requirements of and prohibitions on the use of recorded video and photographs captured by a speed detection system; requiring municipalities and counties to submit a report to the Department of Highway Safety and Motor Vehicles in a form and manner specified by the department; requiring counties and municipalities to retain certain records for a specified timeframe; requiring the department to submit a summary report to the Governor and Legislature; amending s. 316.1906, F.S.; revising the definition of the term “officer”; exempting a speed detection system from the design requirements for radar units; providing self-test requirements for speed detection systems; requiring a law enforcement agency operating a speed detection system to maintain a log of results of the system’s self-tests and to perform independent calibration tests of such systems; providing for the admissibility of certain evidence in certain proceedings; amending s. 318.18, F.S.; providing a civil penalty for a speed limit violation in a school zone; providing for distribution of certain fines; providing conditions under which a case may be dismissed; amending s. 322.27, F.S.; prohibiting points from being imposed against a driver license for certain infractions enforced by a traffic infraction enforcement officer; prohibiting such infractions from being used to set motor vehicle insurance rates; amending s. 316.306, F.S.; conforming a cross-reference; amending s. 316.640, F.S.; conforming a provision to changes made by the act; amending s. 316.650, F.S.; conforming provisions to changes made by the act; requiring the chief administrative officer and the traffic infraction enforcement officer to provide certain data within 5 business days; amending ss. 318.14, 318.21, and 655.960, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

By the Committee on Appropriations; and Senator Grall—

CS for SB 676—A bill to be entitled An act relating to level 2 background screenings; amending s. 435.02, F.S.; providing definitions; amending s. 435.04, F.S.; expanding authorized records that may be checked during a level 2 background screening; adding additional disqualifying offenses to level 2 background screening requirements; removing obsolete language; amending s. 435.12, F.S.; authorizing certain qualified entities to participate in the Care Provider Background Screening Clearinghouse beginning on a specified date; requiring the Agency for Health Care Administration to perform certain actions beginning on a specified date; requiring the clearinghouse to share eligibility determinations with certain entities; revising the timeframe for certain reporting requirements; revising deadlines for rescreening certain employees; removing obsolete language; conforming provisions to changes made by the act; amending s. 943.0438, F.S.; revising the definition of the term “athletic coach”; requiring level 2, instead of level 1, background screenings for current and prospective athletic coaches; providing timeframes for independent sanctioning authorities to disqualify certain persons from acting as an athletic coach for certain reasons; requiring independent sanctioning authorities to participate in a specified system; conforming provisions to changes made by the act; amending s. 943.05, F.S.; expanding the agencies and entities which may use the Criminal Justice Information Program; requiring the program to develop, for federal approval, a specified method for identifying or verifying an individual; amending s. 943.0542, F.S.; requiring qualified entities to initiate background criminal history checks through the Department of Law Enforcement or the clearinghouse beginning on a specified date; providing requirements for qualified entities initiating criminal history checks through the clearinghouse; providing requirements for the clearinghouse; revising standards for determinations of whether a criminal history record shows certain information; requiring the agency to make certain determinations regarding the eligibility of certain employees or volunteers beginning on a specified date; amending s. 1012.315, F.S.; revising screening requirements for specified individuals; requiring the agency to make certain determinations regarding the eligibility of certain employees beginning on a specified date; conforming provisions to changes made by the act; amending s. 1012.467, F.S.; requiring the agency to make certain determinations regarding the eligibility of certain noninstructional contractors beginning on a specified date; amending s. 1012.56, F.S.; requiring the records of a person applying for educator certification to be referred to the agency beginning on a specified date; requiring background screening results to be submitted to the clearinghouse by a

specified date; reenacting ss. 1001.10, 1001.42, 1001.51, 1002.33, 1002.333, 1002.421, 1012.32, 1012.56, 1012.795, and 1012.796, F.S., to incorporate the amendments made by this act to s. 1012.315, F.S., in references thereto; reenacting s. 1012.468, F.S., to incorporate the amendments made by this act to s. 1012.467, F.S., in a reference thereto; providing an appropriation; requiring that certain provisions be implemented by the later of a specified date or a date determined by the agency; providing effective dates.

By the Committee on Fiscal Policy; the Appropriations Committee on Agriculture, Environment, and General Government; the Committee on Regulated Industries; and Senator DiCeglie—

CS for CS for CS for SB 714—A bill to be entitled An act relating to vacation rentals; amending s. 212.03, F.S.; requiring advertising platforms to collect and remit specified taxes for certain vacation rental transactions; reordering and amending s. 509.013, F.S.; defining the term “advertising platform”; amending s. 509.032, F.S.; conforming a cross-reference; revising the regulated activities of public lodging establishments and public food service establishments preempted to the state to include licensing; revising an exemption to the prohibition against certain local regulation of vacation rentals; expanding the authority of local laws, ordinances, or regulations to include requiring vacation rentals to register with local vacation rental registration programs; authorizing local governments to adopt vacation rental registration programs and impose fines for failure to register; providing construction; authorizing local governments to charge fees up to specified amounts for processing registration applications and to charge reasonable inspection fees; specifying requirements, procedures, and limitations for local vacation rental registration programs; authorizing local governments to terminate or refuse to issue or renew vacation rental registrations under certain circumstances; preempting the regulation of advertising platforms to the state; amending s. 509.241, F.S.; authorizing the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to issue temporary licenses upon receipt of vacation rental license applications; providing for expiration of temporary vacation rental licenses; requiring that any license issued by the division be displayed conspicuously to the public inside the licensed establishment; requiring the owner or operator of certain vacation rentals to also display its vacation rental license number and applicable local registration number; creating s. 509.243, F.S.; requiring advertising platforms to require that persons placing advertisements for vacation rentals include certain information in the advertisements and attest to certain information; requiring advertising platforms to display and check such information; requiring the division to maintain certain information in a readily accessible electronic format by a certain date; requiring advertising platforms to remove an advertisement or a listing under certain conditions and within a specified timeframe; requiring advertising platforms to collect and remit specified taxes for certain transactions; authorizing the division to issue and deliver a notice to cease and desist for certain violations; providing that such notice does not constitute agency action for which certain hearings may be sought; authorizing the division to file certain proceedings; authorizing the division to seek certain remedies for the purpose of enforcing a cease and desist notice; authorizing the division to collect attorney fees and costs under certain circumstances; authorizing the division to impose a fine on advertising platforms for certain violations; requiring the division to issue written warnings or notices before commencing certain legal proceedings; requiring advertising platforms to adopt an antidiscrimination policy and to inform their users of the policy’s provisions; providing construction; amending s. 509.261, F.S.; authorizing the division to revoke, refuse to issue or renew, or suspend vacation rental licenses under certain circumstances; requiring the division to issue a written warning or notice and provide an opportunity to cure certain violations before commencing certain legal proceedings; amending ss. 159.27, 212.08, 316.1955, 404.056, 477.0135, 509.221, 553.5041, 559.955, 705.17, 705.185, 717.1355, and 877.24, F.S.; conforming cross-references; providing applicability; authorizing the Department of Revenue to adopt emergency rules; providing requirements and an expiration for the emergency rules; providing for the expiration of such rulemaking authority; providing appropriations; providing effective dates.

By the Committees on Fiscal Policy; and Transportation; and Senators Burgess and Berman—

CS for CS for SB 766—A bill to be entitled An act relating to enforcement of school bus passing infractions; amending s. 316.003, F.S.; defining the term “school bus infraction detection system”; creating s. 316.173, F.S.; authorizing school districts to install and operate school bus infraction detection systems for a specified purpose; authorizing school districts to contract with a vendor or manufacturer for specified purposes; requiring that the decision to install school bus infraction detection systems be in the interest of public safety; prohibiting an individual from receiving a commission from violations detected through the school bus infraction detection system; prohibiting a vendor or manufacturer from receiving a fee or remuneration based on the number of violations detected; requiring school districts that install a school bus infraction detection system to ensure that each such system meets certain requirements; requiring such school districts to enter into interlocal agreements with law enforcement agencies to enforce violations; providing signage requirements; prohibiting the sufficiency of signage from being raised in certain proceedings; requiring such school districts to provide certain notice to the public; requiring that school districts that never have conducted a school bus infraction detection system program conduct a public awareness campaign before commencing enforcement of such a system; limiting penalties in effect during the public awareness campaign; requiring the vendor or manufacturer to submit information regarding alleged violations within a specified period of time; providing requirements for such submissions; providing notification requirements for challenges or disputes as to the delivery of a notice of violation; providing for the distribution and use of funds; providing requirements for issuance of a uniform traffic citations; providing for waiver of challenge or dispute as to the delivery of such citations; providing notification requirements and procedures; specifying that the registered owner of a motor vehicle is responsible and liable for paying a uniform traffic citation; providing exceptions; requiring the registered owner of a motor vehicle to furnish an affidavit under certain circumstances; specifying requirements for such affidavit; requiring the law enforcement agency to dismiss a notice of violation and provide proof of such dismissal under certain circumstances; requiring the law enforcement agency to notify the registered owner that the notice or citation will not be dismissed under certain circumstances; authorizing the law enforcement agency to issue a certain person a notification of violation; providing that the affidavit is admissible in a proceeding for the purpose of proving who was operating the motor vehicle at the time of the violation; providing that the owner of a leased vehicle is not responsible for paying a traffic citation or submitting an affidavit; specifying a timeframe for a law enforcement agency to issue a notification under certain circumstances; providing a criminal penalty for submitting a false affidavit; providing that certain recorded video and images are admissible in certain proceedings; providing a rebuttable presumption; providing construction; specifying requirements of and prohibitions on the use of video and images recorded by the school bus infraction detection system; requiring school districts that install a school bus infraction detection system submit a quarterly report to the Department of Highway Safety and Motor Vehicles; requiring each such school district to maintain certain data for a specified time; requiring the department to submit an annual summary report to the Governor and Legislature; requiring that school bus infraction detection systems meet State Board of Education specifications; requiring the state board to establish certain specifications by rule by a specified date; providing that certain equipment is not required to meet the state board specifications; authorizing the state board to adopt rules regarding student privacy; amending s. 318.14, F.S.; conforming provisions to changes made by the act; amending s. 318.18, F.S.; providing civil penalties for school bus passing violations enforced by a school bus infraction detection system; providing for distribution of a certain portion thereof; providing conditions under which a case may be dismissed; amending s. 322.27, F.S.; prohibiting points from being imposed against a driver license for certain infractions enforced by a school bus infraction detection system; prohibiting such infractions from being used to set motor vehicle insurance rates; amending ss. 316.306, 655.960, and 1006.21, F.S.; conforming cross-references and provisions to changes made by the act; providing an effective date.

By the Committees on Fiscal Policy; and Regulated Industries; and Senator Hooper—

CS for CS for SB 782—A bill to be entitled An act relating to the Department of Business and Professional Regulation; amending s. 468.8414, F.S.; requiring the department to certify for licensure qualified individuals who practice mold assessment or mold remediation and hold certain licenses issued by other states or territories; amending s. 469.004, F.S.; revising requirements for the issuance of an asbestos consultant's license; requiring the department to certify for licensure by endorsement asbestos consultants and asbestos contractors who meet certain exam and other state licensure requirements; requiring asbestos consultants and asbestos contractors to complete certain courses; amending s. 489.514, F.S.; removing a time limitation for applying for certain contracting licenses under certain provisions; amending s. 509.091, F.S.; requiring licensees and licensed agents to provide the department's Division of Hotels and Restaurants with e-mail addresses at which they can be contacted; authorizing the division to deliver notices and inspection reports by e-mail; amending 509.096, F.S.; reducing the correction period for a public lodging establishment to respond to a violation committed on or after a specified date; prohibiting the Division of Hotels and Restaurants of the Department of Business and Professional Regulation from providing a correction period to a public lodging establishment for a second or subsequent violation committed on or after a specified date; requiring the division to impose the applicable administrative fines for such violations; amending s. 509.101, F.S.; revising the guest register maintenance requirements that an operator of a transient establishment must meet; amending s. 509.241, F.S.; requiring certain individuals related to public lodging establishments and public food service establishments to maintain a division online account and provide the division with specified information; requiring the division to adopt rules; providing requirements for such rules; amending s. 548.043, F.S.; deleting a requirement limiting the types of boxing exhibitions which require a specified maximum difference in participant weights; amending s. 553.73, F.S.; authorizing the Florida Building Commission to delay the effective date of the energy provisions of the Florida Building Code for a specified timeframe under certain circumstances; amending s. 565.04, F.S.; authorizing package stores to sell nicotine products; amending s. 721.075, F.S.; revising requirements for certain incidental benefits related to timeshare plans; amending s. 721.10, F.S.; revising requirements for certain contract cancellations; amending s. 721.11, F.S.; conforming cross-references; amending s. 721.55, F.S.; revising disclosure requirements for multisite timeshare plan public offering statements; providing that developers are not required to file separate public offering statements for component sites under certain circumstances; providing an effective date.

By the Committees on Appropriations; and Transportation; and Senator Collins—

CS for CS for SB 838—A bill to be entitled An act relating to proceeds funding motorcycle safety education; amending s. 320.08, F.S.; requiring that the motorcycle safety education fee be used for a safety and education program administered by Florida not-for-profit corporations; specifying requirements for the administrators of such program; requiring the Department of Highway Safety and Motor Vehicles to enter into certain contracts for a specified purpose; specifying the requirements of the safety awareness and education programs; specifying requirements for certain contracts; requiring the administrators of the programs to file an annual report with the Legislature by a certain date; amending s. 320.086, F.S.; conforming cross-references; requiring the department to select program administrators and enter into specified contracts by a specified date; requiring the department to transmit portions of the safety education fee to the program administrators quarterly; specifying the first payment date; providing an effective date.

By the Committees on Fiscal Policy; and Community Affairs; and Senator Rodriguez—

CS for CS for SB 950—A bill to be entitled An act relating to improvements to real property; amending s. 163.08, F.S.; revising legislative findings and intent; defining terms and revising definitions; authorizing a residential or commercial property owner to apply to a qualifying improvement program for funding to finance an improvement and to enter into a financing agreement with the local government; providing that a non-ad valorem assessment on certain com-

mercial property is subject to a certain fee; specifying requirements of a financing agreement for government commercial property; authorizing a local government to incur debt for the purpose of providing financing for qualifying improvements; authorizing a local government to enter into a financing agreement to finance or refinance a qualifying improvement; providing that, for government commercial property, the financing agreement must meet specified conditions; revising and specifying public recording requirements for assessment financing agreements and notices of lien; providing that a financing agreement for a residential property may not be approved unless certain conditions are met; providing that a financing agreement for a commercial property may not be approved unless the local government, or the program administrator acting on its behalf, reasonably determines that that specified conditions have been met; authorizing certain determinations, considerations, and confirmations by the local government or program administrator, as applicable, regarding the owner's ability to pay; authorizing the local government or program administrator to consider certain statements by the property owner regarding his or her income, but requiring additional confirmation; authorizing a reduction in the annual assessment payment under certain circumstances; providing construction; specifying certain requirements for a local government or program administrator that offers a qualifying improvement program for residential properties; authorizing a residential real property owner, under certain circumstances and within a certain timeframe, to cancel a financing agreement without financial penalty; providing that certain contracts are unenforceable and prohibiting a qualifying improvement contractor from initiating work under such contracts; specifying certain requirements if a qualifying improvement contractor initiates work on a residential property under an unenforceable agreement; providing a procedure that must be followed if a qualifying improvement contractor has delivered chattel or fixtures to a residential property pursuant to an unenforceable contract; providing that a residential property owner may retain such chattel or fixtures in a certain circumstance; providing that an unenforceable contract is enforceable under certain circumstances; providing that a financing agreement may be executed for qualifying improvements in the construction of a commercial property before a certificate of occupancy or similar evidence of substantial completion of new construction or improvement is issued; authorizing specified payments for commercial properties under certain circumstances; providing that a financing agreement with a commercial property owner may cover wind-resistance improvements in certain buildings or facilities; prohibiting wind-resistance improvements in certain buildings or facilities between a local government and a residential property owner; authorizing execution of an assessment financing agreement before a certificate of occupancy or certain evidence is issued; authorizing progress payments before completion of a qualifying improvement on a commercial property if the property owner provides certain information; authorizing an assessment financing agreement to cover certain qualifying improvements; requiring certain work to be performed by properly certified or registered contractors; revising the calculation of non-ad valorem assessment limits; providing construction; requiring the local government or program administrator to be in receipt of the written consent of the holders or loan servicers of certain mortgages at a specified time; requiring the property owner to provide written notice within a specified timeframe to the holders or loan servicers of any existing mortgages; revising the seller's disclosure statement for residential and commercial properties offered for sale; prohibiting certain items in a financing agreement for residential property; prohibiting a local government or program administrator from enrolling a qualifying improvement contractor that contracts with residential property owners to install qualifying improvements; providing exceptions; prohibiting a program administrator from being enrolled as a qualifying improvement contractor; requiring the local government or program administrator to confirm certain information before disbursing funds financed under a residential program to a qualifying improvement contractor; prohibiting a local government or program administrator from disclosing maximum financing amounts to certain persons; requiring that, in communicating with residential property owners, the local government or program administrator comply with certain marketing and communications guidelines and prohibiting such entities from certain communication; prohibiting a qualifying improvement contractor from advertising the availability of assessment financing agreements; providing exceptions; prohibiting a local government or program administrator from providing certain payments, fees, or kickbacks; authorizing a local government or program administrator to provide information or services to a qualifying improvement contractor to facilitate certain installations; authorizing a local government or

program administrator to reimburse a qualifying improvement contractor or third party for certain expenses; prohibiting a local government or program administrator from providing certain information to a qualifying improvement contractor; prohibiting a qualifying improvement contractor from providing certain prices for a qualifying improvement; prohibiting a local government or program administrator from providing cash payment or anything of material value to a residential property owner explicitly on certain conditions; authorizing a local government or program administrator to offer certain programs or promotions; requiring each local government and program administrator to develop and implement certain policies and procedures; requiring a local government that has authorized a residential program to post on its website a certain report; specifying the requirements for such report; providing applicability and construction; providing an effective date.

By the Committee on Fiscal Policy; the Appropriations Committee on Education; the Committee on Education Pre-K -12; and Senator Burgess—

CS for CS for CS for SB 986—A bill to be entitled An act relating to education; amending s. 1002.33, F.S.; revising which students may be given an enrollment preference by charter schools; authorizing certain charter schools to use unrestricted current or capital assets for certain other charter schools through an unforgivable loan with specified terms; revising requirements relating to the funding of students enrolled in charter schools and reimbursement of such funds by the sponsor; specifying training and reporting requirements for charter school sponsors; requiring the State Board of Education to adopt rules to implement a standard monitoring tool; amending s. 1002.43, F.S.; authorizing the provision of private tutoring to up to a specified number of students in certain facilities; amending s. 1003.02, F.S.; requiring that posters containing specified information relating to choking be placed in each public school cafeteria; requiring that the posters be easily visible and prominently placed; amending s. 1012.71, F.S.; revising the definition of the term “classroom teacher”; revising how a district school board calculates certain teachers’ shares of funds from the Florida Teachers Classroom Supply Assistance Program; providing an effective date.

By the Committee on Fiscal Policy; the Appropriations Committee on Health and Human Services; the Committee on Children, Families, and Elder Affairs; and Senator Yarborough—

CS for CS for CS for SB 1064—A bill to be entitled An act relating to trauma screening for children removed from caregivers; amending s. 39.523, F.S.; revising legislative findings; requiring the Department of Children and Families or community-based care lead agency to conduct a trauma screening after a child’s removal from his or her home within a certain timeframe; requiring the department or community-based care lead agency to refer the child for a trauma assessment, if indicated appropriate or necessary by the screening, within a certain timeframe; requiring the department or community-based care lead agency to refer the child to services and intervention, as needed; requiring that the trauma screening, assessment, and services and intervention be integrated into the child’s overall treatment planning and services; requiring the department or the community-based care lead agency to provide certain information and support for a specified purpose; providing an effective date.

By the Committees on Fiscal Policy; and Regulated Industries; and Senator Rodriguez—

CS for CS for SB 1114—A bill to be entitled An act relating to homeowners’ associations; providing a short title; amending s. 720.303, F.S.; requiring that notices for board meetings specifically identify agenda items; requiring an association to maintain designated addresses as official records; specifying what constitutes a designated address; conforming provisions to changes made by the act; prohibiting certain funds from being comingled with other association funds; authorizing a member to request an accounting from an association under certain circumstances; requiring an association to provide such accounting and remit unused funds to the member within specified timeframes; amending s. 720.3033, F.S.; providing civil penalties for certain actions by officers, directors, or managers of an association;

revising the circumstances under which a director or an officer must be removed from office after being charged by information or indictment; prohibiting such officers and directors with pending criminal charges from accessing the official records of any association; providing an exception; specifying that the appointment of officers or directors by a developer does not create a presumption of a conflict of interest for such officers or directors; requiring directors and officers of the association to disclose certain activity and relationships to the association within a specified timeframe; creating a rebuttable presumption of a conflict of interest if certain acts occur; amending s. 720.305, F.S.; restricting certain attorney fees and fines; specifying the types of violations for which an association may levy fines; specifying where certain notice must be delivered; providing requirements for such notice; authorizing parcel owners to attend certain hearings by telephone or other electronic means; requiring a specified notice after a hearing; conforming provisions to changes made by the act; creating s. 720.3065, F.S.; providing criminal penalties for certain fraudulent voting activities; providing an effective date.

By the Committee on Fiscal Policy; the Appropriations Committee on Criminal and Civil Justice; the Committee on Criminal Justice; and Senator Burgess—

CS for CS for CS for SB 1226—A bill to be entitled An act relating to controlled substances; amending s. 893.13, F.S.; providing criminal penalties; providing for a mandatory minimum term of imprisonment if a person sells, manufactures, or delivers or possesses with intent to sell, manufacture, or deliver specified substances or mixtures, and such substance or mixture has at least one specified attribute; amending s. 893.135, F.S.; providing enhanced criminal penalties; providing for a mandatory minimum term of imprisonment if a person commits specified prohibited acts relating to controlled substances or mixtures, and such substance or mixture has at least one specified attribute; providing an effective date.

By the Committee on Fiscal Policy; the Appropriations Committee on Transportation, Tourism, and Economic Development; the Committee on Transportation; and Senator DiCeglie—

CS for CS for CS for SB 1250—A bill to be entitled An act relating to the Department of Transportation; amending s. 206.46, F.S.; increasing the maximum amount of debt service coverage that must be transferred from the State Transportation Trust Fund to the Right-of-Way Acquisition and Bridge Construction Trust Fund; amending s. 215.616, F.S.; increasing the maximum term of state bonds for federal aid highway construction; amending s. 288.9606, F.S.; providing construction regarding the proceeds of bonds of the Florida Development Finance Corporation; revising purposes for which the corporation may, without certain authorization from a public agency, issue revenue bonds or other evidence of indebtedness; amending s. 311.101, F.S.; authorizing the department to provide up to 100 percent of project costs for certain eligible projects in rural areas of opportunity; amending s. 316.0777, F.S.; defining the term “law enforcement agency”; authorizing installation of an automated license plate recognition system within the right-of-way of any road on the State Highway System for a specified purpose; providing that such installations are solely within the department’s discretion and must be in accordance with placement and installation guidelines developed by the department; prohibiting use of an automated license plate recognition system to issue a notice of violation or a traffic citation; requiring removal of such a system within a specified timeframe at the expense of the requesting law enforcement agency upon notification by the department; providing that the department is not liable for any damages resulting from the requesting law enforcement agency’s operation of such a system; providing for a maximum period of retention of certain records generated through the use of an automated license plate recognition system; amending s. 330.30, F.S.; prohibiting the department from requiring an applicant to provide a written memorandum of understanding or letter of agreement with other airport sites regarding air traffic pattern separation procedures under certain circumstances; providing exceptions; amending s. 332.007, F.S.; authorizing the department, subject to the availability of appropriated funds, to fund up to 100 percent of eligible project costs of certain projects at specified publicly owned, publicly operated airports with no scheduled commercial service; providing prioritization criteria; providing for allocation of any remaining funds; amending s. 334.044,

F.S.; revising the department's powers and duties; amending s. 337.025, F.S.; increasing the annual cap on contracts that the department may enter into for innovative transportation projects; revising exceptions to such cap; amending s. 337.11, F.S.; increasing the maximum cost of contracts for construction and maintenance which the department may enter into without advertising and receiving competitive bids; revising requirements for design-build contracts; authorizing the department to enter into phased design-build contracts under certain circumstances; providing requirements for design-build and phased design-build contracts; requiring the department to adopt rules for administering phased design-build contracts; amending s. 339.175, F.S.; abolishing the Chairs Coordinating Committee; requiring metropolitan planning organizations serving specified counties to submit a certain feasibility report by a specified date, with certain goals; amending s. 341.052, F.S.; requiring that public transportation development plans of eligible providers of public transit block grants be consistent with the long-range transportation plans of the metropolitan planning area in which the providers are located; amending s. 341.061, F.S.; requiring the department to adopt by rule minimum safety standards for certain fixed-guideway transportation systems; requiring the department to conduct certain structural inspections and follow certain safety protocols during such inspections; amending s. 341.071, F.S.; revising requirements of annual public transit provider reports; requiring each public transit provider to publish on its website, rather than in the local newspaper, certain performance measures; repealing part IV of ch. 348, F.S., relating to the Santa Rosa Bay Bridge Authority; transferring the governance and control of the Santa Rosa Bay Bridge Authority to the department; transferring the remaining assets, facilities, property, and property rights of the authority to the department; providing that the department succeeds to all powers of the authority; authorizing the department to review other contracts, financial obligations, and contractual obligations and liabilities of the authority and to assume legal liability for such obligations determined by the department to be necessary for the continued operation of the bridge system; authorizing the department to transfer the bridge system, or any portion thereof, to become part of the turnpike system; providing effective dates.

By the Committee on Appropriations; and Senators Simon, Powell, Gruters, Garcia, and Perry—

CS for SB 1272—A bill to be entitled An act relating to educational grants; creating s. 1009.521, F.S.; providing education grants under the William L. Boyd, IV, Effective Access to Student Education Grant Program to certain students who were eligible as of a specified date to receive grants under the former Access to Better Learning and Education Grant Program; providing education grants to eligible students at for-profit colleges or universities under certain conditions; prescribing criteria for participating institutions; requiring that institutions that wish to participate provide notice to the Department of Education by a certain date; requiring that such institutions comply with specified provision; amending s. 1009.40, F.S.; adding a cross reference to the eligibility requirement for residency; providing an effective date.

By the Committee on Fiscal Policy; the Appropriations Committee on Agriculture, Environment, and General Government; the Committee on Regulated Industries; and Senator Bradley—

CS for CS for CS for SB 1418—A bill to be entitled An act relating to emergency communications; amending s. 365.172, F.S.; revising the short title; revising legislative intent; revising and providing definitions; renaming the E911 Board as the Emergency Communications Board; providing the purpose of the board; revising the composition of the board; establishing board responsibilities; requiring the board to administer fees; authorizing the board to create subcommittees; authorizing the board to establish schedules for implementing certain NG911 systems and improvements; establishing notice and publication requirements before distribution of grant funds; providing for priority of county applications for funds; requiring board oversight of such funds; eliminating certain authority of the board; providing for the board's authority to implement changes to the allocation percentages and adjust fees; revising the frequency of board meetings; specifying that the Division of Telecommunications within the Department of Management Services must disburse funds to counties and provide a monthly report of such disbursements; revising the composition of a committee that reviews requests for proposals from the board regarding independent

accounting firm selections; revising provisions relating to the public safety emergency communications systems fee; requiring uniform application and imposition of the fee; revising the factors that the board considers when setting percentages or contemplating adjustments to the fee; updating provisions relating to the prepaid wireless public safety emergency communications systems fee; revising emergency communications and 911 service functions; revising the types of emergency communications equipment and services that are eligible for expenditure of moneys derived from the fee; making technical changes; requiring that decisions regarding expenditures for large-scale projects be made in cooperation with specified individuals; conforming cross-references; amending s. 365.173, F.S.; renaming the Communications Number E911 System Fund as the Emergency Communications Trust Fund; revising the percent distribution of the fund to be used exclusively for payment of certain authorized expenditures; authorizing the board, pursuant to rule, to withhold certain distributions of grant funds and request a return of all or a portion of such funds based on a financial audit; removing the percent distribution to wireless providers; adding a specified percent distribution to rural counties; amending s. 365.177, F.S.; extending the date by which the Division of Telecommunications within the Department of Management Services must develop a plan to upgrade 911 public safety answering points; specifying components of the required plan; amending ss. 212.05965, 365.171, and 365.174, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Fiscal Policy; the Appropriations Committee on Transportation, Tourism, and Economic Development; and Senator Simon—

CS for CS for SB 1482—A bill to be entitled An act relating to rural development; amending s. 215.971, F.S.; requiring certain agency agreements to include a provision authorizing the agency to provide for the payment of specified invoices to certain counties or municipalities for certain verified and eligible performance; providing intent; providing construction; amending s. 288.0655, F.S.; revising the percentages of total infrastructure project cost which the Department of Economic Opportunity may award through grants from the Rural Infrastructure Fund; providing authorized uses of eligible funds; deleting a provision requiring that eligible projects be related to specified opportunities; deleting provisions allowing eligible funds to be used for broadband Internet service and access; authorizing the department to award grants up to a specified amount for specified planning and preparation activities; deleting a restriction on dual grant awards being used which would exceed a specified percentage threshold; revising a provision that requires that awarded funds for specified surveys or other activities be matched with a specified amount of local funds; providing an effective date.

By the Committees on Rules; and Commerce and Tourism; and Senator Bradley—

CS for CS for SB 1648—A bill to be entitled An act relating to public records; amending s. 501.722, F.S.; providing an exemption from public records requirements for information relating to investigations by the Department of Legal Affairs and law enforcement agencies of certain data privacy violations; 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 Fiscal Policy; and Rules; and Senator Ingoglia—

CS for CS for SB 1718—A bill to be entitled An act relating to immigration; creating ss. 125.0156 and 166.246, F.S.; prohibiting counties and municipalities, respectively, from providing funds to any person, entity, or organization to issue identification documents to an individual who does not provide proof of lawful presence in the United States; creating s. 322.033, F.S.; specifying that certain driver licenses and permits issued by other states exclusively to unauthorized immigrants are not valid in this state; requiring law enforcement officers and authorized representatives of the Department of Highway Safety and Motor Vehicles to cite a person driving with a specified invalid license; requiring the department to maintain a list on its website of

out-of-state classes of driver licenses that are invalid in this state; amending s. 322.04, F.S.; revising the circumstances under which certain persons are exempt from obtaining a driver license; creating s. 395.3027, F.S.; requiring certain hospitals to collect patient immigration status data information on admission or registration forms; requiring hospitals to submit quarterly reports to the Agency for Health Care Administration containing specified information; requiring the agency to submit an annual report to the Governor and the Legislature containing specified information; authorizing the agency to adopt rules; prohibiting rules requiring the disclosure of certain information; amending s. 448.09, F.S.; requiring the Department of Economic Opportunity to enter a certain order and require repayment of certain economic development incentives if the department finds or is notified that an employer has knowingly employed an unauthorized alien without verifying the employment eligibility of such person; deleting provisions relating to a first violation of specified provisions; providing penalties, including a probationary period and suspension and revocation of all licenses of employers; deleting criminal penalties for second and subsequent violations of specified provisions; deleting a provision providing construction; providing criminal penalties for certain aliens who knowingly use false identification documents or who fraudulently use identification documents of another person for the purpose of obtaining employment; making technical changes; amending s. 448.095, F.S.; revising definitions; requiring an employer to verify a new employee's employment eligibility within 3 business days after the first day the new employee begins working for pay; requiring public agencies to use the E-Verify system to verify a new employee's employment eligibility; requiring private employers with a certain number of employees to use the E-Verify system to verify a new employee's employment eligibility, beginning on a certain date; requiring employers to certify use of the E-Verify system on unemployment compensation or reemployment assistance system returns; requiring employers to use a certain form if the E-Verify system is unavailable; requiring employers to retain specified documentation for a certain number of years; prohibiting an employer from continuing to employ an unauthorized alien after obtaining knowledge that a person is or has become an unauthorized alien; providing an exception; authorizing specified persons or entities to request, and requiring an employer to provide, copies of specified documentation; creating a certain rebuttable presumption that the employer has not violated specified provisions with respect to the employment of an unauthorized alien; establishing an affirmative defense to an allegation that the employer has not violated specified provisions with respect to the employment of an unauthorized alien; requiring a public agency to require in any contract that a contractor or subcontractor register with and use the E-Verify system; prohibiting a public agency, contractor, or subcontractor from entering into a contract unless each party to the contract registers with and uses the E-Verify system; requiring the termination of certain contracts under specified conditions; authorizing a public agency, contractor, or subcontractor to file a cause of action to challenge a termination; specifying required departmental action to ensure compliance with specified provisions; requiring the department to impose fines against employers under certain circumstances; providing for the deposit of such fines; providing construction; conforming provisions to changes made by the act; amending s. 454.021, F.S.; deleting a provision authorizing an unauthorized immigrant to obtain a license to practice law in this state under certain circumstances; providing applicability; amending s. 787.07, F.S.; providing criminal penalties for persons who knowingly and willfully violate, or who reasonably should know and violate, certain provisions relating to the transporting into this state of individuals who entered the United States unlawfully and without inspection by the Federal Government; providing criminal penalties for persons who transport minors into this state in violation of certain provisions; providing for enhanced criminal penalties; defining the term "conviction"; providing circumstances that give rise to a certain inference; requiring that persons who violate certain provisions be held in custody; making technical changes; amending s. 895.02, F.S.; revising the definition of the term "racketeering activity"; amending s. 908.104, F.S.; specifying that a state entity, local governmental entity, or law enforcement agency, or an employee, an agent, or a representative of the entity or agency, may not prohibit or in any way restrict a law enforcement agency from sending the applicable information obtained pursuant to certain provisions to a federal immigration agency; amending s. 943.03, F.S.; requiring the Department of Law Enforcement to coordinate and direct the law enforcement, initial emergency, and other initial responses in matters dealing with the Federal Government in federal immigration law enforcement and responses to immigration enforce-

ment incidents within or affecting this state; amending s. 943.03101, F.S.; revising legislative findings and determinations; amending s. 943.0311, F.S.; revising the required duties of the Chief of Domestic Security; requiring the chief to regularly coordinate random audits pursuant to specified provisions and notify the Department of Economic Opportunity of any violations; amending s. 943.0312, F.S.; revising legislative findings; requiring that each task force cooperate with and provide assistance to the Federal Government in the enforcement of federal immigration laws within or affecting this state in compliance with specified provisions, in accordance with the state's domestic security strategic goals and objectives; requiring the Chief of Domestic Security to, in conjunction with specified entities, identify appropriate equipment and training needs, curricula, and materials related to the effective response to immigration enforcement incidents; requiring that each regional domestic security task force, working in conjunction with specified entities, work to ensure that hate-driven acts against ethnic groups that may have been targeted as a result of immigration enforcement incidents within or affecting this state are appropriately investigated and responded to; amending s. 943.0313, F.S.; revising legislative findings; requiring the Domestic Security Oversight Council to make recommendations to the Governor and the Legislature regarding the expenditure of funds and allocation of resources related to cooperating with and providing assistance to the Federal Government in the enforcement of federal immigration laws; expanding the list of persons whom the council may invite to attend and participate in its meetings as ex officio, nonvoting members; revising the duties of the council; amending s. 943.325, F.S.; revising the definition of the term "qualifying offender" to include certain persons who are the subject of an immigration detainer issued by a federal immigration agency; requiring certain qualifying offenders to submit DNA samples at a specified time; requiring law enforcement agencies to immediately take DNA samples from certain qualifying offenders under certain circumstances; amending ss. 394.9082 and 409.996, F.S.; conforming provisions to changes made by the act; providing an appropriation; providing effective dates.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 57, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee and Representative(s) Truenow—

CS for HB 57—A bill to be entitled An act relating to motor vehicle liability policies; amending s. 324.021, F.S.; revising the definition of the term "motor vehicle liability policy" and defining the term "risk retention group" for purposes of ch. 324, F.S., relating to motor vehicle financial responsibility; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 101 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Woodson, Bartleman, Benjamin, Campbell, Casello, Daley, Gottlieb, Hart, Hinson, Hunschofsky, Lopez, V., Nixon, Plasencia, Robinson, F., Roth—

HB 101—A bill to be entitled An act relating to homestead exemption for first responders; amending s. 196.081, F.S.; exempting from taxation the homestead property of the surviving spouse of a first responder who dies in the line of duty while employed by the United States Government; expanding the definition of "first responder" to include certain

federal law enforcement officers; providing applicability; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

By Ways & Means Committee and Representative(s) Smith, Roth—

CS for HB 127—A bill to be entitled An act relating to ad valorem tax exemption for nonprofit homes for the aged; amending s. 196.1975, F.S.; revising ownership entities for certain nonprofit homes qualifying for an exemption from ad valorem taxation to include certain limited partnerships; providing applicability; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HJR 131 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Rudman, Bankson, Massullo, Rizo, Roth, Salzman—

HJR 131—A joint resolution proposing an amendment to Section 1 of Article VIII of the State Constitution to authorize the Legislature to provide by general law for the recall of county officers and commissioners.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HJR 159 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Borrero, Garcia, Bartleman, Benjamin, Daley, Dunkley, Fabricio, Gottlieb, Hinson, Lopez, V., Plasencia, Rizo, Roth, Waldron, Woodson—

HJR 159—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 just value limit of real estate eligible for the homestead tax exemption that may be granted by counties or municipalities to certain senior, low-income, long-term residents, and to provide an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

By Ways & Means Committee and Representative(s) Borrero, Garcia, Basabe, Benjamin, Gottlieb, Lopez, V., Plasencia, Roth, Waldron—

CS for HB 161—A bill to be entitled An act relating to homestead exemptions for persons age 65 and older; amending s. 196.075, F.S.;

increasing the just value limit of real estate eligible for the homestead tax exemption that may be adopted by counties or municipalities for certain persons age 65 and older; requiring certain local government entities to amend or adopt an ordinance to comply with this act; requiring certain adopted or amended ordinances to be delivered to a certain person by a specified date; providing that certain ordinances are null and void on a certain date; providing that certain recipients of a homestead exemption during a specified tax year do not need to submit an additional application; providing for future repeal; providing effective dates.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 179, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Regulatory Reform & Economic Development Subcommittee and Representative(s) Andrade, Bankson, Tant—

CS for HB 179—A bill to be entitled An act relating to the Florida Kratom Consumer Protection Act; creating s. 500.92, F.S.; providing a short title; defining the term "kratom product"; prohibiting the sale, delivery, bartering, furnishing, or giving of any kratom product to a person under 21 years of age; providing criminal penalties; requiring the Department of Agriculture and Consumer Services to adopt rules; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 199 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ethics, Elections & Open Government Subcommittee and Representative(s) Hunschofsky, Daley—

CS for HB 199—A bill to be entitled An act relating to ethics requirements for officers and employees of special tax districts; amending s. 112.313, F.S.; specifying that certain conduct by certain public officers and employees is deemed a conflict of interest; making technical changes; amending s. 112.3142, F.S.; requiring certain ethics training for elected local officers of independent special districts beginning on a specified date; specifying requirements for such training; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 209 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Rudman, Massullo, Roth, Salzman—

HB 209—A bill to be entitled An act relating to the recall of county commissioners; amending s. 100.361, F.S.; providing that members of the governing body of a noncharter county may be removed from office by the electors of the county; making technical changes; providing a contingent effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 213 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

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

CS for CS for HB 213—A bill to be entitled An act relating to limitation of actions involving real estate appraisers and appraisal management companies; creating s. 95.371, F.S.; defining terms; specifying statutes of limitations periods for certain actions involving real estate appraisers and appraisal management companies; providing construction; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 233, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Constitutional Rights, Rule of Law & Government Operations Subcommittee, Regulatory Reform & Economic Development Subcommittee and Representative(s) Michael, Amesty, Anderson, Barnaby, Benjamin, Berfield, Chaney, Gonzalez Pittman, Lopez, V., Nixon, Stark—

CS for CS for HB 233—A bill to be entitled An act relating to deceased individuals; providing a short title; amending s. 497.055, F.S.; revising a definition; providing construction; amending s. 960.001, F.S.; defining the term "next of kin"; requiring law enforcement agencies to provide certain information during the investigation of the death of a minor; providing an exception; providing construction; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 267 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Fabricio, Amesty, Bartleman, Benjamin, Chambliss, Eskamani, Hunschofsky, Lopez, V., Porras, Rizo, Roach, Salzman, Snyder—

HB 267—A bill to be entitled An act relating to telehealth practice standards; amending s. 456.47, F.S.; revising the definition of the term "telehealth"; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 287 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education & Employment Committee and Representative(s) Plasencia, Trabulsky, Antone, Arrington, Bartleman, Beltran, Benjamin, Berfield, Bracy Davis, Campbell, Canady, Caruso, Casello, Cassel, Chaney, Cross, Daley, Daniels, Dunkley, Edmonds, Eskamani, Fernandez-Barquin, Garcia, Gossett-Seidman, Griffiths, Harris, Hunschofsky, Killebrew, LaMarca, López, J., Lopez, V., Maney, McClure, Michael, Mooney, Overdorf, Plakon, Porras, Rizo, Roth, Salzman, Silvers, Skidmore, Smith, Stark, Steele, Tramont, Valdés, Waldron, Williams, Woodson—

CS for HB 287—A bill to be entitled An act relating to required instruction in the history of Asian Americans and Pacific Islanders; amending s. 1003.42, F.S.; requiring the history of Asian Americans and Pacific Islanders to be included in specified instruction; providing requirements for such instruction; amending ss. 1006.148 and 1014.05, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 331, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Regulatory Reform & Economic Development Subcommittee, Civil Justice Subcommittee and Representative(s) Overdorf—

CS for CS for HB 331—A bill to be entitled An act relating to liens and bonds; amending s. 255.05, F.S.; requiring the clerk to serve a copy of a notice of contest of claim on certain persons after it has been recorded; requiring the clerk of the court to charge fees for certain services; revising when a notice of contest of claim against a payment bond must be served; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment; revising authorized alternative forms of security; requiring service of documents to be made in a specified manner; conforming provisions to changes made by the act; making technical changes; amending s. 337.18, F.S.; requiring service of documents to be made in a specified manner; conforming provisions to changes made by the act; amending s. 713.01, F.S.; revising and providing definitions; creating s. 713.011, F.S.; providing for the computation of time when certain time periods fall on specified days or during an emergency; amending s. 713.10, F.S.; revising the extent of certain liens; amending s. 713.13, F.S.; revising the process for notarizing a notice of commencement; requiring the authority issuing a building permit to accept a recorded notice of commencement under certain circumstances; conforming a cross-reference; making technical changes; amending s. 713.132, F.S.; revising requirements for a notice of termination; revising when an owner may record a notice of termination; specifying when a notice of termination terminates a notice of commencement; amending s. 713.135, F.S.; providing a definition; providing applicability; revising the dollar threshold of an exception; providing immunity; amending s. 713.18, F.S.; requiring service of documents relating to construction bonds to be made in a specified manner; authorizing employees or agents of specified entities to receive service of certain documents; making technical changes; amending s. 713.21, F.S.; authorizing the full or partial release of a lien under specified conditions; making technical changes; amending s. 713.22, F.S.; requiring the clerk to serve a copy of a notice of contest of lien on certain persons after it has been recorded; requiring the clerk of the court to charge fees for certain services; making technical changes; amending s. 713.23, F.S.; requiring that a copy of a notice of nonpayment be served on the surety; revising the process for notarizing a notice of nonpayment under a payment bond; requiring the clerk to serve a copy of a notice of contest of lien on certain persons after it has been recorded; requiring the clerk of the court to charge fees for certain services; amending s. 713.24, F.S.; revising the amount required in addition to the deposit or bond that applies toward attorney fees and court costs; requiring the clerk to make a copy of the deposit or bond used to transfer a lien to other security and mail it to the lienor; making technical changes; repealing s. 713.25, F.S., relating to applicability of ch. 65-456, Laws of Florida; amending s. 713.29, F.S.; authorizing attorney fees in actions brought to enforce a lien that has been transferred to security; making technical changes; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 365 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Plakon, Baker, Bankson, Basabe, Garcia, Jacques, Steele—

CS for CS for HB 365—A bill to be entitled An act relating to controlled substances; amending s. 782.04, F.S.; revising the elements that constitute the capital offense of murder in the first degree; revising the elements that constitute the offense of murder in the third degree and constitute a felony of the second degree; defining the term "substantial factor"; creating s. 893.131, F.S.; providing definitions; providing criminal penalties for adults who unlawfully distribute specified substances or mixtures and an overdose or serious bodily injury of the user results; providing enhanced criminal penalties for repeat offenders; providing construction; providing that specified persons have certain protections from arrest and prosecution; amending s. 921.0022, F.S.; ranking an offense on the offense severity ranking chart of the Criminal Punishment Code; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 391 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Care Appropriations Subcommittee, Healthcare Regulation Subcommittee and Representative(s) Tramont, Anderson, Cassel, Hunschofsky, Tant—

CS for CS for HB 391—A bill to be entitled An act relating to home health aides for medically fragile children; amending s. 400.462, F.S.; providing definitions; amending s. 400.464, F.S.; requiring home health agencies to ensure that any tasks delegated to home health aides for medically fragile children meet specified requirements; amending s. 400.476, F.S.; requiring that home health aides for medically fragile children employed by or under contract with home health agencies be adequately trained to perform delegated tasks; providing certain individuals an exemption from costs associated with specified training; creating s. 400.4765, F.S.; providing legislative findings and intent; providing requirements for a family caregiver to be employed as a home health aide for medically fragile children; requiring the Agency for Health Care Administration, in consultation with the Board of Nursing, to develop a home health aide for medically fragile children training programs; providing requirements for the program; requiring home health aides for medically fragile children to complete inservice training as a condition of employment; requiring home health aides for medically fragile children to maintain documentation demonstrating compliance with such training requirements; exempting home health agencies from civil liability for terminating or denying employment to a home health aide for medically fragile children under certain circumstances; extending the exemption to certain agents of the home health agencies; prohibiting home health agencies or their agents from using certain criminal records or juvenile records other than for a specified purpose; requiring the agency to maintain confidentiality of certain confidential and exempt records; providing requirements for services provided by a home health aide for medically fragile children; authorizing the agency, in consultation with the board, to adopt rules to implement the act; requiring the agency to modify any state Medicaid plans and implement any federal waivers necessary to implement this act and establish a specified Medicaid fee schedule for home health agencies employing a home health aide for medically fragile children; ss. 400.489 and 400.490, F.S.; conforming provisions to changes made by the act; amending; creating s. 400.54, F.S.; requiring the Agency for Health Care Administration to conduct an annual assessment related to the certified health aide program; providing requirements for the assessment; requiring the agency to submit a report to the Governor and the Legislature annually, by and beginning on a specified date; amending s. 408.822, F.S.; conforming a provision to changes made by the act; amending s. 464.0156, F.S.; conforming provisions to changes made by the act; providing appropriations; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 425, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Infrastructure Strategies Committee, Infrastructure & Tourism Appropriations Subcommittee, Transportation & Modals Subcommittee and Representative(s) Esposito, Andrade, Basabe, Garcia—

CS for CS for CS for HB 425—A bill to be entitled An act relating to transportation; amending s. 316.126, F.S.; requiring the driver of a vehicle to perform certain actions in the presence of a disabled motor vehicle; providing penalties; reenacting s. 318.18(2)(d), F.S., relating to the amount of certain penalties, to incorporate the amendment made to s. 316.126, F.S., in a reference thereto; creating s. 316.83, F.S.; requiring the Department of Transportation to coordinate with certain entities to establish standards by which roads on the State Highway System shall be graded according to their compatibility with the operation of autonomous vehicles; providing factors to be considered by the department in establishing such standards; requiring established standards to be incorporated into standards for certain transportation projects; amending s. 333.03, F.S.; requiring political subdivisions to consider certain factors in airport land use compatibility zoning regulations; authorizing certain airport owners to establish noise contours pursuant to a specified study accepted by the Federal Aviation Administration; authorizing mitigation of potential incompatible uses if a noise study has not been conducted; amending s. 334.044, F.S.; revising the department's powers and duties regarding a workforce development program; creating s. 334.066, F.S.; establishing the Implementing Solutions from Transportation Research and Evaluating Emerging Technologies Living Lab (I-STREET) within the University of Florida; specifying the duties of I-STREET; requiring I-STREET to submit an annual report to the Governor and Legislature; requiring the creation of a certain advisory board; specifying the composition of the board; amending s. 334.179, F.S.; limiting certification of aggregate shipments to those in compliance with specified rules of the department; prohibiting a producer of aggregates from misrepresenting certification of aggregates; creating s. 334.181, F.S.; requiring a local governmental entity to accept an electronic proof of delivery as an official record for a material delivery on the local governmental entity's transportation project; amending s. 337.11, F.S.; requiring certain bridge construction or maintenance contracts to require certain marine general liability insurance; requiring the department to implement strategies to reduce certain costs and to make a record of such strategies and projected savings related thereto; authorizing the department to share a certain portion of construction cost savings with certain consultants; amending s. 337.1101, F.S.; revising procedures for resolving certain protests through settlements requiring the payment of certain amounts; amending s. 337.14, F.S.; revising a limitation on the amount of a construction contract for which a bidder may submit annual or interim financial statements prepared by a certified public accountant; revising the effect of submission and approval of an application for a certificate of qualification; authorizing submission of a written request to maintain an existing certificate; amending s. 337.168, F.S.; deleting an exemption from public records requirements for identities of potential transportation project bidders; amending s. 337.408, F.S.; revising the maximum height of modular news racks or advertising thereon; amending s. 338.223, F.S.; deleting provisions prohibiting the department from requesting legislative approval of a proposed turnpike project until the design phase is partially completed; amending s. 339.175, F.S.; providing requirements for multiple M.P.O.'s designated for a single urbanized area; prohibiting an M.P.O. from performing project production or delivery for certain projects; revising duties of an M.P.O.; revising membership of an M.P.O.'s technical advisory committee; requiring the M.P.O.'s serving certain counties to submit a report to the Governor and Legislature by a specified date; removing obsolete provisions; authorizing multiple M.P.O.'s to merge into a single M.P.O.; requiring multiple M.P.O.'s within a contiguous urbanized area to coordinate plans and transportation improvement programs and ensure consistency of certain data; requiring an M.P.O.'s transportation improvement program to indicate coordination with transportation improvement plans of other M.P.O.'s within a contiguous urbanized area; revising powers and duties of the Metropolitan Planning Organization Advisory Council; authorizing the council to enter into certain contracts; providing prohibitions; creating s. 339.651, F.S.; providing legislative findings; requiring

the department to specifically address movement and storage of construction aggregate in transportation plans; requiring specified funding for certain projects; providing considerations for funding; requiring priority to be given to certain projects; specifying the funding level authorized from the State Transportation Trust Fund; authorizing the department to adopt rules; providing for future repeal; creating s. 339.84, F.S.; requiring specified funds to be allocated to the department's workforce development program for certain purposes; amending s. 354.01, F.S.; requiring certain railroad police officers to be recognized as special officers for certain purposes; providing construction; removing provisions requiring the Governor to appoint special officers; amending ss. 354.02, 354.05, and 784.07, F.S.; conforming provisions to changes made by the act; amending s. 943.10, F.S.; revising definitions; providing effective dates.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 441, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Brackett, Roth—

HB 441—A bill to be entitled An act relating to removal of unknown parties in possession; amending s. 48.184, F.S.; revising requirements for service on unknown parties in possession; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 487, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

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

CS for CS for HB 487—A bill to be entitled An act relating to the Department of Financial Services; amending s. 20.121, F.S.; revising powers and duties of the Division of Investigative and Forensic Services of the Department of Financial Services; deleting provisions relating to establishment of the department's Strategic Markets Research and Assessment Unit; amending s. 112.215, F.S.; redefining the term "employee" as "government employee" and revising the definition of the term; revising eligibility for plans of deferred compensation established by the Chief Financial Officer; revising the membership of the Deferred Compensation Advisory Council; making technical changes; amending s. 215.55952, F.S.; revising the intervals in which the Chief Financial Officer must provide the Governor and the Legislature with a report on the economic impact of certain hurricanes; amending s. 274.01, F.S.; revising the definition of the term "governmental unit" for purposes of ch. 274, F.S.; amending s. 440.13, F.S.; authorizing, rather than requiring, a judge of compensation claims to order an injured employee's evaluation by an expert medical advisor under certain circumstances; revising the schedules of maximum reimbursement allowances determined by the three-member panel under the Workers' Compensation Law; revising reimbursement requirements for certain providers; requiring the department to annually notify carriers and self-insurers of certain schedules; requiring the publication of such schedules in a certain manner; providing construction; revising factors the panel must consider in establishing the uniform schedule of maximum reimbursement allowances; deleting certain standards for practice parameters; amending s. 440.385, F.S.; revising eligibility requirements for the board of directors of the Florida Self-Insurers Guaranty Association, Incorporated; authorizing the Chief Financial Officer to remove a director under certain circumstances; specifying requirements for, and restrictions on, directors; prohibiting directors and employees of the

association from knowingly accepting certain gifts or expenditures; providing penalties; amending s. 497.005, F.S.; adding and revising definitions for purposes of the Florida Funeral, Cemetery, and Consumer Services Act; amending s. 624.1265, F.S.; revising conditions for a nonprofit religious organization to be exempt from requirements of the Florida Insurance Code; amending s. 624.501, F.S.; deleting an application filing and license fee for reinsurance intermediaries; amending s. 626.015, F.S.; revising the definition of the term "association" for purposes of part I of ch. 626, F.S.; amending s. 626.171, F.S.; deleting the authority of designated examination centers to take fingerprints of applicants for a license as an agent, customer representative, adjuster, service representative, or reinsurance intermediary; amending s. 626.173, F.S.; providing that a certain notice requirement for certain licensed insurance agencies ceasing the transacting of insurance does not apply to certain kinds of insurance; amending s. 626.207, F.S.; revising violations for which the department must adopt rules establishing specific penalties; amending s. 626.221, F.S.; adding a certification that exempts an applicant for license as an all-lines adjuster from an examination requirement; amending s. 626.2815, F.S.; revising continuing education requirements for certain insurance representatives; amending s. 626.321, F.S.; deleting certain requirements for, and restrictions on, licensees of specified limited licenses; adding a limited license for transacting preneed funeral agreement insurance; specifying conditions for issuing such license without an examination; amending s. 626.611, F.S.; revising specified grounds for compulsory disciplinary actions taken by the department against insurance representatives; amending s. 626.621, F.S.; adding grounds for discretionary disciplinary actions taken by the department against insurance representatives; amending s. 626.7492, F.S.; revising definitions of the terms "producer" and "reinsurance intermediary manager"; revising licensure requirements for reinsurance intermediary brokers and reinsurance intermediary managers; deleting the authority of the department to refuse to issue a reinsurance intermediary license under certain circumstances; amending s. 626.752, F.S.; requiring the department to suspend the authority of an insurer or employer to appoint licensees under certain circumstances relating to the exchange of insurance business; amending s. 626.785, F.S.; authorizing certain persons to obtain a limited license to sell only policies of life insurance covering the expense of a prearrangement for funeral services or merchandise; amending ss. 626.793 and 626.837, F.S.; requiring the department to suspend the authority of an insurer or employer to appoint licensees under certain circumstances relating to the acceptance of excess or rejected insurance business; amending s. 626.8411, F.S.; providing that certain notice requirements do not apply to title insurance agents or title insurance agencies; amending s. 626.8437, F.S.; adding grounds for compulsory disciplinary actions taken by the department against a title insurance agent or agency; amending s. 626.844, F.S.; adding grounds for discretionary disciplinary actions taken by the department against a title insurance agent or agency; amending s. 626.8473, F.S.; revising requirements for engaging in the business as an escrow agent in connection with real estate closing transactions; amending s. 626.854, F.S.; revising applicability of a prohibited act relating to public insurance adjusters; amending s. 626.874, F.S.; revising eligibility requirements for the department's issuance of licenses to catastrophe or emergency adjusters; revising grounds on which the department may deny such license; amending s. 626.9892, F.S.; revising a condition and adding violations for which the department may pay rewards under the Anti-Fraud Reward Program; amending s. 626.9957, F.S.; providing for the expiration of a health coverage navigator's registration under certain circumstances; specifying a restriction on expired registrations; amending s. 627.351, F.S.; revising requirements for membership of the Florida Medical Malpractice Joint Underwriting Association; specifying a requirement for filling vacancies; authorizing the Chief Financial Officer to remove board members under certain circumstances; providing requirements for, and restrictions on, board members; providing penalties; amending s. 627.4215, F.S.; specifying the health insurers that are required to make certain disclosure relating to behavioral health insurance care services available on their websites and in notices to their insureds; amending s. 627.7015, F.S.; providing that a disputed property insurance claim is not eligible for mediation until certain conditions are met; providing construction; providing that fees for a rescheduled mediation conference be assessed by the department rather than the administrator; authorizing the department to suspend an in-

sureur's authority to appoint licensees under certain circumstances; amending s. 627.7074, F.S.; authorizing the department to designate, by written contract or agreement, an entity or a person to administer the alternative dispute resolution process for sinkhole insurance claims; amending s. 627.745, F.S.; revising requirements and procedures for the mediation of personal injury claims under a motor vehicle insurance policy; requiring the department to adopt specified rules relating to a motor vehicle claims insurance mediation program; authorizing the department to designate a person or entity to serve as administrator; amending s. 631.141, F.S.; authorizing the department in receivership proceedings to take certain actions as a domiciliary receiver; amending s. 631.252, F.S.; revising conditions under which policies and contracts of insolvent insurers are canceled; amending ss. 631.56, 631.716, 631.816, and 631.912, F.S.; revising membership eligibility requirements for the Florida Insurance Guaranty Association, the Florida Life and Health Insurance Guaranty Association, the Florida Health Maintenance Organization Consumer Assistance Plan, and the Florida Workers' Compensation Insurance Guaranty Association, Incorporated, respectively; authorizing the Chief Financial Officer to remove a board member under certain circumstances; specifying requirements for, on restrictions on, board members; providing penalties; creating s. 633.1423, F.S.; defining the term "organization"; authorizing the Division of State Fire Marshal to establish a direct-support organization; specifying the purpose of and requirements for the organization; specifying requirements for the organization's written contract and board of directors; providing requirements for the use of property, annual budgets and reports, an annual audit, and the division's receipt of proceeds; authorizing moneys received to be held in a depository account; providing for future repeal; amending s. 634.181, F.S.; adding grounds for compulsory disciplinary actions by the department against motor vehicle service agreement salespersons; requiring the department to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such suspension; authorizing the department to adopt rules; amending s. 634.191, F.S.; revising grounds for discretionary disciplinary actions by the department against motor vehicle service agreement salespersons; requiring salespersons to submit certain documents to the department; authorizing the department to adopt rules; amending s. 634.320, F.S.; revising grounds for compulsory disciplinary actions by the department against home warranty association sales representatives; requiring the department to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such suspension; authorizing the department to adopt rules; amending s. 634.321, F.S.; revising grounds for discretionary disciplinary actions by the department against home warranty association sales representatives; authorizing the department to adopt rules; amending s. 634.419, F.S.; providing that specified home solicitation sale requirements do not apply to certain persons relating to the solicitation of service warranty or related service or product sales; amending s. 634.422, F.S.; revising grounds for compulsory disciplinary actions by the department against service warranty association sales representatives; requiring the department to immediately temporarily suspend a license or appointment under certain circumstances; prohibiting a person from transacting insurance business after such suspension; authorizing the department to adopt rules; amending s. 634.423, F.S.; revising grounds for discretionary disciplinary actions by the department against service warranty association sales representatives; authorizing the department to adopt rules; reordering and amending s. 648.25, F.S.; defining and redefining terms; amending s. 648.26, F.S.; authorizing certain actions by the department or the Office of Insurance Regulation relating to certain confidential records relating to bail bond agents; amending s. 648.27, F.S.; deleting a provision relating to the continuance of a temporary bail bond agent license; amending s. 648.285, F.S.; revising requirements, conditions, and procedures for a bail bond agency license; providing applicability; conforming a provision to changes made by the act; amending s. 648.30, F.S.; revising requirements and conditions for the licensure and appointment as a bail bond agent or bail bond agency; conforming a provision to changes made by the act; amending s. 648.31, F.S.; specifying that there is no fee for the issuance of any appointment to a bail bond agency; conforming a provision to changes made by the act; amending s. 648.34, F.S.; revising qualifications for a bail bond agent license; conforming a provision to changes made by the act;

amending s. 648.355, F.S.; deleting provisions relating to temporary licenses as a limited surety agent or professional bail bond agent; specifying requirements for an individual licensed as a temporary bail bond agent to qualify for bail bond agent license; prohibiting the department from issuing a temporary bail bond agent license beginning on a specified date; providing construction relating to existing temporary licenses; amending s. 648.382, F.S.; revising requirements for the appointment of bail bond agents or bail bond agencies; conforming a provision to changes made by the act; amending s. 648.386, F.S.; defining the term "classroom instruction"; revising requirements for approval and certification as an approved limited surety agent and professional bail bond agent continuing education school; amending s. 648.387, F.S.; renaming primary bail bond agents as bail bond agents in charge; revising the department's disciplinary authority; revising prohibited actions and the applicability of such prohibitions; providing for the automatic expiration of a bail bond agency license under certain circumstances; creating s. 648.3875, F.S.; providing requirements for applying for designation as a bail bond agent in charge; amending s. 648.39, F.S.; revising applicability of provisions relating to termination of appointments of certain agents and agencies; repealing s. 648.41, F.S., relating to termination of appointment of temporary bail bond agents; amending s. 648.42, F.S.; conforming a provision to changes made by the act; making a technical change; amending s. 648.44, F.S.; revising applicability of prohibited acts; revising and specifying prohibited acts of bail bond agents and bail bond agencies; conforming provisions to changes made by the act; amending s. 648.441, F.S.; revising applicability of a prohibition against furnishing supplies to an unlicensed bail bond agent; amending s. 648.46, F.S.; authorizing certain actions by the department or the office relating to certain confidential records relating to bail bond agents; amending s. 648.50, F.S.; revising applicability of provisions relating to disciplinary actions taken by the department; conforming provisions to changes made by the act; amending s. 717.135, F.S.; revising a requirement for, and a prohibition on, claimants' representatives relating to unclaimed property recovery agreements and purchase agreements; providing construction; amending s. 843.021, F.S.; revising a defense to an unlawful possession of a concealed handcuff key; amending ss. 631.152, 631.398, and 903.09, F.S.; conforming cross-references; ratifying specified rules of the Florida Administrative Code relating to "Florida Workers' Compensation Health Care Provider Reimbursement Manual," "Health Care Provider Medical Billing and Reporting Responsibilities," and "Insurer Authorization and Medical Bill Review Responsibilities"; providing construction; creating s. 280.12, F.S.; requiring the Chief Financial Officer to designate certain credit unions as qualified public depositories under certain circumstances; requiring the Chief Financial Officer to adopt rules; providing a directive to the Division of Law Revision; providing effective dates.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 553 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Salzman, Abbott, Anderson, Caruso, Cassel, Eskamani, Holcomb, Jacques, Plakon, Plascencia, Rayner-Goolsby, Rizo, Stark, Stevenson, Valdés, Woodson—

CS for HB 553—A bill to be entitled An act relating to state recognition of Indian tribes and bands; creating s. 285.195, F.S.; providing for state recognition of specified Indian tribes and bands; providing construction; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 635 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local Administration, Federal Affairs & Special Districts Subcommittee and Representative(s) Maney, Altman, Amesty, Baker, Bartleman, Basabe, Cassel, Chaney, Dunkley, Eskamani, Gantt, Holcomb, Killebrew, Melo, Mooney, Plakon, Porras, Rizo, Robinson, F., Roth, Salzman, Tant, Waldron, Woodson—

CS for HB 635—A bill to be entitled An act relating to dental services for veterans; creating s. 295.157, F.S.; providing legislative findings and intent; defining terms; establishing the Veterans Dental Care Grant Program in the Department of Veterans' Affairs; specifying the purpose of the program; requiring the department to contract with a direct-support organization to administer the program; requiring the department to adopt rules; providing that program funding is subject to legislative appropriation; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 637 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Civil Justice Subcommittee and Representative(s) Shoaf, Bell, Maney, Massullo, Yeager—

CS for CS for HB 637—A bill to be entitled An act relating to motor vehicle dealers, manufacturers, importers, and distributors; amending s. 320.60, F.S.; revising and providing definitions; amending s. 320.605, F.S.; providing legislative intent; amending s. 320.64, F.S.; prohibiting an applicant or a licensee from certain actions in the allocation or distribution of motor vehicles to franchised motor vehicle dealers; revising the definition of the term "unfair"; prohibiting an applicant or a licensee from engaging in certain activities; authorizing an applicant or a licensee, or a common entity thereof, to sell or activate certain motor vehicle features or improvements through remote electronic transmission; providing for the payment of a percentage of such sale or activation to a motor vehicle dealer; defining the term "feature or improvement"; providing applicability; requiring such payment to be made within a certain timeframe; amending s. 320.642, F.S.; conforming cross-references; amending s. 320.645, F.S.; revising provisions prohibiting a licensee, a motor vehicle manufacturer, a distributor, or an importer from owning, operating, or controlling a motor vehicle dealership in this state; specifying when certain licenses may be and are prohibited from being issued; revising exceptions to certain prohibitions on licensees; providing applicability; removing the definition of the term "independent person"; prohibiting a distributor or affiliate thereof from receiving a certain license under certain circumstances; amending s. 320.67, F.S.; requiring the Department of Highway Safety and Motor Vehicles to conduct an inquiry relating to certain written complaints; providing purposes of the department's use of a subpoena; authorizing the department to allow a written response to the complaint; requiring the department to commence the inquiry within a certain timeframe; requiring the department to provide a certain written response to the complainant within a certain timeframe; requiring the department to take certain action if the department determines that a licensee violated certain provisions; providing construction; amending ss. 681.102 and 681.113, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 667 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Baker, Yarkosky, Daniels—

CS for HB 667—A bill to be entitled An act relating to victim's right to candor in criminal proceedings; amending s. 960.001, F.S.; requiring a victim to be notified that he or she has the right to be informed of specified information when contacted by certain persons acting on behalf of a defendant in a criminal proceeding; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 715 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Administration & Technology Appropriations Subcommittee and Representative(s) Mooney, Benjamin—

CS for HB 715—A bill to be entitled An act relating to compensation of lottery ticket retailers; amending s. 24.105, F.S.; providing retailer compensation for lottery ticket sales by a specified date; providing a limitation on additional retailer compensation; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 717 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ways & Means Committee and Representative(s) Amesty, Bankson, Basabe, Chaney, Dunkley, Killebrew, Plasencia, Roth—

CS for HB 717—A bill to be entitled An act relating to property tax exemptions; amending s. 196.081, F.S.; specifying that certain permanently and totally disabled veterans or their surviving spouses are entitled to, rather than may receive, a prorated refund of ad valorem taxes paid under certain circumstances; making clarifying changes relating to the transfer of homestead tax exemptions by surviving spouses of certain veterans and first responders; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 761, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Civil Justice Subcommittee and Representative(s) Fabricio, Barnaby, Buchanan—

CS for CS for HB 761—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; revising definitions; prohibiting certain telephonic sales calls; providing conditions under which civil actions may be brought for text message solicitations; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 775 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Benjamin, Hawkins, Barnaby, Chambliss, Overdorf—

CS for CS for HB 775—A bill to be entitled An act relating to shared parental responsibility after the establishment of paternity; amending s. 742.011, F.S.; authorizing a parent to request certain determinations and the creation of a parenting plan and time-sharing schedule; amending s. 742.10, F.S.; requiring the determination of parental responsibility and child support and the creation of a parenting plan and time-sharing schedule to be done through a certain action; providing construction; amending s. 744.301, F.S.; specifying that a mother of a child born out of wedlock and a father who has established paternity of such child are the natural guardians of the child and subject to the rights and responsibilities of being parents; specifying that the mother of a child born out of wedlock is the natural guardian if a father has not established paternity; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 783, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Healthcare Regulation Subcommittee and Representative(s) Caruso, Roth, Rudman—

CS for CS for HB 783—A bill to be entitled An act relating to emergency opioid antagonists; amending s. 381.887, F.S.; revising definitions; revising the types of delivery systems a pharmacist may order or use to dispense an emergency opioid antagonist; creating s. 397.335, F.S.; establishing the Statewide Council on Opioid Abatement within the Department of Children and Families; providing for purpose of the council; providing for membership, organization and support, and duties of the council; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 795 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Tant, Hunschofsky, Roth, Trabulsy, Valdés—

HB 795—A bill to be entitled An act relating to private instructional personnel; amending s. 1003.572, F.S.; revising the definition of the term "private instructional personnel" to include registered behavioral technicians employed by certain providers; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 799 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, State Administration & Technology Appropriations Subcommittee, Insurance & Banking Subcommittee and Representative(s) Griffiths, Chaney, Roth—

CS for CS for CS for HB 799—A bill to be entitled An act relating to property insurance; amending s. 627.062, F.S.; requiring residential property insurance rate filings to account for windstorm mitigation measures undertaken by policyholders; amending s. 627.0629, F.S.; requiring wind uplift prevention to be included in windstorm damage mitigation techniques for residential property insurance rate filings;

amending s. 627.351, F.S.; revising rate change limitations for specified policies written by the Citizens Property Insurance Corporation; revising the applicability of flood coverage requirements for personal lines residential policyholders of the corporation; authorizing the corporation to adopt policy forms that provide for the resolution of certain disputes in proceedings before the Division of Administrative Hearings; providing that such policies are not subject to mandatory binding arbitration provisions; authorizing the corporation to contract with the division to conduct proceedings; creating s. 627.7155, F.S.; requiring property insurers to verify coverage for the peril of flood in certain circumstances; prohibiting issuance of coverage for the peril of wind in certain circumstances; requiring an acknowledgement; specifying a type of acceptable proof of coverage; providing an appropriation; requiring a wind-loss mitigation study conducted by the Office of Insurance Regulation; providing requirements for the study; providing reporting requirements; providing effective dates.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 847 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Infrastructure Strategies Committee, Water Quality, Supply & Treatment Subcommittee and Representative(s) Stark, Roth, Steele, Tramont—

CS for CS for HB 847—A bill to be entitled An act relating to vessel regulations; amending s. 327.46, F.S.; authorizing counties and municipalities to establish boating-restricted areas for certain sewage pumpout stations within a specified distance of the marked channel of the Florida Intracoastal Waterway; amending s. 403.813, F.S.; removing a provision authorizing local governments to require permitting for certain floating vessel platforms; revising conditions under which local governments may require one-time registrations of floating vessel platforms; making technical changes; reenacting s. 327.41(2), F.S., relating to uniform waterway regulatory markers, to incorporate the amendment made to s. 327.46, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 881, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Insurance & Banking Subcommittee and Representative(s) LaMarca—

CS for HB 881—A bill to be entitled An act relating to the My Safe Florida Home Program; amending s. 215.5586, F.S.; providing that licensed, rather than certified, inspectors are to provide hurricane mitigation inspections on site-built, single-family, residential properties that have been granted a homestead exemption; authorizing an inspector to inspect townhouses to determine if a certain mitigation would provide improvements to mitigate hurricane damage; revising the information provided to homeowners as part of a hurricane mitigation inspection; revising the hurricane mitigation inspectors that may be selected by the Department of Financial Services to provide hurricane mitigation inspections; deleting a provision requiring the department to implement a certain quality assurance program; revising the criteria for mitigation grant eligibility for homeowners; deleting a provision that subjects mitigation projects to random reinspection for a specified timeframe; revising the improvements for eligible homes for which mitigation grants may be used; providing that such grants for townhouses may be used only for a specified purpose; revising the amount low-income homeowners may receive from the department under the grant program; deleting a provision authorizing low-income homeowners to use grant funds for specified purposes; deleting a requirement

that the department establish specified criteria for prioritizing grant applications; authorizing, rather than requiring, the program to develop and distribute certain brochures to specified persons; deleting a provision requiring certain contracts entered into by the department to be reviewed and approved by the Legislative Budget Commission; requiring the department to develop a certain quality assurance and reinspection program; revising the contents of the annual report the department is required to deliver to the Legislature; conforming provisions to changes made by the act; making technical changes; reenacting s. 215.5588(3), F.S., relating to the Florida Disaster Recovery Program, to incorporate the amendments made to s. 215.5586, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 919, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Regulatory Reform & Economic Development Subcommittee and Representative(s) Porras, Fernandez-Barquin, Arrington, Bankson, Barnaby, Benjamin, Borrero, Daniels, Garcia, Gossett-Seidman, Killebrew, Lopez, V., Roth, Stark, Steele—

CS for CS for HB 919—A bill to be entitled An act relating to homeowners' associations; providing a short title; amending s. 720.303, F.S.; requiring certain officers or directors of an association be removed from office under certain circumstances; specifying how a vacancy on the board must be filled; providing restrictions on certain officers and directors; specifying when an officer or director may be reinstated; requiring an association to maintain designated addresses as official records; specifying what constitutes a designated address; making conforming changes; prohibiting certain funds from being comingled with other association funds; authorizing a member to request an accounting from an association under certain circumstances; requiring an association to provide such accounting and remit unused funds to the member within specified timeframes; amending s. 720.3033, F.S.; providing criminal and civil penalties for certain actions by officers, directors, or managers of an association; defining the term "kickback"; requiring directors and officers of the association who are appointed by the developer to disclose certain information to the association; requiring directors and officers of the association to disclose certain activity to the association within a specified time frame; creating a rebuttable presumption of a conflict of interest if certain acts occur; amending s. 720.305, F.S.; restricting certain attorney fees and fines; specifying the types of violations for which an association may levy fines; providing a maximum aggregate fine amount; prohibiting a fine from becoming a lien on a parcel; revising amount of notice the board of administration must give a parcel owner before imposing a fine or suspension; specifying where such notice must be delivered; providing requirements for such notice; authorizing parcel owners to attend certain hearings by telephone or other electronic means; expanding duties of a specified committee; requiring a specified notice after a hearing; specifying how fines, suspensions, attorney fees, and costs are determined; requiring a detailed accounting of amounts due to the association be given to certain persons within a certain timeframe upon written request; providing for a complete waiver of a violation under certain circumstances; specifying the priority of payments made by a parcel owner to an association; prohibiting the accrual of attorney fees and costs after a specified time; authorizing certain persons to request a hearing to dispute certain fees and costs; providing for the waiver of certain fines or suspensions; requiring certain fines, fees, or other costs be paid by an association; conforming provisions to changes made by the act; creating s. 720.3065, F.S.; providing criminal penalties for certain fraudulent voting activities; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 931 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education & Employment Committee, Higher Education Appropriations Subcommittee and Representative(s) Roach, Daniels, Roth—

CS for CS for HB 931—A bill to be entitled An act relating to postsecondary educational institutions; amending ss. 1001.03 and 1001.706, F.S.; revising the date by which the State Board of Education and the Board of Governors must annually compile and publish specified assessments; creating s. 1001.741, F.S.; prohibiting public institutions of higher education from requiring the completion of a political loyalty test or for persons to meet certain qualifications; providing requirements for such prohibited tests and qualifications; authorizing the State Board of Education and the Board of Governors to adopt rules and regulations for specified purposes; providing severability; creating s. 1001.93, F.S.; providing legislative findings; providing definitions; requiring each state university to establish an Office of Public Policy Events; providing duties of the offices; authorizing a state university to assign the duties of the office to an existing office within the university; requiring such offices to report to specified state university offices; amending s. 1004.26, F.S.; designating the Florida Student Association as the nonprofit advocacy organization for students of the State University System; authorizing the Chancellor of the Board of Governors, with approval from the Board of Governors, to designate another organization to serve such students under certain circumstances; providing membership for the board of directors of the association; providing requirements for such board of directors relating to the board's chair and the association's president; requiring the board of directors to adopt certain bylaws; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

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

Jeff Takacs, Clerk

By Judiciary Committee, Constitutional Rights, Rule of Law & Government Operations Subcommittee and Representative(s) Jacques, Giallombardo, Baker, Bankson, Fernandez-Barquin, Garcia, Holcomb, Plasencia, Salzman, Yarkosky—

CS for CS for HB 935—A bill to be entitled An act relating to chiefs of police; creating s. 166.0494, F.S.; prohibiting a municipality from terminating a chief of police without providing the chief of police written notice; requiring a municipality to allow a chief of police to appear and provide a full and complete response to his or her termination at a specified public meeting; prohibiting an employment contract from including certain provisions; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 967 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Healthcare Regulation Subcommittee and Representative(s) Bell, Bartleman, Franklin, Joseph, Snyder, Tant—

CS for HB 967—A bill to be entitled An act relating to Medicaid coverage of continuous glucose monitors; creating s. 409.9063, F.S.; defining the term "continuous glucose monitor"; requiring the Agency for Health Care Administration, subject to the availability of funds and certain limitations and directions, to provide coverage for continuous glucose monitors for certain Medicaid recipients; providing construction; providing requirements for Medicaid recipients to continue receiving coverage for their continuous glucose monitors; requiring the

agency to seek federal approval for implementation of the act, if needed; requiring the agency to include the rate impact of the act in certain rates that become effective on a specified date; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 973 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ways & Means Committee, Transportation & Modals Subcommittee, Civil Justice Subcommittee and Representative(s) Botana—

CS for CS for CS for HB 973—A bill to be entitled An act relating to rescission or cancellation of a motor vehicle sale; amending s. 212.17, F.S.; requiring that a motor vehicle dealer be reimbursed in a specified manner under certain circumstances for tax collected or charged by the motor vehicle dealer for a motor vehicle sale or for an application for a certificate of title; creating s. 319.255, F.S.; authorizing an authorized representative of a motor vehicle dealer, a motor vehicle purchaser, and any person claiming a lien on a motor vehicle, by written concurrence signed by all such parties, to rescind or cancel a motor vehicle sale before an application for a certificate of title is submitted; providing for invalidation of certain subsequent requirements imposed on a motor vehicle dealer under certain circumstances; authorizing the motor vehicle dealer to obtain a duplicate certificate of origin, duplicate certificate of title, or new certificate of title; requiring the Department of Highway Safety and Motor Vehicles to rescind, cancel, or revoke an application for a certificate of title or an issued certificate of title after execution of a certain affidavit; providing requirements for the return or payment of certain sales taxes; providing for the surrender or destruction of a certificate of title; providing requirements for filing and processing the affidavit; prohibiting a motor vehicle dealer from offering for retail sale a motor vehicle the sale of which has been rescinded or canceled until receipt of a certificate of title from the department; providing applicability; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 977 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Justice Appropriations Subcommittee and Representative(s) Botana, López, J., Massullo, Trabulsy, Valdés—

CS for HB 977—A bill to be entitled An act relating to clerks of court; amending s. 28.101, F.S.; revising the collections requirements of a clerk of court when a party petitions for a dissolution of marriage; amending s. 28.2401, F.S.; revising the collections requirements of a clerk of court in probate matters; amending s. 28.241, F.S.; revising the collections requirements of a clerk of court in trial and appellate proceedings; revising the allocation of filing fees in trial and appellate proceedings in certain instances; amending s. 28.37, F.S.; revising the collections requirements of a clerk of court as it relates to fines, fees, service charges, and costs remitted to the state; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1043 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Healthcare Regulation Subcommittee and Representative(s) Anderson, Cross—

CS for CS for HB 1043—A bill to be entitled An act relating to Medicaid coverage of rapid whole genome sequencing; creating s. 409.9063, F.S.; defining the term "rapid whole genome sequencing"; requiring the Agency for Health Care Administration, subject to federal approval, to include coverage of rapid whole genome sequencing as a separately payable service for certain Medicaid recipients; requiring the agency to adopt rules; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1047 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Killebrew, Smith, Arrington, Chaney, López, J.—

CS for HB 1047—A bill to be entitled An act relating to offenses against certain animals; amending s. 843.01, F.S.; prohibiting the offering or doing violence to a police horse or police canine in certain circumstances; providing criminal penalties; amending s. 843.19, F.S.; increasing the classification of specified criminal offenses committed against police canines, fire canines, SAR canines, or police horses; amending s. 921.0022, F.S.; ranking offenses on the offense severity ranking chart of the Criminal Punishment Code; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1119 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

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

CS for CS for HB 1119—A bill to be entitled An act relating to withholding or withdrawal of life-prolonging procedures; amending s. 744.3115, F.S.; revising when a court may modify or revoke certain authority of a surrogate; requiring a hearing before the court can modify or revoke authority of a surrogate; requiring a guardian to file an advance directive for health care with the court within a specified timeframe under certain circumstances; requiring the court to make certain findings; authorizing a surrogate or agent to make health care decisions without order of the court under certain circumstances; amending s. 744.3215, F.S.; revising the rights that may be removed from a person by an order determining incapacity; requiring court approval to withhold or withdraw life-prolonging procedures of incapacitated persons in certain circumstances; amending ss. 744.363 and 744.3675, F.S.; making technical changes; requiring initial and annual guardianship plans, respectively, to state whether any power under the ward's preexisting order not to resuscitate or advance directive is revoked, modified, or suspended; requiring such plans to state the dates of such action; creating s. 744.4431, F.S.; requiring court approval for decisions to withhold or withdraw life-prolonging procedures or to execute an order not to resuscitate; specifying requirements for a petition for court approval to consent to withhold or withdraw life-prolonging procedures or to execute an order not to resuscitate; requiring the professional guardian to prove certain facts by clear and convincing evidence; requiring the professional guardian to serve certain notices; requiring the court to hold a hearing if certain circumstances exist; specifying procedures that must be followed by the court in acting on the petition; providing exceptions to the requirement for court approval; requiring the professional guardian to provide certain written notice to the court within a specified timeframe; amending s. 744.441, F.S.; making technical changes; deleting provisions regarding the authority of certain

guardians to sign an order not to resuscitate; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1125 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Quality Subcommittee and Representative(s) Smith, Hunschofsky, Lopez, V., Roth, Trabulsky, Williams—

CS for HB 1125—A bill to be entitled An act relating to the interstate education compacts; creating s. 1012.993, F.S., creating the Interstate Teacher Mobility Compact; providing purpose and definitions for the compact; providing requirements for the licensure of teachers in member states who hold specified licenses in other member states; providing requirements for teachers who are licensed in one member state to become licensed in another member state, including career and technical education teachers; providing requirements for licensed teachers who are also eligible military spouses; providing requirements for the renewal of such licenses in the member state a teacher transferred his or her license to; providing applicability; authorizing member states to require additional information for the purpose of determining teacher compensation; providing construction; providing requirements a teacher must meet for licensure in a member state; providing requirements for the investigation or imposition of disciplinary measure and adverse actions for teachers; providing for the sharing and protection of certain information between member states; establishing the Interstate Teacher Mobility Compact Commission; providing purpose of the commission; providing requirements for the membership and meetings of the commission; providing for the removal or suspension of commissioners; providing requirements, powers, and duties of the commission; authorizing the commission to adopt bylaws and rules; establishing the executive committee of the commission; providing for the membership and meetings of the committee; providing the duties and responsibilities of the committee; providing meeting requirements for the commission; requiring the commission to keep specified records and minutes; requiring the commission to pay specified expenses; authorizing the commission to accept specified donations and grants; prohibiting the commission from incurring specified obligations; providing specified immunity to certain individuals; providing exceptions; requiring the commission to defend specified individuals under certain circumstances; requiring the commission to indemnify certain individuals; providing exceptions; providing requirements for the rules of the commission; providing requirements for the exchange of specified information between member states; providing requirements for the oversight of the commission and member states; providing for the resolution of disputes through specified means, including specified judicial proceedings; requiring courts and administrative agencies of member states to take specified actions; providing requirements for the commission and member states for member states that have defaulted in their performance of compact requirements; providing requirements for notifications to such member states; providing requirements for member states who fail to cure such defaults; providing requirements for the termination of the compact for such member states; providing requirements for member states whose participation in the compact is terminated; providing commission and member state requirements relating to the resolution of certain disputes; providing requirements for the compact to take effect; providing requirements for the effect of certain rules and bylaws on member states; providing requirements for member states to withdraw from the compact; providing for construction and severability of the compact; providing for the consistent application of the compact in member states; providing that certain agreements are binding; amending s. 1000.36, F.S.; updating a cross-reference within the Interstate Compact on Educational Opportunity for Military Children; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1127 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Ethics, Elections & Open Government Subcommittee and Representative(s) Smith, Hunschofsky, Lopez, V., Trabulsky—

CS for HB 1127—A bill to be entitled An act relating to public records and meetings; creating s. 1012.9931, F.S.; providing an exemption from public meetings requirements for certain portions of meetings of the Interstate Teacher Mobility Compact Commission and its executive committee; providing an exemption from public records requirements for recordings, minutes, and records generated during exempt portions of such meetings and for certain records relating to specified investigations; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; providing a contingent effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HJR 1157 by the required constitutional three-fifths vote of the membership and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Agriculture, Conservation & Resiliency Subcommittee and Representative(s) Melo, Anderson, Barnaby, Black, Botana, Cross, Killebrew, Maggard, Overdorf, Rizo, Roth, Shoaf, Tant, Tuck—

CS for HJR 1157—A joint resolution proposing the creation of Section 28 of Article I of the State Constitution to preserve forever fishing, hunting, and the taking of fish and wildlife, including by the use of traditional methods, as a public right and preferred means of managing and controlling fish and wildlife; providing construction.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1191 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Infrastructure Strategies Committee, Transportation & Modals Subcommittee and Representative(s) McClure, Alvarez, Andrade, Bell, Botana, Fernandez-Barquin, Killebrew, Payne—

CS for CS for HB 1191—A bill to be entitled An act relating to the use of phosphogypsum; amending s. 336.044, F.S.; authorizing the Department of Transportation to undertake demonstration projects using phosphogypsum in road construction aggregate material to determine its feasibility as a paving material; creating s. 337.02611, F.S.; requiring the department to conduct a study on the suitability of using phosphogypsum as a construction aggregate material; providing requirements for the study; providing that such materials may be used as a construction aggregate material in accordance with specified regulations if the department determines it suitable for such use; amending s. 403.7045, F.S.; providing that phosphogypsum used under specified circumstances is not solid waste and is an allowed use in the state; authorizing the placement of phosphogypsum in specified stack systems; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1205 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Civil Justice Subcommittee and Representative(s) Andrade, Roth—

CS for HB 1205—A bill to be entitled An act relating to advertisements for legal services; creating s. 501.139, F.S.; defining terms; specifying prohibited practices relating to advertisements for legal services; requiring persons and entities that issue advertisements for legal services to solicit certain clients to include specified information and statements in such advertisements; providing requirements for such written and verbal statements; providing that the person or entity that issues an advertisement for legal services is solely responsible for ensuring such advertisements comply with specified provisions; providing media entities with immunity from liability for disseminating another person's or entity's advertisement for legal services which violates specified provisions; providing applicability; prohibiting the use, obtaining, sale, transfer, or disclosure of a consumer's protected health information for a specified purpose without written authorization; providing an exception; providing that certain violations are deemed deceptive and unfair trade practices; providing construction; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1209, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Ways & Means Committee, Regulatory Reform & Economic Development Subcommittee and Representative(s) Shoaf, Lopez, V.—

CS for CS for CS for HB 1209—A bill to be entitled An act relating to economic development; amending s. 215.971, F.S.; requiring certain agency agreements to include a provision allowing the agency to provide for the payment of specified invoices; providing construction; amending s. 288.018, F.S.; removing the requirement that grants received by a regional economic development organization under the Regional Rural Development Grants Program must be matched in a certain manner; removing certain demonstration requirements of program applicants; amending s. 288.0655, F.S.; revising the percentage of certain project costs for which the department may award certain grants; revising limitations on the use of certain grants awarded by the department; amending s. 288.9604, F.S.; providing a date after which the Florida Development Finance Corporation may not enter into specified agreements; removing the scheduled repeal of the corporation; amending s. 288.8017, F.S.; revising the purposes for which certain awards may be provided; amending s. 446.71, F.S.; providing definitions; revising the areas in which the department may provide grants through the Everglades Restoration Agricultural Community Employment Training Program; requiring the department to prioritize awarding employer-based grants to certain training programs; authorizing the use of certain grant funds for certain purposes; requiring the department to set aside a certain percentage of funds for a certain purpose; prohibiting the department from awarding employer-based grants in excess of a certain amount; revising residency requirements that a training program participant must meet to receive a certain grant from the department; revising the requirements for employer-based training programs established in the Everglades Agricultural Area or in certain rural areas of opportunity; providing that certain provisions shall control in the event of certain conflicts; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1215 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Ethics, Elections & Open Government Subcommittee and Representative(s) Maggard—

CS for HB 1215—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 current or former inspectors or investigators of the Department of Agriculture and Consumer Services and the spouses and children of the current or former inspectors or investigators; 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 referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1259, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Appropriations Committee, Education & Employment Committee and Representative(s) Canady, Garcia—

CS for CS for HB 1259—A bill to be entitled An act relating to education; amending s. 212.055, F.S.; conforming provisions to changes made by the act; amending s. 1013.62, F.S.; deleting obsolete language; making technical changes; revising charter school eligibility and ineligibility criteria to receive capital outlay funds; revising the calculation methodologies for the distribution of specified funds to eligible charter schools; providing school district requirements for the distribution of capital outlay funds to eligible charter schools; providing requirements for the use of capital outlay funds; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

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

Jeff Takacs, Clerk

By Infrastructure Strategies Committee, Agriculture, Conservation & Resiliency Subcommittee and Representative(s) Alvarez, Chambliss, Stark—

CS for CS for HB 1279—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 212.08, F.S.; authorizing farmers whose property meets certain requirements to apply to the Department of Revenue for a Florida farm tax exempt agricultural materials (TEAM) card; providing the purpose of the Florida farm TEAM card; providing that the Florida farm TEAM card is subject to certain review and expiration provisions; requiring the Department of Revenue to adopt rules; authorizing the Department of Agriculture and Consumer Services to take certain administrative actions regarding the Florida farm TEAM card; relieving selling dealers of the responsibility of collecting sales tax on purchases by Florida farm TEAM cardholders; requiring the Department of Revenue to accept Florida farm TEAM card applications beginning on a specified date; authorizing the Department of Revenue to adopt emergency rules; providing for the expiration of such authority; amending s. 213.053, F.S.; authorizing the Department of Revenue to make certain information available to the Department of Agriculture and Consumer Services for the purpose of administering the Florida farm TEAM card; creating s. 287.0823, F.S.; requiring by a specified date all food com-

modities purchased by certain state entities to be grown or produced in this state under certain circumstances; requiring such state entities to give preference to certain food commodities; authorizing competitive solicitations for such food commodities to give preference to certain vendors; requiring the Department of Management Services to provide a biennial report to the Governor, the Cabinet, and the Legislature by a specified date; requiring the department to adopt by rule a specified form; requiring certain state entities to submit the form to the department biennially by a specified date; providing requirements for the report; amending s. 500.03, F.S.; revising, redefining, and deleting terms; revising construction regarding the selling of food; amending s. 500.032, F.S.; requiring the Department of Agriculture and Consumer Services to administer and enforce certain provisions relating to the storage of food; amending s. 500.12, F.S.; revising the types of entities required to obtain food permits from the department; conforming provisions to changes made by the act; requiring food permits to be annually renewed in accordance with certain provisions; authorizing the department to charge a prorated fee for certain purposes; requiring late fees for applications not received on or before their due date; amending s. 500.121, F.S.; conforming provisions to changes made by the act; amending s. 500.147, F.S.; requiring bottled water to be processed in conformance with department rule; amending s. 500.172, F.S.; authorizing an agent of the department to take specified actions regarding mislabeled food; reordering and amending s. 502.012, F.S.; defining, revising, and redefining terms; amending s. 502.013, F.S.; revising the purpose of certain provisions regarding milk and milk products; amending s. 502.014, F.S.; revising the authority of the department to permit and collect samples of products for testing at certain facilities; amending s. 502.042, F.S.; deleting a provision requiring the department to periodically conduct certain shelf-life studies and to sample certain milk products; making technical changes; amending s. 502.053, F.S.; revising the milk facilities required to apply for a permit to operate; requiring operating permits for certain frozen dessert plants; deleting a requirement that frozen dessert plant permit holders submit specified reports to the department; conforming provisions to changes made by the act; amending s. 502.181, F.S.; deleting prohibitions against certain testing for milkfat content and for repasteurizing milk; amending s. 502.231, F.S.; conforming a provision to changes made by the act; repealing s. 502.301, F.S., relating to the Dairy Industry Technical Council; creating s. 570.161, F.S.; requiring certain licensees or permit holders to notify the department in writing of the person's e-mail address; providing civil penalties; providing that service by e-mail constitutes adequate and sufficient notice; authorizing the department to achieve service by other specified means under certain circumstances; repealing s. 570.23, F.S., relating to the State Agricultural Advisory Council; amending s. 570.71, F.S.; requiring the department to submit specified conservation easement purchase agreements to the Board of Trustees of the Internal Improvement Trust Fund for approval; amending s. 570.715, F.S.; increasing the estimated value threshold for the appraisal of specified conservation easement acquisitions; repealing s. 570.843, F.S., relating to the Florida Young Farmer and Rancher Advisory Council; amending s. 570.93, F.S.; revising the required contents of the department's agricultural water conservation program; amending s. 576.011, F.S.; defining and redefining terms; repealing ss. 581.217(14) and 585.008, F.S., relating to the Industrial Hemp Advisory Council and the Animal Industry Technical Council, respectively; amending s. 586.045, F.S.; revising the timeframe during which the department is required to provide written notice and forms to beekeepers for annual certificate of registration renewals; amending s. 595.404, F.S.; requiring the department to adopt and implement an exemption, waiver, and variance process by rule for sponsors of certain school food and other nutrition programs; amending s. 597.003, F.S.; revising the powers and duties of the department regarding the regulation of aquaculture in this state; providing construction; amending s. 597.004, F.S.; deleting requirements for rules adopted by the department for aquaculture certificates of registration; deleting provisions authorizing certain alligator producers to be issued aquaculture certificates of registration; providing legislative intent; preempting to the department the regulatory and permitting authority for all aquaculture products; providing construction; revising the types of aquaculture products that may be sold by an aquaculture producer under certain circumstances; amending s. 597.005, F.S.; revising the composition and responsibilities of the Aquaculture Review Council; amending s. 599.002, F.S.; revising the composition of the Viticulture Advisory Council; amending s. 934.50, F.S.; authorizing non-law enforcement employees of the department to use drones for specified purposes; amending s. 259.105, F.S.; conforming cross-references; reenacting ss. 373.016(4)(a), 373.223(3), and

373.701(2)(a), F.S., relating to declarations of state water policy and conditions for a permit, respectively, to incorporate the amendment made by this act to s. 500.03, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1281 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Energy, Communications & Cybersecurity Subcommittee and Representative(s) Buchanan, Roth—

CS for CS for HB 1281—A bill to be entitled An act relating to preemption over utility service restrictions; amending s. 366.032, F.S.; prohibiting certain local governmental entities, subject to specified exceptions, from enacting or enforcing a resolution, an ordinance, a rule, a code, or a policy or from taking any action that restricts or prohibits or has the effect of restricting or prohibiting the use of appliances; revising an exception to preemption; defining the term "appliance"; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1301 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Persons-Mulicka, Benjamin, Borrero, Daniels, Garcia, Lopez, V., Michael, Plasencia, Rizo, Salzman—

CS for HB 1301—A bill to be entitled An act relating to parenting and time-sharing of minor children; amending s. 61.13, F.S.; deleting the requirement for an unanticipated change in circumstances in order to modify a parenting plan or time-sharing schedule; creating a rebuttable presumption that equal time-sharing is in the best interests of a child; providing a standard of evidence to rebut such presumption; requiring a court to evaluate certain factors and make specific written findings of fact when creating or modifying a time-sharing schedule; providing an exception; authorizing modification of a time-sharing schedule under certain circumstances; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

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

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) McClure—

CS for HB 1307—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 493.6105, F.S.; making a technical change; revising requirements for applicants for a Class "K" license; amending s. 493.6113, F.S.; revising the circumstances under which the Department of Agriculture and Consumer Services may waive firearms training requirements; revising requirements for applicants for a Class "K" license; requiring the Division of Licensing of the department to establish a specified late fee by rule; amending s. 493.6123, F.S.; authorizing the department to publish certain information online in lieu of using a paper format; amending ss. 493.6304 and 493.6406, F.S.; making technical changes; amending s. 496.405, F.S.; revising requirements relating to registration fees for certain charitable organizations, sponsors, and parent organizations; amending s. 496.406, F.S.; conforming provisions to changes made by

the act; amending s. 527.01, F.S.; revising the definitions of the terms "Category I liquefied petroleum gas dealer" and "Category V LP gas installer"; creating s. 812.0151, F.S.; defining the term "fuel"; providing criminal penalties for certain actions relating to retail fuel theft; requiring law enforcement agencies to remove and reclaim, recycle, or dispose of fuel in a specified manner; requiring judges to enter a specified order for persons convicted of violating specified provisions; specifying that convicted persons are responsible for certain costs and payments; reenacting ss. 366.032(1)(e) and 489.105(3)(m), F.S., relating to preemption over utility service restrictions and definitions, respectively, to incorporate the amendments made by this act to s. 527.01, F.S., in references thereto; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 1349 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Melo, Rizo—

HB 1349—A bill to be entitled An act relating to mental health treatment; amending s. 394.461, F.S.; authorizing the Department of Children and Families to issue a conditional designation to certain facilities for a limited period to allow such facilities to implement corrective measures; amending s. 916.107, F.S.; providing that forensic clients must receive psychiatric medication therapy before admission to a state mental health treatment facility in certain circumstances; authorizing the sheriff to administer such medication within a county jail; amending s. 916.12, F.S.; specifying some possible treatment alternatives appropriate for the mental illness of a criminal defendant who is incompetent to proceed; requiring an examining expert to report why alternative treatment options are inappropriate in certain circumstances; amending s. 916.13, F.S.; providing that a court order committing a defendant to the department may include certain information; requiring a court to determine that alternative treatment options have been fully considered and found insufficient; revising the deadline for a report on certain persons committed for treatment; revising provisions relating to competency hearings; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

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

Jeff Takacs, Clerk

By Commerce Committee and Representative(s) Bankson, Garcia, Porras, Steele—

CS for HB 1353—A bill to be entitled An act relating to commercial financing product brokers and providers; creating part XIII of ch. 559, F.S., entitled "Florida Commercial Financing Disclosure Law"; creating s. 559.961, F.S.; providing a short title; creating s. 559.9611, F.S.; defining terms; creating s. 559.9612, F.S.; providing applicability; creating s. 559.9613, F.S.; requiring providers that consummate commercial financing transactions to provide specified written disclosures; authorizing providers to provide specified required disclosures when consummating a commercial financing facility which are based on an example of a transaction; specifying that disclosures are not required under certain circumstances; creating s. 559.9614, F.S.; prohibiting brokers from taking specified actions; creating s. 559.9615, F.S.; providing exclusive authority of the Attorney General to enforce specified provisions; providing civil penalties; providing construction; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1359 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Abbott, Chaney, Fabricio, Garcia, Roth, Salzman, Tant, Waldron—

CS for CS for HB 1359—A bill to be entitled An act relating to offenses involving fentanyl or fentanyl analogs; amending s. 893.13, F.S.; providing criminal penalties; providing for a mandatory minimum term of imprisonment if a person sells, manufactures, or delivers or possesses with intent to sell, manufacture, or deliver specified substances or mixtures, and such substance or mixture has at least one specified attribute; amending s. 893.135, F.S.; providing enhanced criminal penalties; providing for a mandatory minimum term of imprisonment if a person commits specified prohibited acts relating to controlled substances, and such substance or mixture has at least one specified attribute; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 1373 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Fernandez-Barquin, Garcia, Roth—

HB 1373—A bill to be entitled An act relating to county constitutional officers; creating s. 125.691, F.S.; prohibiting a county from creating any office, special district, or governmental unit, or expanding the powers or authority of such office, district, or unit, under certain conditions; providing that a county commissioner is guilty of misfeasance or malfeasance in office under certain conditions; authorizing the state to withhold certain county funding under certain conditions; authorizing certain county constitutional officers and residents to bring an action in circuit court under certain conditions; authorizing and prohibiting certain remedies; amending s. 129.01, F.S.; prohibiting a board of county commissioners' budget from providing funding to such offices, districts, and units under certain conditions; amending s. 129.021, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1379 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Infrastructure Strategies Committee, Water Quality, Supply & Treatment Subcommittee and Representative(s) Steele, Overdorf, Bankson, Basabe, Buchanan, Cassel, Chaney, Garcia, Gossett-Seidman, Gottlieb, Lopez, V., Porras, Yarkosky—

CS for CS for HB 1379—A bill to be entitled An act relating to environmental protection; amending s. 163.3177, F.S.; revising the required components of a local government comprehensive plan capital improvements element and general sanitary sewer, solid waste, drainage, potable water, and natural groundwater aquifer recharge element; making technical changes; requiring the update of comprehensive plans by a specified date; providing applicability; amending s. 253.025, F.S.; increasing the estimated value threshold of land acquisition agreements that are required to be submitted to and approved by the Board of Trustees of the Internal Improvement Trust Fund; removing the requirement that agreements to acquire initial lands for Florida Forever projects be submitted to and approved by the board of trustees; increasing the estimated value threshold for the appraisal of certain land acquisitions; requiring, rather than authorizing, the Department of Environmental Protection to disclose appraisal reports to private

landowners or their representatives during negotiations for certain land acquisitions; removing a provision requiring private landowners to maintain confidentiality of such reports; specifying the authority of the board of trustees or the department, as applicable, to acquire certain parcels at full value as determined by the highest approved appraisal; amending s. 259.032, F.S.; authorizing the board of trustees to acquire interests in lands that complete certain linkages within the Florida wildlife corridor; conforming a provision to changes made by the act; making technical changes; amending s. 259.105, F.S.; requiring the Department of Agriculture and Consumer Services to submit an updated priority list for the acquisition of certain agricultural lands to the Acquisition and Restoration Council by a specified date; providing construction; conforming cross-references; deleting an obsolete provision; requiring the council to give increased priority to specified projects; creating s. 373.469, F.S.; providing legislative findings and intent; defining terms; providing the components of the Indian River Lagoon Protection Program; requiring the department to evaluate and update the basin management action plans within the program at specified intervals; requiring the department, in coordination with specified entities, to identify and prioritize strategies and projects to achieve certain water quality standards and total maximum daily loads; requiring the department, in coordination with specified entities, to implement the Indian River Lagoon Watershed Research and Water Quality Monitoring Program for specified purposes; prohibiting the installation of new onsite sewage treatment and disposal systems beginning on a specified date under certain circumstances; requiring that commercial or residential properties with existing onsite sewage treatment and disposal systems be connected to central sewer or be upgraded to a certain system by a specified date; providing construction; authorizing the department and the governing boards of the St. Johns River Water Management District and the South Florida Water Management District to adopt rules; amending s. 373.501, F.S.; requiring, rather than authorizing, the department to transfer appropriated funds to the water management districts for specified purposes; requiring the districts to annually report to the department on the use of such funds; amending s. 373.802, F.S.; defining the term "enhanced nutrient-reducing onsite sewage treatment and disposal system"; amending s. 373.807, F.S.; conforming a cross-reference; revising requirements for onsite sewage treatment and disposal system remediation plans for springs; amending s. 373.811, F.S.; prohibiting new onsite sewage treatment and disposal systems within basin management action plans in effect for Outstanding Florida Springs under certain circumstances; authorizing the installation of enhanced or alternative systems for certain lots; amending s. 375.041, F.S.; requiring an annual appropriation from the Land Acquisition Trust Fund to the department for the acquisition of specified lands; deleting an obsolete provision; amending s. 381.0065, F.S.; defining the term "enhanced nutrient-reducing onsite sewage treatment and disposal system"; amending s. 381.00655, F.S.; encouraging local governmental agencies that receive funding for connecting onsite sewage treatment and disposal systems to central sewer facilities to provide notice of the funding availability to certain owners of onsite sewage treatment and disposal systems and to maintain a website with certain information regarding the funding; reordering and amending s. 403.031, F.S.; defining and revising terms; amending s. 403.067, F.S.; revising requirements for new or revised basin management action plans; requiring that basin management action plans include 5-year milestones for implementation; requiring certain entities to identify projects or strategies to meet such milestones; prohibiting the installation of new onsite sewage treatment and disposal systems within specified areas under certain circumstances; requiring the installation of enhanced or alternative systems for certain lots; revising requirements for a basin management action plan's cooperative agricultural regional water quality improvement element; amending s. 403.0673, F.S.; renaming the wastewater grant program as the water quality improvement grant program; revising the purposes of the grant program; specifying the projects for which the department may provide grants under the program; requiring the department to prioritize certain projects; requiring the department to coordinate with each water management district to annually identify projects; requiring the department to coordinate with specified entities to identify projects; revising reporting requirements; amending s. 403.086, F.S.; revising the waters that sewage disposal facilities are prohibited from disposing wastes into; amending s. 570.71, F.S.; requiring the Department of Agriculture and Consumer Services, in consultation with the Department of Environmental Protection, the water management districts, the Department of Economic Opportunity, and the Florida Fish and Wildlife Conservation Commission, to adopt rules giving funding priority

and preference to specified lands; requiring the Department of Agriculture and Consumer Services to submit certain purchase agreements to the Board of Trustees of the Internal Improvement Trust Fund for approval; amending s. 570.715, F.S.; increasing the estimated value threshold for the appraisal of specified conservation easement acquisitions; requiring, rather than authorizing, the Department of Agriculture and Consumer Services to disclose appraisal reports to private landowners or their representatives during negotiations for certain land acquisitions; amending ss. 201.15, 259.105, 373.019, 373.4132, 373.414, 373.4142, 373.430, 373.4592, 403.890, 403.892, 403.9301, and 403.9302, F.S.; conforming cross-references and provisions to changes made by the act; reenacting s. 259.045(6), F.S., relating to the purchase of lands in areas of critical state concern, to incorporate the amendment made to s. 259.032, F.S., in a reference thereto; providing a declaration of important state interest; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1397, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Transportation & Modals Subcommittee and Representative(s) McClure—

CS for HB 1397—A bill to be entitled An act relating to regional transportation planning; providing legislative findings and intent; requiring the Department of Transportation to conduct a study of the organizational structure and operation of the Hillsborough Area Regional Transit Authority; specifying requirements of the study; requiring the department to submit a specified report to the Governor and Legislature; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1417 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Esposito, McClure, Anderson, Garcia—

CS for HB 1417—A bill to be entitled An act relating to residential tenancies; creating s. 83.425, F.S.; preempting the regulation of residential tenancies and the landlord-tenant relationship to the state; specifying that the act supersedes certain local regulations; amending ss. 83.57 and 83.575, F.S.; revising how much notice is required to terminate certain tenancies; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1419 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Robinson, W., Fabricio, Garcia, López, J., Overdorf, Roth—

CS for CS for HB 1419—A bill to be entitled An act relating to real property fraud; creating s. 28.2225, F.S.; creating the Title Fraud Prevention Through Identity Verification Pilot Program in Lee County; authorizing the clerk of the circuit court for Lee County to require the production of a government-issued photographic identification card before recording a deed or other instrument in specified circumstances and providing requirements therefor; providing requirements for the clerk, including submitting a certain report to the Governor and Leg-

islature by a specified date; providing that the clerk is not required to allow access to a record or other information that is confidential and exempt; providing for prospective repeal; creating s. 28.47, F.S.; requiring the clerk to create, maintain, and operate an opt-in recording notification service; providing definitions; requiring the clerk to ensure that registration for such service is possible through an electronic registration portal; providing portal and notification requirements; providing immunity from liability for the clerk; providing construction; providing applicability for certain property appraisers; creating s. 65.091, F.S.; providing that an action may be brought under ch. 65, F.S., to quiet title after a fraudulent attempted conveyance; requiring the court to quiet title and award certain title and rights under certain circumstances; requiring the clerk to provide a simplified complaint form; creating s. 689.025, F.S.; requiring a quitclaim deed to be in a specified form; amending s. 695.26, F.S.; revising requirements for recording instruments affecting real property; providing effective dates.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1441 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Constitutional Rights, Rule of Law & Government Operations Subcommittee and Representative(s) Antone, Cross, Edmonds, Eskamani, Harris, Plakon, Roth, Waldron—

CS for HB 1441—A bill to be entitled An act relating to a Florida Museum of Black History; creating s. 267.0722, F.S.; creating a Florida Museum of Black History Task Force within the Division of Historical Resources of the Department of State; providing for the appointment of task force members by the Governor and the Legislature; providing requirements for members of the task force; prohibiting compensation for members of the task force; providing that task force members are entitled to receive reimbursement for per diem and travel expenses; requiring the division to provide staff and expend funds as necessary to assist the task force; requiring the task force to develop certain plans and recommendations; requiring the task force to submit a report to the Governor and the Legislature before a certain date; providing for the expiration of the task force; authorizing the Legislature to consider the commissioning, construction, operation, and administration of a Florida Museum of Black History; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1471, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Healthcare Regulation Subcommittee and Representative(s) Busatta Cabrera—

CS for CS for HB 1471—A bill to be entitled An act relating to health care provider accountability; amending s. 400.022, F.S.; revising the rights of licensed nursing home facility residents; providing definitions; amending s. 408.812, F.S.; creating a cause of action for an ex parte temporary injunction against continued unlicensed activity; providing requirements for such injunction; providing construction; authorizing the Agency for Health Care Administration to provide certain records to local law enforcement and state attorneys' offices under certain circumstances; amending ss. 458.328 and 459.0138, F.S.; requiring the Department of Health to inspect specified offices before registration and refuse to register a new office or immediately suspend the registration of a registered office that refuses an inspection for a specified timeframe; prohibiting the department from registering specified facilities; providing suspension requirements; providing standard of practice requirements for office surgeries; providing definitions; prohibiting certain office surgeries; providing physician, office, and procedure requirements; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1537, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education & Employment Committee, Appropriations Committee, Education Quality Subcommittee and Representative(s) Rizo, Daniels, Alvarez, Anderson, Bankson, Benjamin, Brackett, Dunkley, Esposito, Garcia, Gossett-Seidman, Holcomb, Lopez, V., Massullo, Overdorf, Plasencia, Porras, Roth, Salzman, Snyder, Steele, Temple, Trabulsy, Valdés, Williams, Yarkosky—

CS for CS for CS for HB 1537—A bill to be entitled An act relating to education; creating s. 683.335, F.S.; requiring the Governor to proclaim September 11 of each year as "9/11 Heroes' Day"; requiring the day to be observed in public schools and by public exercise; requiring certain middle and high school students to receive specified instruction; requiring the State Board of Education to adopt certain revised social studies standards; amending s. 1002.20, F.S.; requiring school districts to annually review and confirm specified information is accurate and up to date; requiring school districts to send a notification to parents under certain circumstances; authorizing students to possess and use certain medication while on school property or at a school-sponsored event; amending s. 1002.33, F.S.; providing clarifying language relating to admission and dismissal procedures for charter schools; amending s. 1002.42, F.S.; conforming a cross-reference; creating s. 1003.07, F.S.; creating the Year-round School Pilot Program for a period of 4 school years beginning with a specified school year; providing the purpose of the program; providing for an application process for participation in the program; requiring the Commissioner of Education to select a certain number of school districts to participate in the program; providing requirements for participating school districts; requiring the commissioner to submit a report to the Governor and Legislature; providing requirements for such report; authorizing the State Board of Education to adopt rules; amending s. 1003.42, F.S.; requiring the history of Asian Americans and Pacific Islanders to be included in specified instruction; providing requirements for such instruction; amending s. 1003.4282, F.S.; revising a graduation requirement for certain students; amending s. 1004.04, F.S.; revising the core curricula for certain teacher preparation programs; amending s. 1004.85, F.S.; revising terminology; deleting a requirement that certain certification programs be previously approved by the Department of Education; revising requirements for certain competency-based programs, certain teacher preparation field experience, and participants in certain teacher preparation programs; requiring the State Board of Education to adopt specified rules relating to the continued approval of certain teacher preparation programs rather than by a determination of the Commissioner of Education; amending s. 1005.04, F.S.; requiring certain institutions to include specified information relating to student fees and costs in a disclosure to prospective students; requiring certain institutions to provide information affirmatively demonstrating compliance with fair consumer practice requirements; creating s. 1005.11, F.S.; requiring the Commission for Independent Education to annually prepare an accountability report by a specified date; providing requirements for such report; requiring licensed institutions to annually provide certain data to the commission by a specified date; providing requirements for the determination of a specified rate; requiring the commission to establish a common set of data definitions; requiring the commission to impose administrative fines for an institution that fails to timely submit the data; providing requirements for such fines; providing authority for the commission to require certain data reporting by certain institutions; amending s. 1005.22, F.S.; revising the powers and duties of the commission; amending s. 1005.31, F.S.; revising the commission's evaluation standards for licensure of an institution; authorizing the commission to prohibit the enrollment of new students, or limit the number of students in a program at, a licensed institution under certain circumstances; authorizing the commission to take specified actions relating to licensed institutions; authorizing the commission to establish certain benchmarks by rule; providing for the designation of certain licensed institutions as high performing; creating s. 1005.335, F.S.; requiring all programs at licensed institutions to be disclosed to the commission; requiring institutions to receive institutional accreditation prior to obtaining licensure for prelicensure professional nursing programs; requiring the commission to adopt rules; amending s. 1006.09, F.S.; providing requirements for searches of students' personal belongings;

amending s. 1006.13, F.S.; creating a rebuttable presumption for certain disciplinary actions; amending s. 1006.148, F.S.; conforming a cross-reference; amending s. 1007.27, F.S.; revising the articulated acceleration mechanisms available to certain students; requiring the state board and Board of Governors to identify Florida College System institutions and state universities to develop certain courses and provide specified training; requiring the department to take specified actions relating to certain courses; authorizing the department to partner with specified organizations to develop certain assessments; providing for the award of credit to certain students; requiring the department to provide a report to the Legislature by a specified date; providing requirements for such report; amending s. 1007.271, F.S.; requiring dual enrollment courses to be age and developmentally appropriate; amending s. 1007.35, F.S.; revising the responsibilities of the Florida Partnership for Minority and Underrepresented Student Achievement; conforming provisions to changes made by the act; amending s. 1008.22, F.S.; authorizing school districts to select the Classic Learning Test for an annual districtwide administration for certain students; amending s. 1008.34, F.S.; revising the calculation of school grades for certain schools; amending s. 1009.531, F.S.; revising the list of courses that receive additional weights for the purpose of calculating students' grade point averages when determining initial eligibility for a Florida Bright Futures Scholarship; authorizing students to earn a concordant score on the Classic Learning Test to meet the initial eligibility requirements for the Florida Bright Futures Scholarship Program; amending ss. 1009.534, 1009.535, and 1009.536, F.S.; authorizing students to use a combination of volunteer service hours and paid work hours to meet certain program eligibility requirements; providing that paid work hours completed on or after a specified date shall be used to meet certain program eligibility requirements; amending s. 1012.22, F.S.; authorizing district school boards to review and reappoint certain staff; amending s. 1012.34, F.S.; providing school administrators are not precluded from taking specified actions; amending s. 1012.56, F.S.; revising requirements for a person seeking an educator certification; revising criteria for the award of a temporary certificate; revising the validity period for certain temporary certificates; deleting provisions relating to the department's ability to extend the validity period of certain temporary certificates; revising the requirements for the approval and administration of such programs; establishing professional education competency programs; requiring school districts to develop and maintain such a program; authorizing private schools and state-supported schools to develop and maintain such a program; amending s. 1012.57, F.S.; authorizing charter school governing boards to issue adjunct teaching certificates; requiring a charter school to post specified requirements on its website and annually report specified information relating to adjunct teaching certificates to the Department of Education; conforming a cross-reference; amending s. 1012.575, F.S.; conforming a cross-reference; amending s. 1012.585, F.S.; requiring certain applicants for the renewal of a professional certificate to earn specified college credit or inservice points; providing requirements for such credit or points; amending s. 1012.586, F.S.; conforming a cross-reference; amending s. 1012.98, F.S.; defining the term "professional learning"; prohibiting specified meetings from being considered professional learning and eligible for inservice points; providing and revising requirements for certain professional learning activities; revising department and school district duties relating to such activities; providing requirements for entities contracted with to provide professional learning services and inservice education for school districts; amending s. 1012.986, F.S.; renaming the "William Cecil Golden Professional Development Program for School Leaders" as the "William Cecil Golden Professional Learning Program for School Leaders"; revising the goal of the program; amending s. 1013.62, F.S.; revising the charter school eligibility criteria for capital outlay funding; amending s. 1014.05, F.S.; conforming a cross-reference; authorizing certain students to meet specified assessment graduation requirements by earning certain scores on specified assessments; providing for the future expiration of such provisions; providing a directive to the Division of Law Revision; providing effective dates.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1571 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Silvers, Gottlieb, Eskamani—

CS for HB 1571—A bill to be entitled An act relating to juvenile court proceedings; amending s. 39.013, F.S.; authorizing individuals to appear at or attend dependency proceedings through audio or audio-video communication technology, except under certain circumstances; amending s. 39.0131, F.S.; requiring parties in certain proceedings to provide their primary e-mail addresses to the court; authorizing the court to excuse parties from such requirement for good cause shown; requiring the court to excuse certain parties from such requirement; amending s. 39.402, F.S.; requiring that court notices for shelter placement hearings held through audio or audio-video communication technology include certain information; amending s. 39.502, F.S.; specifying how parties to certain hearings involving children may consent to service or notice by e-mail; requiring that certain summonses and notices contain instructions for appearance through audio or audio-video communication technology; amending s. 39.506, F.S.; requiring parties at arraignment hearings to provide their primary e-mail addresses to the court; authorizing the court to excuse parties from such requirement for good cause shown; requiring the court to excuse certain parties from such requirement; conforming provisions to changes made by the act; amending ss. 39.521 and 39.801, F.S.; conforming provisions to changes made by the act; amending s. 92.54, F.S.; authorizing the use of audio-video communication technology for showing testimonies in proceedings involving a victim or witness under the age of 18 or who has an intellectual disability; amending s. 985.319, F.S.; requiring that summonses for juvenile delinquency hearings held through audio or audio-video communication technology provide certain information; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1575, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee and Representative(s) Brackett—

CS for HB 1575—A bill to be entitled An act relating to public safety emergency communications systems; amending s. 553.79, F.S.; requiring a licensed contractor to submit a design for a two-way radio communication enhancement system under certain circumstances; prohibiting the local authority having jurisdiction from withholding a temporary certificate of occupancy solely on the need for a two-way radio communication enhancement system; requiring the installation of such a system within a certain timeframe after the local authority having jurisdiction approves the design; prohibiting extensions of a temporary certificate of occupancy from being unnecessarily withheld; amending s. 633.202, F.S.; requiring new and existing buildings to meet certain requirements in the Florida Fire Prevention Code; authorizing the local authority having jurisdiction to require the installation of a two-way radio communication enhancement system or an assessment of a building's interior radio coverage and signal strength under certain circumstances; limiting the number of times that the local authority having jurisdiction may require such assessment; providing exceptions; requiring certain consent to be obtained and maintained in a specified manner; specifying that a two-way radio communication enhancement system and a minimum radio strength assessment are not required under certain circumstances; requiring the local authority having jurisdiction to give certain owners a specified amount of time to complete certain modifications or retrofitting; specifying when such time period begins; providing exceptions; providing applicability; prohibiting the local authority having jurisdiction from enforcing certain requirements; requiring the State Fire Marshal to incorporate the changes made by this act into the Florida Fire Prevention Code; authorizing the State Fire Marshal to adopt rules; amending s. 843.16, F.S.; exempting certain installations of two-way radio communication enhancement systems from a certain prohibition; amending s. 440.103, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 7007 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ethics, Elections & Open Government Subcommittee and Representative(s) Jacques—

HB 7007—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 an exemption from public records requirements for certain security or firesafety system plans; removing the scheduled repeal of the exemption; repealing s. 281.301, F.S., relating to security and firesafety systems; amending s. 286.0113, F.S., which provides an exemption from public meeting requirements for the portion of a meeting that would reveal a security or firesafety system plan or portion thereof; removing the scheduled repeal of the exemption; amending s. 1006.1493, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 7027 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Water Quality, Supply & Treatment Subcommittee and Representative(s) Overdorf, Chaney, Roth—

HB 7027—A bill to be entitled An act relating to ratification of rules of the Department of Environmental Protection; ratifying specified rules relating to standards for onsite sewage treatment and disposal systems and for domestic wastewater facility planning for facilities expansion, collection/transmission systems, and an operation and maintenance manual 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 construction; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 7035 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ethics, Elections & Open Government Subcommittee and Representative(s) Griffiths—

HB 7035—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 627.352, F.S., which provides an exemption from public record and public meeting requirements for certain data and information relating to cybersecurity; repealing exemptions relating to data and information from technology systems; making technical changes; revising specified information that is required to be made available to certain entities; removing the scheduled repeal of the exemption; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7041, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Regulatory Reform & Economic Development Subcommittee and Representative(s) Sirois, Duggan, Daniels—

CS for HB 7041—A bill to be entitled An act relating to Space Florida; amending s. 20.60, F.S.; requiring the Secretary of Economic Opportunity to serve as the manager for the state with respect to contracts with Space Florida; requiring a certain report by the Department of Economic Opportunity to include an annual report on Space Florida; amending s. 288.0001, F.S.; requiring the Office of Economic and Demographic Research and the Office of Program Policy and Government Accountability to provide to the Governor and the Legislature an analysis of Space Florida by a date certain and thereafter at certain intervals; amending s. 331.303, F.S.; revising definitions; amending s. 331.305, F.S.; making a technical change; amending s. 331.3051, F.S.; revising the duties of Space Florida; amending s. 331.3081, F.S.; revising membership of the board of directors of Space Florida; providing that members appointed to the board by the Governor are subject to Senate confirmation; providing for staggered terms, appointments, filling of vacancies, removal of members, and meetings of the board; providing that members serve without compensation but may receive reimbursement for per diem and travel expenses; requiring the board to conduct certain education for new board members; prohibiting Space Florida from endorsing a candidate or contributing moneys to a campaign; amending s. 331.310, F.S.; conforming a cross-reference; amending s. 331.3101, F.S.; requiring the annual report of Space Florida to include certain information; prohibiting Space Florida from expending funds on certain expenses; providing that certain expenses may not exceed a certain amount; revising the scheduled expiration of provisions requiring certain information in an annual report; abrogating the scheduled expiration of provisions relating to the expenditure of certain funds; amending s. 331.312, F.S.; providing Space Florida with certain authority; amending s. 331.313, F.S.; requiring Space Florida to consult with certain agencies and jurisdictions; requiring Space Florida to advise the Department of Transportation of certain determinations and take certain actions relating to certain construction projects; amending s. 331.324, F.S.; requiring Space Florida to make and obtain certain assessments; requiring the submission of a final assessment report to certain persons; requiring the board of directors to submit a certain statement to the Department of Economic Opportunity; requiring Space Florida to complete a certain assessment at certain intervals beginning on a certain date; providing that the provisions of this act shall control to the extent of certain conflicts; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Kathleen Passidomo, 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.

Jeff Takacs, Clerk

By Infrastructure Strategies Committee, Agriculture, Conservation & Resiliency Subcommittee and Representative(s) Buchanan, Canady, Cassel, Cross, Eskamani, Truenow—

CS for HB 7047—A bill to be entitled An act relating to state land acquisition; amending s. 253.025, F.S.; increasing the estimated value threshold of land acquisition agreements that are required to be submitted to and approved by the Board of Trustees of the Internal Improvement Trust Fund; removing the requirement that agreements to acquire initial lands for Florida Forever projects be submitted to and approved by the board of trustees; increasing the estimated value threshold for the appraisal of certain land acquisitions; requiring, rather than authorizing, the Department of Environmental Protection to disclose appraisal reports to private landowners or their representatives during negotiations for land acquisitions; removing a provision requiring private landowners to maintain confidentiality of such reports; specifying the authority of the board of trustees or the department, as applicable, to acquire certain parcels at full value as determined by the highest approved appraisal; amending s. 259.032, F.S.; authorizing the Board of Trustees of the Internal Improvement Trust Fund to acquire specified conservation and recreation lands; conforming provisions to changes made by the act; amending s. 259.105, F.S.; requiring the Department of Agriculture and Consumer Services to submit an updated priority list for the acquisition of certain agricultural lands to the Acquisition and Restoration Council by a specified date; providing construction; conforming cross-references; deleting an obsolete provision; requiring the council to give increased priority to

specified projects; amending s. 375.041, F.S.; requiring an annual appropriation from the Land Acquisition Trust Fund to the department for the acquisition of specified lands; deleting an obsolete provision; amending s. 570.71, F.S.; requiring the Department of Agriculture and Consumer Services, in consultation with the Department of Environmental Protection, the water management districts, the Department of Economic Opportunity, and the Florida Fish and Wildlife Conservation Commission, to adopt rules giving funding priority and preference to specified lands; requiring the Department of Agriculture and Consumer Services to submit certain purchase agreements to the Board of Trustees of the Internal Improvement Trust Fund for approval; amending s. 570.715, F.S.; increasing the estimated value threshold for the appraisal of specified conservation easement acquisitions; requiring, rather than authorizing, the Department of Agriculture and Consumer Services to disclose appraisal reports to private landowners or their representatives during negotiations for certain land acquisitions; providing an effective date.

—was referred to the Committee on Fiscal Policy.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed HB 7061 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Koster—

HB 7061—A bill to be entitled An act relating to sheriffs providing child protective investigative services; repealing s. 39.3065, F.S., relating to sheriffs of certain counties providing child protective investigative services; amending ss. 39.013, 39.0141, 39.301, 39.3068, 39.307, 39.308, 39.4015, 39.523, 39.524, 402.40, 402.402, 409.1754, 937.021, and 1004.615, F.S.; conforming provisions to changes made by the act; requiring sheriffs in certain counties who provide child protective investigative services functions to transfer such functions to the Department of Children and Families by a mutually agreed upon date; specifying which entity becomes the custodian of certain files and documents; providing requirements for all grants and grant-related assets; authorizing the department to extend certain private leases for a certain amount of time; authorizing the department and each sheriff to enter into a specified agreement for a specified timeframe; authorizing certain employees to transfer their employment to the department; requiring the department to establish positions for such employees; providing certain benefits to employees who transfer their employment to the department; providing for the defense and indemnification of certain claims; providing construction; providing effective dates.

—was referred to the Committee on Fiscal Policy.

RETURNING MESSAGES — FINAL ACTION

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 256.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 598.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 666.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 774.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 946 by the required constitutional two-thirds vote of the members voting.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed SB 948.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Kathleen Passidomo, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 1278.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 19 and April 25 were corrected and approved.

CO-INTRODUCERS

Senators Berman—CS for CS for SB 272; Rouson—CS for CS for SB 1408

ADJOURNMENT

On motion by Senator Mayfield, the Senate adjourned at 6:56 p.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

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March 7 through May 5, 2023

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JOURNAL OF THE SENATE

SENATE BILLS, RESOLUTIONS, AND MEMORIALS BY NUMBER
WITH SUBJECT, INTRODUCER, AND DISPOSITION

REGULAR SESSION
March 7 through May 5, 2023

(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
- SM — Special Master
- SO — Bills on Special Orders

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
- 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

<p>SB</p> <p>2 Relief of the Estate of Molly Parker/Department of Transportation (Hooper) (FR)7, (SM)288, (CR)366, (CR)394, (CR)442, (BA)500, (SO)535</p> <p>4 Relief of Maria Garcia by the Pinellas County School Board (Rouson and Book) (FR)7, (SM)193, (CR)222, (CO)228, (CR)335, (CR)442, (BA)473, (SO)535</p> <p>6 Relief of the Estate of Jason Sanchez by Miami-Dade County (Rodriguez) (FR)7, (SM)243, (CR)288, (CR)366, (CR)442, (BA)500, (SO)535</p> <p>8 Relief of Leonard Cure/State of Florida (Jones and Thompson) (FR)7, (SM)288, (CR)335, (CO)338, (CR)397, (CR)442, (BA)530, 531, (SO)535</p> <p>10 Relief of Kristin A. Stewart by Sarasota County (Gruters) (FR)7, (SM)193, (CR)222, (CR)269, (CR)367, (BA)414, (SO)424</p> <p>12 Relief of Ricardo Medrano-Arzate and Eva Chavez-Medrano, as personal representatives of Hilda Medrano/Okeechobee County Sheriff's Office (Judiciary and Polsky) (FR)7, (SM)288, (CR)367, (CS)371, (RC)381, (CR)442, (BA)500, (SO)535</p> <p>14 Relief of Douglas and Gail Quinn by the Department of Business and Professional Regulation (Gruters) (FR)7 DSC</p> <p>16 Relief of Mitchell by the South Broward Hospital District (Judiciary and Gruters) (FR)8, (SM)243, (CR)297, (CS)297, (CR)335, (CR)442, (BA)502, (SO)535</p> <p>18 Relief of the Estate of Danielle Maudsley by the Department of Highway Safety and Motor Vehicles (Jones) (FR)8 DSC</p> <p>20 Relief of Maury Hernandez/Department of Corrections (Wright) (FR)8 DSC</p> <p>22 Relief of Julia Perez by the St. Johns County Sheriff's Office (Bradley) (FR)8 DSC</p> <p>24 Relief of C.C. by the Department of Children and Families (Rodriguez) (FR)8 DSC</p> <p>26 Relief of Thomas Raynard James by the State of Florida (Rouson) (FR)8 DSC</p> <p>28 DNI</p> <p>30 Not Used</p>	<p>SB</p> <p>32 Florida Statutes (Mayfield) (FR)8, (CR)116, (BA)130, (SO)137, 228, 254 Ch. 2023-8</p> <p>34 Florida Statutes (Mayfield) (FR)8, (CR)116, (BA)131, (SO)137, 228, 254 Ch. 2023-9</p> <p>36 Florida Statutes (Mayfield) (FR)9, (CR)116, (BA)131, (SO)137, 228, 254 Ch. 2023-10</p> <p>38 Florida Statutes (Mayfield) (FR)9, (CR)116, (BA)131, (SO)137, 228, 254 Ch. 2023-11</p> <p>40 Florida Statutes (Mayfield) (FR)9, (CR)116, (BA)131, (SO)137, 228, 254 Ch. 2023-12</p> <p>42 Florida Statutes (Mayfield) (FR)9, (CR)116, (BA)131, (SO)137, 228, 254 Ch. 2023-13</p> <p>44 Florida Statutes (Mayfield) (FR)9, (CR)116, (BA)132, (SO)137, 228, 254 Ch. 2023-14</p> <p>46 Health Insurance Cost Sharing (Wright and others) (FR)9, (CO)209, (CR)366 DSC</p> <p>48 Court-related Payment Plans (Wright) (FR)9 DSC</p> <p>50 Public Records/Judicial Assistants (Governmental Oversight and Accountability and Wright) (FR)9, (CR)116, (CR)195, (CS)196, (CR)288, (BA)362, (SO)366 Ch. 2023-131</p> <p>52 Student Use of Social Media Platforms (Fiscal Policy and others) (FR)9, (CS)109, (CR)116, (CR)194, (CS/CS)196, (CR)270, (CS/CS/CS)270, (BA)334, (SO)335, (BA)422, (SO)424</p> <p>54 Land Acquisition Trust Fund (Environment and Natural Resources and Rodriguez) (FR)10, (CS)109, (CR)116 DSC</p> <p>56 Psychology Interjurisdictional Compact (Health Policy and others) (FR)10, (CR)367, (CS)371, (CR)394, (CO)396, (CR)535, (BA)643, (BA)644, (SO)670</p> <p>58 Public Records and Meetings/Psychology Interjurisdictional Compact (Appropriations Committee on Health and Human Services and others) (FR)10, (CR)367, (CS)372, (CR)397, (CS/CS)398, (CR)535, (BA)644, (SO)670</p> <p>60 Animal Cremation (Harrell) (FR)10 DSC</p> <p>62 Relief of Robert Earl DuBoise by the State of Florida (Grall) (FR)10, (SM)142, (CR)185, (CR)222, (CR)397, (BA)434, 435, (SO)439</p>
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- SB 64 Transportation (Fiscal Policy and others) (FR)11, (CS) 109, (CR)116, (CR)143, (CS/CS)175, (CR)535, (CS/CS/CS) 535, (BA)627, (SO)629, (BA)663, (BA)717, (BA)731, (BA) 732, (BA)733
- 66 Risk Protection Orders (Berman and others) (FR)11 DSC
- SR 68 Sexual Assault Awareness Month/Start by Believing Day (Berman) (FR)560 Adopted
- 70 Family Court Awareness Month (Berman) (FR)639 Adopted
- SB 72 Transportation Facility Designations/SPC Zachary L. Shannon Memorial Highway (Hooper) (FR)11 DSC
- 74 Child Water Safety Requirements (Rodriguez) (FR)11 DSC
- 76 State Park Campsite Reservations (Appropriations Committee on Agriculture, Environment, and General Government and others) (FR)11, (CR)115, (CR)194, (CS) 196, (CR)270, (BA)327, (SO)335
- 78 Designation of the State Bird (Polsky) (FR)11 DSC
- 80 Marriage Between Persons of the Same Sex (Polsky and others) (FR)11 DSC
- 82 Designation of Eligible Telecommunications Carriers (Rodriguez) (FR)12 DSC
- 84 Water Safety (Rodriguez) (FR)12 DSC
- 86 Transportation Facility Designations/Gustavo Barreiro Way (Rodriguez) (FR)12 DSC
- 88 Task Force on Workforce Housing for Teachers and Expansion of Schools (Jones) (FR)12 DSC
- 90 Relief of Michael Barnett/Department of Children and Families (DiCeglie) (FR)12 DSC
- 92 Vacation Rentals (Garcia) (FR)12 DSC
- SJR 94 Partisan Election of Members of District School Boards (Gruters) (FR)12, (CR)193, (CR)244, (CR)367, (BA)419, (SO)424
- SB 96 Transportation-related Facility Designations (Fiscal Policy and others) (FR)12, (CR)223, (CS)224, (CR)397, (CS/CS)398, (CR)442, (CS/CS/CS)443, (BA)473, (SO)535, (BA)580
- 98 WNI
- 100 Mangrove Replanting and Restoration (Appropriations Committee on Agriculture, Environment, and General Government and others) (FR)12, (CR)115, (CR)397, (CS) 398 DSC
- 102 Housing (Appropriations and others) (FR)12, (CS)109, (CR)115, (CR)117, (BA)132, **135**, (SO)137, (CO)141, 257, 274 Ch. 2023-17
- 104 Residential Mortgage Loans (Garcia) (FR)13 DSC
- 106 Florida Shared-Use Nonmotorized Trail Network (Appropriations and others) (FR)14, (CS)110, (CR)115, (CR) 117, (BA)**132**, (SO)137, 384 Ch. 2023-20
- 108 Trees and Vegetation Within the Rights-of-way of Certain Roads and Rail Corridors (Transportation and Rodriguez) (FR)14, (CS)111, (CR)117, (CR)137, (CR)194, (BA)**362**, (SO)366 DM
- 110 State Board of Administration (Appropriations and others) (FR)14, (CR)143, (CS)175, (RC)180, (CR)425, (CS/CS) 426, (BA)473, **474**, (SO)535 Ch. 2023-111
- 112 Step-therapy Protocols (Health Policy and others) (FR) 15, (CS)111, (CR)116, (CR)142, (CR)397, (BA)**565**, (SO) 585 DM
- 114 Tax Exemption for Diapers and Incontinence Products (Book and others) (FR)15, (CR)137, (CR)142, (CO)181, (CO)209 DSC
- 116 Taxation of Investigative Services (Commerce and Tourism and Rodriguez) (FR)15, (CS)111, (CR)117, (CR)142 DSC
- SR 118 Esophageal Cancer Awareness Month (Harrell) (FR) 429 Adopted
- SB 120 Homestead Assessments (Community Affairs and Avila) (FR)15, (CS)111, (CR)117 DSC
- SJR 122 Revised Limitation on Increases of Homestead Property Tax Assessments (Avila) (FR)15, (CR)116 DSC
- SB 124 Homestead Exemptions for Persons Age 65 and Older (Community Affairs and Avila) (FR)15, (CS)111, (CR) 117 DSC
- SJR 126 Homestead Tax Exemption for Certain Senior, Low-income, Long-term Residents (Avila) (FR)15, (CR)116 DSC
- SB 128 Contacting Consumer Debtors (Banking and Insurance and Rodriguez) (FR)15, (CR)297, (CS)297, (CR)439 DSC
- 130 Domestic Violence (Rules and others) (FR)15, (CR)138, (CS)138, (RC)140, (CO)141, (CO)181, (CR)195, (CS/CS) 196, (BA)**221**, (CO)221, (SO)222, 433 Ch. 2023-112
- 132 Crime Victim Compensation (Polsky and Osgood) (FR) 15 DSC
- 134 WNI
- 136 Florida Kratom Consumer Protection Act (Appropriations Committee on Agriculture, Environment, and General Government and others) (FR)15, (CR)138, (CS) 138, (CO)141, (CR)397, (CS/CS)398, (CR)442, (BA)576, (SO)585
- SR 138 DNI
- SB 140 Fees/Professional Counselors Licensure Compact (Rodriguez) (FR)16, (CR)243, (CR)394, (CR)442, (BA)565, (SO)585
- 142 Coverage for Skin Cancer Screenings (Harrell) (FR)16 DSC
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- 146 Sale or Transfer of Ammunition (Polsky) (FR)16 DSC
- 148 Public Records/Buyer or Transferee of Ammunition (Polsky) (FR)16 DSC
- 150 Public Safety (Fiscal Policy and others) (FR)16, (CR)116, (CO)141, (CR)143, (CS)176, (BA)262, (BA)263, (SO) 269
- 152 Public Records/Safe-school Officer at a Private School (Collins) (FR)17, (CR)116, (CR)143, (BA)267, (SO) 269
- 154 Condominium and Cooperative Associations (Fiscal Policy and others) (FR)17, (CS)111, (RC)115, (CR)117, (CO) 181, (CR)195, (CS/CS)196, (BA)262, (SO)269, (BA)348, (BA)360, (SO)366, (BA)**388**, 773, **780** Ch. 2023-203
- 156 Physical Therapy Licensure Compact (Harrell) (FR)17 DSC
- 158 Public Records and Meetings/Department of Health or the Board of Physical Therapy (Harrell) (FR)18 DSC
- SM 160 Redesignation of the Revolutionary Armed Forces of Colombia (FARC) as a Foreign Terrorist Organization (Military and Veterans Affairs, Space, and Domestic Security and others) (FR)18, (CS)111, (CR)117, (CR)143, (BA)211, **212**, (SO)222 Passed
- SB 162 Water and Wastewater Facility Operators (Fiscal Policy and others) (FR)18, (CR)195, (CS)197, (CR)297, (CS/CS) 298, (CR)397, (CS/CS/CS)398, (BA)**436**, (SO)439 Ch. 2023-204
- 164 Controlled Substance Testing (Rules and others) (FR)18, (CR)116, (CR)138, (CR)223, (CS)224, (CO)228, (BA)267, **268**, (SO)269 Ch. 2023-297
- 166 Human Trafficking (Berman and Osgood) (FR)18 DSC
- 168 Motor Vehicle Insurance and Driver Licenses for Foster Youth (Garcia) (FR)18, (CR)115 DSC
- 170 Local Ordinances (Rules and others) (FR)18, (CS)112, (CS/CS)112, (CR)117, (BA)135, (SO)**137**, 784, **786**, (BA) **795** Ch. 2023-309
- 172 Safe Waterways Act (Berman) (FR)19 DSC
- 174 Protection of Specified Personnel (Appropriations Committee on Criminal and Civil Justice and others) (FR)19,

- SB (CR)367, (CS)372, (CO)427, (CR)442, (CS/CS)443, (CR)535, (BA)655, (SO)670
- SM 176 Balancing the Federal Budget (Avila) (FR)19, (CR)116, (CR)143, (BA)185, (SO)185 Passed
- SB 178 Upgrades to Education Facilities as Emergency Shelters (Berman and others) (FR)19, (CR)115, (CO)228, (CO)323 DSC
- 180 Regulation of Securities (Banking and Insurance and Gruters) (FR)19, (CR)297, (CS)298, (CR)439, (CR)535, (BA)600, **601**, (SO)629 Ch. 2023-205
- 182 Taxpayer Delinquencies (Rodriguez) (FR)20 DSC
- 184 Homestead Exemption for First Responders (Polsky and Pizzo) (FR)20, (CR)193 DSC
- 186 Construction Materials Mining Activities (Avila) (FR)20 DSC
- 188 Medicaid Coverage of Prescribed-food Programs for Disease Treatment and Prevention (Polsky) (FR)20 DSC
- 190 Interscholastic Extracurricular Activities (Rules and others) (FR)20, (CR)116, (CR)143, (CS)176, (BA)233, (SO)238 Ch. 2023-113
- 192 Everglades Protection Area (Environment and Natural Resources and others) (FR)20, (CO)141, (CR)143, (CS)176, (CR)195, (CS/CS)197, (CR)288, (BA)363, (SO)366 DM
- 194 Utility System Rate Base Values (Regulated Industries and Hooper) (FR)20, (CR)238, (CS)239, (CR)397, (CR)535, (BA)581, (SO)585
- 196 Guidance Services on Academic and Career Planning (Commerce and Tourism and others) (FR)20, (CR)116, (CR)195, (CS)197, (CR)367, (BA)388, **389**, (SO)394 Ch. 2023-89
- 198 Tampa Bay Area Regional Transit Authority (Transportation and DiCeglie) (FR)21, (CS)112, (CR)116, (CR)142, (CR)397, (BA)435, (SO)439
- 200 Intercollegiate Athlete Compensation and Rights (Education Postsecondary and others) (FR)21, (CS)112, (CR)117, (CO)209 DSC
- 202 Education (Appropriations and others) (FR)21, (CR)115, (CR)143, (CS)177, (CO)181, (CR)195, (CS/CS)197, (BA)212, (BA)213, (SO)222, 231
- 204 Task Force on the Monitoring of Children in Out-of-Home Care (Fiscal Policy and others) (FR)21, (CR)116, (CR)143, (CS)177, (BA)236, (SO)238 Ch. 2023-247
- 206 Criminal Rehabilitation (Rouson) (FR)22 DSC
- 208 Sale, Transfer, or Storage of Firearms (Polsky) (FR)22 DSC
- 210 Substance Abuse Services (Children, Families, and Elder Affairs and Harrell) (FR)22, (CS)112, (CR)116, (CR)142, (CR)238, (BA)277, (SO)288 Ch. 2023-298
- 212 Emergency Response Mapping Data (Appropriations Committee on Education and others) (FR)22, (CR)115, (CO)181, (CR)194, (CS)198, (CR)442, (BA)504, (SO)535
- 214 Sales of Firearms and Ammunition (Commerce and Tourism and Burgess) (FR)22, (CR)116, (CR)138, (CS)139, (CR)194, (BA)232, **233**, (SO)238 Ch. 2023-79
- 216 Public Records/Current and Former County and City Attorneys (Governmental Oversight and Accountability and Burgess) (FR)22, (CR)137, (CR)367, (CS)372, (CR)442, (BA)578, (SO)585 DM
- 218 Genetic Counselors Using Telehealth (Harrell) (FR)22, (CR)116, (CR)138, (CR)194, (BA)237, (SO)238 Ch. 2023-132
- 220 WNI
- 222 Protection of Medical Freedom (Gruters and Perry) (FR)22 DSC
- 224 Special Risk Class Retirement Date (Governmental Oversight and Accountability and others) (FR)23, (CO)181, (CO)209, (CO)228, (CR)238, (CS)239, (CO)242, (CO)296, (CO)323, (CR)366, (CO)384 DSC
- 226 Support for Dependent Adult Children (Children, Families, and Elder Affairs and others) (FR)23, (CS)112, (CR)116, (CR)138, (CS/CS)139, (CR)222, (BA)284, **287**, (SO)288 Ch. 2023-213
- SB 228 Fetal Alcohol Spectrum Disorders (Berman) (FR)23 DSC
- 230 Health Care Practitioner Titles and Designations (Rules and others) (FR)23, (CS)113, (CR)117, (CR)143, (CS/CS)177, (BA)184, (SO)185, (BA)809 Vetoed
- 232 Exploitation of Vulnerable Persons (Criminal Justice and Garcia) (FR)24, (CR)186, (CS)187, (RC)191, (CR)238, (BA)360, **362**, (SO)366 Ch. 2023-133
- 234 Statutorily Required Reports (Fiscal Policy and Avila) (FR)24, (CR)137, (CR)195, (CS)198, (BA)213, (SO)222 Ch. 2023-41
- 236 Civil Remedies (Fiscal Policy and others) (FR)24, (CR)143, (CS)177, (CR)185, (CR)195, (CS/CS)198, (BA)213, (BA)214, (SO)222
- 238 Public Records/Protection from Discrimination Based on Health Care Choices (Fiscal Policy and others) (FR)24, (CR)367, (CS)372, (CR)442, (CS/CS)443, (BA)562, (BA)569, (SO)585, (CO)598 Ch. 2023-42
- 240 Education (Fiscal Policy and others) (FR)24, (CR)186, (CS)187, (CO)192, (RC)205, (CR)397, (CS/CS)398, (CO)441, (BA)515, **530**, (SO)535 Ch. 2023-81
- 242 Fiscal Accountability (Governmental Oversight and Accountability and Garcia) (FR)25, (CR)143, (CS)178, (CR)194, (BA)221, (SO)222 Ch. 2023-214
- 244 K-12 Teachers (Calatayud and Perry) (FR)25, (CR)115, (CO)141, (CR)222, (CR)269, (BA)329, (SO)335
- 246 Florida Kidcare Program Eligibility (Fiscal Policy and others) (FR)26, (CR)142, (CO)209, (CR)397, (CS)399, (CO)411, (CR)442, (CS/CS)443, (BA)724, (SO)797
- 248 Public Records/Personal Identifying Information of Certain Victims (Martin) (FR)26, (CR)193, (CR)238, (BA)311, (SO)319 DM
- 250 Natural Emergencies (Fiscal Policy and others) (FR)26, (CR)195, (CS)198, (CR)245, (CS/CS)245, (BA)309, **311**, (SO)319, 666, **670** Ch. 2023-304
- 252 Protection from Discrimination Based on Health Care Choices (Fiscal Policy and others) (FR)26, (CR)335, (CR)442, (CS)443, (BA)562, (BA)568, **569**, (SO)585, (CO)598 Ch. 2023-43
- 254 Treatments for Sex Reassignment (Health Policy and others) (FR)27, (CR)143, (CS)178, (CO)181, (CR)238, (BA)287, (SO)288, (BA)315, (BA)319, (SO)319, (BA)324, **325**, 809, **813** Ch. 2023-90
- 256 Employee Organizations Representing Public Employees (Fiscal Policy and others) (FR)27, (CR)143, (CS)178, (CR)195, (CS/CS)199, (BA)234, (BA)236, (SO)238, (BA)259, **261** Ch. 2023-35
- 258 Prohibited Applications on Government-issued Devices (Fiscal Policy and others) (FR)28, (CR)195, (CS)199, (CR)239, (CS/CS)239, (BA)362, (SO)366 Ch. 2023-32
- 260 Not Used
- 262 Technology Transparency (Rules and others) (FR)28, (CR)367, (CS)372, (RC)381, (CR)442, (CS/CS)444, (BA)608, **609**, (SO)629, 857, **863** Ch. 2023-201
- 264 Interests of Foreign Countries (Rules and others) (FR)28, (CO)181, (CR)195, (CS)199, (CR)239, (CS/CS)239, (BA)344, **347**, (SO)366, 867, **874** Ch. 2023-33
- 266 Higher Education (Fiscal Policy and others) (FR)29, (CR)194, (CS)200, (CR)397, (CS/CS)400, (CR)442, (CS/CS/CS)444, (BA)565, (BA)571, (BA)573, (SO)585, (BA)613 Ch. 2023-82
- 268 Health Care Expenses (Brodeur) (FR)29, (CR)335 DSC
- SCR 270 Equal Rights for Men and Women (Berman and Polsky) (FR)29 DSC
- SB 272 Children and Young Adults in Out-of-home Care (Appropriations Committee on Health and Human Services and others) (FR)29, (CO)296, (CR)367, (CS)372, (CR)442, (CS/CS)445, (CO)468, (CR)535, (CO)559, (BA)561, (SO)585 Ch. 2023-248
- 274 Nursing Education Pathway for Military Combat Medics (Avila and others) (FR)30, (CR)116, (CR)143, (BA)211, (SO)222 Ch. 2023-158

- SB 276 Crimes Evidencing Prejudice (Berman and Polsky) (FR) 30 DSC
- 278 State Estate Tax (Finance and Tax and Rodriguez) (FR) 30, (CR)116, (CR)185, (CS)188, (CR)442, (BA)562, (SO) 585
- 280 Controlled Substances (Fiscal Policy and others) (FR)30, (CS)113, (CR)116, (CR)238, (CS/CS)240, (CR)397, (CS/ CS/CS)400, (BA)673, (SO)718
- 282 Liability for Renting to Persons with Criminal Records (Osgood and Davis) (FR)30 DSC
- 284 Energy (Finance and Tax and others) (FR)30, (CS)113, (RC)115, (CR)116, (CR)186, (CS/CS)188, (CR)270, (BA) **362**, (SO)366, **786** Vetoed
- 286 Legal Instruments (Banking and Insurance and Powell) (FR)30, (CS)113, (CR)116, (CR)117, (CR)143, (BA)**183**, (SO)185 Ch. 2023-215
- 288 Florida Main Street Program and Historic Preservation Tax Credits (Finance and Tax and others) (FR)31, (CR) 116, (CR)185, (CS)188 DSC
- 290 Public School Student Progression for Students with Disabilities (Education Pre-K -12 and others) (FR)31, (CO)181, (CR)186, (CS)188, (CR)222, (CR)397, (BA)**433**, (SO)439 Ch. 2023-91
- 292 Healthy Food Financing Initiative Program (Jones and Osgood) (FR)31, (CR)137, (CO)181, (CR)185 DSC
- 294 Required Instruction in the History of Asian Americans and Pacific Islanders (Rodriguez and others) (FR)31, (CR) 115, (CO)181, (CO)296, (CO)396 DSC
- 296 Lawful Breath Test for Alcohol (Criminal Justice and others) (FR)31, (CS)113, (CR)117, (CR)367, (CS/CS)373, (CO)396, (CO)427 DSC
- 298 Telehealth Practice Standards (Boyd) (FR)31, (CR)115, (CR)194, (CR)442, (BA)731, (SO)797, 819
- 300 Pregnancy and Parenting Support (Grall and others) (FR)144, (CO)181, (CR)193, (CR)270, (BA)277, (BA)284, (SO)288, (BA)**309**, 408, 411 Ch. 2023-21
- 302 Government and Corporate Activism (Banking and In- surance and Grall) (FR)31, (CR)297, (CS)298, (CR)397, (BA)417, (BA)418, (BA)419, (SO)424
- 304 United States-produced Iron and Steel in Public Works Projects (Governmental Oversight and Accountability and others) (FR)32, (CR)194, (CS)200, (RC)206, (CO)209, (CR)535, (BA)578, **579**, (SO)585 DM
- 306 Catalytic Converters (Appropriations Committee on Criminal and Civil Justice and others) (FR)32, (CS)113, (CR)116, (CR)194, (CS/CS)200, (CR)270, (BA)328, **329**, (SO)335 Ch. 2023-114
- 308 Interscholastic Activities (Rules and others) (FR)33, (CR) 138, (CS)139, (RC)141, (CR)297, (CS/CS)299, (BA)311, (BA)312, (SO)319
- 310 Federal Law Enforcement Agency Records (Collins) (FR) 33 DSC
- 312 Insurance (Rules and others) (FR)33, (CR)297, (CS)299, (CR)366, (CR)442, (CS/CS)445, (BA)**601**, (SO)629 Ch. 2023-216
- 314 Licensed Counseling for First Responders, Correctional Officers, and Correctional Probation Officers (Govern- mental Oversight and Accountability and Rodriguez) (FR)33, (CS)114, (CR)117 DSC
- 316 Electronic Voting in Community Associations (Osgood) (FR)33 DSC
- 318 Conditions of Pretrial Release (Polsky) (FR)33 DSC
- 320 Land Acquisition Trust Fund (Harrell) (FR)33, (CR)115 DSC
- 322 Natural Gas Fuel Taxes (Gruters) (FR)33, (CR)142, (CR) 193 DSC
- 324 Education (Polsky) (FR)34 DSC
- 326 Human Trafficking (Osgood and others) (FR)34, (CO)209, (CO)228, (CO)411 DSC
- 328 Gay and Transgender Panic Legal Defenses (Book) (FR) 34 DSC
- 330 Crimes Evidencing Prejudice (Osgood) (FR)34 DSC
- 332 Public Records/Hate Crimes Reporting Act (Osgood) (FR) 34 DSC
- 334 Menstrual Hygiene Products in Public Schools (Book and others) (FR)34 DSC
- SB 336 Regulation of Single-use Plastic Products (Rodriguez) (FR)34 DSC
- 338 Trust Fund for Victims of Human Trafficking/Depart- ment of Legal Affairs (Osgood and others) (FR)34, (CO) 209, (CO)228, (CR)335, (CO)411 DSC
- 340 Trust Fund for Victims of Human Trafficking (Criminal Justice and others) (FR)34, (CO)209, (CO)228, (CR)367, (CS)373, (CO)411 DSC
- 342 Minimum Base Salary for Full-time Classroom Teachers (Berman) (FR)35 DSC
- 344 Physician Certifications for the Medical Use of Marijuana (Health Policy and others) (FR)35, (CR)270, (CS)270, (CR)424, (CO)876 DSC
- 346 Public Construction (Governmental Oversight and Ac- countability and others) (FR)35, (CR)195, (CS)201, (CR) 289, (CS/CS)292, (CR)442, (BA)**575**, (SO)585 Ch. 2023- 134
- 348 9/11 Heroes Day (Hooper and others) (FR)35, (CR)137, (CR)335, (CO)441, (CR)442, (BA)**575**, (SO)585 DM
- 350 Alternative Mobility Funding Systems (Brodeur) (FR) 35 DSC
- 352 Workers' Compensation Benefits for Posttraumatic Stress Disorder (Burgess and Harrell) (FR)35 DSC
- 354 Trafficking in Fentanyl (Burgess) (FR)36 DSC
- 356 Practice of Dentistry (Banking and Insurance and Boyd) (FR)36, (CR)115, (CR)244, (CS)246, (CR)442, (BA)**562**, (SO)585 DM
- 358 Residential Graywater System Tax Credits (Finance and Tax and others) (FR)36, (CR)137, (CR)238, (CS)240 DSC
- 360 Causes of Action Based on Improvements to Real Prop- erty (Judiciary and Hutson) (FR)36, (CS)114, (CR)117, (CR)143, (BA)**184**, (SO)185, **269**, 408, 411 Ch. 2023- 22
- 362 Issuance and Renewal of Permanent Disabled Parking Permits (Harrell) (FR)36 DSC
- 364 Bereavement Benefits for State Employees (Fiscal Policy and others) (FR)36, (CR)143, (CS)178, (CR)335, (CR)397, (CS/CS)400, (BA)562, (SO)585
- 366 Dental Services for Indigent Veterans (Military and Ve- terans Affairs, Space, and Domestic Security and others) (FR)36, (CO)192, (CR)288, (CS)293, (CR)424, (CR)442, (BA)675, (SO)718
- 368 Machine Guns (Osgood) (FR)36 DSC
- 370 Electronic Motor Vehicle Registration Certificates (Transportation and Brodeur) (FR)36, (CS)114, (CR)116, (CR)142 DSC
- 372 Federal Taxation (Ingoglia) (FR)37 DSC
- 374 Internal Revenue Service Civil Liability Trust Fund (Ingoglia) (FR)37 DSC
- 376 Automatic Sealing of Criminal History Records and Making Confidential and Exempt Related Court Records (Rules and others) (FR)37, (CR)367, (CS)373, (RC)382, (CR)442, (CS/CS)445, (BA)**601**, (SO)629 Ch. 2023-189
- 378 Practice of Chiropractic Medicine (Garcia) (FR)37 DSC
- 380 Protection from Surgical Smoke (Garcia and others) (FR) 37, (CR)116, (CR)194 DSC
- 382 Compensation for Wrongfully Incarcerated Persons (Criminal Justice and Bradley) (FR)37, (CR)138, (CS)139, (CR)185, (CR)238, (BA)287, (SO)**288** DM
- 384 Violent Offenses Committed Against Criminal Defense Attorneys (Criminal Justice and others) (FR)37, (CR)143, (CS)178, (CO)181, (RC)191, (CR)367, (BA)**389**, (SO)394 Ch. 2023-190
- 386 Specialty License Plates/United Service Organizations (Transportation and Bradley) (FR)37, (CR)186, (CS) 188 DSC
- 388 Resale of Tickets (Commerce and Tourism and Bradley) (FR)37, (CR)186, (CS)188 DSC
- 390 Domestic Violence Task Force (Garcia) (FR)38, (CR) 115 DSC
- SR 392 Atherosclerotic Cardiovascular Disease (Burton) (FR) 672 Adopted

- 394 Newborn Hearing Screenings (Polsky) (FR)38 DSC
 396 Sales Tax on Motor Vehicle Leases and Rentals (Rodriguez) (FR)38 DSC
 398 Limitation of Actions Involving Real Estate Appraisers and Appraisal Management Companies (Judiciary and Rodriguez) (FR)38, (CR)289, (CS)293, (RC)296, (CR)442, (BA)675, (BA)676, (SO)718
 400 Art Therapy (Rouson) (FR)38 DSC
 402 Fees/Professional Art Therapist License (Rouson) (FR)38 DSC
 404 Public Records/Photograph or Video or Audio Recording of the Killing of a Minor/Autopsy Reports of Minors (Rules and Perry) (FR)38, (CR)116, (CR)194, (CR)245, (CS)246, (BA)363, (SO)366 Ch. 2023-44
 406 Yacht and Ship Brokers (Regulated Industries and Hooper) (FR)38, (CR)297, (CS)299, (CR)439 DSC
 408 Fire Sprinkler System Project Permitting (Regulated Industries and Perry) (FR)39, (CR)137, (CR)239, (CS)240, (CR)367, (BA)390, (SO)394
 410 Collateral Protection Insurance (Garcia and Hutson) (FR)39, (CO)209, (CR)238, (CR)439, (CR)535, (BA)655, (SO)670
 412 Gluteal Fat Grafting Procedures (Garcia) (FR)39 DSC
 414 Criminal Conflict and Civil Regional Counsel Membership in the Senior Management Service Class (Bradley) (FR)39, (CR)222 DSC
 416 Antiretroviral Drugs (Osgood) (FR)39 DSC
 418 Insurance (Rules and others) (FR)39, (CS)114, (CR)117, (CR)138, (CS/CS)139, (CR)394, (CS/CS/CS)394, (BA)436, **437**, (SO)439, (BA)784 Ch. 2023-217
 420 Pharmacy Benefit Managers (Wright) (FR)39 DSC
 422 Fair Repair of Agricultural Equipment (Bradley) (FR)39, (CR)193 DSC
 424 Time Limitations for Prosecution of Certain Sexual Battery Offenses (Criminal Justice and others) (FR)40, (CR)367, (CS)373, (RC)382, (CR)442, (CO)468, (BA)579, (BA)580, (SO)585 DM
 426 Instructional Hours for the Voluntary Prekindergarten Education Program (Davis) (FR)40 DSC
 428 Community Violence Intervention and Prevention Grant Program (Rouson and Calatayud) (FR)40, (CO)396 DSC
 430 Abandoned and Historic Cemeteries (Governmental Oversight and Accountability and Powell) (FR)40, (CR)194, (CS)201, (CR)424, (CR)442, (BA)724, (BA)725, (SO)797, 814
 432 Driving Under the Influence (Criminal Justice and Wright) (FR)40, (CR)367, (CS)373 DSC
 434 Commercial Vehicle Insurance (Wright) (FR)40 DSC
 436 911 Public Safety Telecommunicators (Rodriguez and others) (FR)40 DSC
 438 Towing Vehicles (Rodriguez) (FR)41 DSC
 440 Sentencing of Prison Releasee Reoffenders (Rouson) (FR)41 DSC
 442 Secondhand Dealers (Gruters and others) (FR)41, (CO)141, (CR)243, (CO)257, (CR)335, (CR)442, (BA)625, (SO)629, (BA)661
 444 Residency of Local Elected Officials (Rules and Ingoglia) (FR)41, (CR)137, (CR)335, (CR)442, (CS)445, (BA)566, (BA)573, (SO)585
 446 Offenses Committed Upon Assistant State Attorneys (Rodriguez) (FR)41 DSC
 448 Operating Vehicles and Vessels Under the Influence (Berman) (FR)41 DSC
 450 Death Penalty (Rules and others) (FR)41, (CR)138, (CS)139, (RC)141, (CR)239, (CS/CS)240, (BA)268, (BA)269, (SO)269, (BA)276, **277**, 460, 468 Ch. 2023-23
 452 Home Health Aides for Medically Fragile Children (Fiscal Policy and others) (FR)41, (CR)115, (CR)143, (CS)178, (CR)397, (CS/CS)400, (CO)411, (BA)676, (SO)718
 454 Physician Assistant Licensure (Health Policy and Avila) (FR)42, (CR)270, (CS)271, (CR)366, (CR)442, (BA)566, (SO)585
 456 Possession or Use of a Firearm in a Sensitive Location (Berman and Polsky) (FR)42 DSC
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 458 Wastewater Grants (Environment and Natural Resources and Rodriguez) (FR)42, (CS)114, (CR)116 DSC
 460 Coverage for Diagnostic and Supplemental Breast Examinations (Berman and Thompson) (FR)42, (CO)209 DSC
 462 Assault Weapons and Large-capacity Magazines (Berman and Polsky) (FR)42 DSC
 464 Interstate Safety (Appropriations Committee on Transportation, Tourism, and Economic Development and others) (FR)42, (CR)244, (CS)246, (CR)397, (CS/CS)401, (CR)535, (BA)602, (MO)629, (SO)629 DCS
 466 Care of Students with Epilepsy or Seizure Disorders (Garcia) (FR)42 DSC
 468 WNI
 470 WNI
 472 Protection of Exploited Persons (Garcia) (FR)42 DSC
 474 Property Tax Administration (Community Affairs and others) (FR)43, (CO)228, (CR)238, (CS)240, (CR)394 DSC
 476 Florida First Production Partnership Pilot Program (Gruters and others) (FR)43 DSC
 478 Early Childhood Music Education Incentive Program (Appropriations Committee on Education and Perry) (FR)43, (CR)115, (CR)194, (CS)201, (CR)269, (BA)**340**, (SO)366 Ch. 2023-168
 480 First-time Offender Plea Deal Pilot Program (Powell) (FR)43 DSC
 482 Pretrial Detention (Powell) (FR)43 DSC
 484 Flood Disclosures for Real Property Sales (Bradley) (FR)43 DSC
 486 Solicitation of Minors to Commit Lewd or Lascivious Acts (Criminal Justice and others) (FR)44, (CO)181, (CR)186, (CS)188, (CR)222, (CR)397, (BA)624, (SO)629
 488 Appointment of Attorneys for Dependent Children with Certain Special Needs (Bradley) (FR)44 DSC
 490 Deceased Individuals (Appropriations and others) (FR)44, (CR)244, (CS)246, (CR)335, (CO)411, (CR)425, (CS/CS)426, (BA)725, 726, (SO)797
 492 Public Records/Requesting Specified Leave Relating to a Homicide (Jones) (FR)44 DSC
 494 Fees in Lieu of Security Deposits (Judiciary and others) (FR)44, (CR)138, (CS)140, (CR)222, (CO)338, (CR)442, (BA)615, (SO)629
 496 Electronic Monitoring of Persons Charged with or Convicted of Offenses Involving Schools or Students (Criminal Justice and Burgess) (FR)44, (CR)270, (CS)271, (RC)274, (CR)397, (CR)442, (BA)677, (SO)718
 498 Preemption of Recyclable and Polystyrene Materials (Stewart) (FR)44 DSC
 500 Public Records/Mental Health Court Programs (Rouson) (FR)44 DSC
 502 Public Records/Veterans Treatment Court Programs (Rouson) (FR)44 DSC
 504 Expunction of Criminal History Records (Appropriations Committee on Criminal and Civil Justice and others) (FR)45, (CR)194, (CS)201, (CO)209, (CR)397, (CS/CS)401, (CR)535, (BA)677, (SO)718
 506 Comprehensive Waste Reduction and Recycling Plan (Stewart) (FR)45, (CR)115, (CR)185 DSC
 508 Problem-solving Courts (Rouson) (FR)45, (CR)137, (CR)185, (CR)270, (BA)**327**, (SO)335 Ch. 2023-191
 510 Victims of Crime (Rules and others) (FR)45, (CR)367, (CS)373, (RC)382, (CR)442, (CS/CS)445, (BA)659, (SO)670
 512 Building Construction (Rules and others) (FR)45, (CR)367, (CS)373, (RC)382, (CR)442, (CS/CS)445, (BA)616, (SO)629
 514 Private Instructional Personnel (Hooper and Perry) (FR)45, (CO)181, (CR)185, (CR)244, (CR)442, (BA)677, (SO)718
 516 Motor Vehicle Liability Policies (Rules and others) (FR)45, (CR)244, (CS)246, (RC)253, (CR)397, (CR)442, (CS/CS)445 DCS
 518 Public Records/Animals from an Animal Shelter (Di-Ceglie) (FR)45, (CR)137, (CR)269 DSC

- SB 520 Sentencing for Capital Felonies (Ingoglia) (FR)45 DSC
- 522 Removal of Unknown Parties in Possession (Judiciary and Grall) (FR)46, (CR)289, (CS)293, (CR)366, (CR)442, (BA)706, (SO)718
- 524 Native Language Assessments in Public Schools (Rodriguez) (FR)46 DSC
- 526 Determination of Residential Status for Tuition Purposes (Osgood and Davis) (FR)46 DSC
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- 1344 Medical Treatment Under the Workers' Compensation Law (Bradley) (FR)107, (CR)366 DSC
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- 7024 Retirement (Appropriations and Governmental Oversight and Accountability) (FR)196, (CR)289, (CS)296, (BA)305, (MO)309, (SO)319, 468, 1161, 1170 Ch. 2023-193
- 7026 Higher Education Finances (Appropriations and Appropriations Committee on Education) (FR)223, (CR)289, (CS)296, (BA)325, 327, (SO)335, (BA)628, 629 Ch. 2023-95
- 7028 Trust Funds/State Opioid Settlement Trust Fund/Agency for Health Care Administration (Appropriations Committee on Health and Human Services) (FR)223, (CR)269, (BA)308, (MO)309, (SO)319, 468 DCC
- 7030 Trust Funds/State Opioid Settlement Trust Fund/Department of Children and Families (Appropriations Committee on Health and Human Services) (FR)223, (CR)269, (BA)308, (MO)309, (SO)319 Ch. 2023-265
- 7032 Trust Funds/State Opioid Settlement Trust Fund/Department of Health (Appropriations Committee on Health and Human Services) (FR)223, (CR)269, (BA)308, (MO)309, (SO)319, 468 DCC
- 7034 Trust Funds/Opioid Settlement Trust Fund/Department of Corrections (Appropriations Committee on Criminal

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| SB | and Civil Justice) (FR)224, (CR)269, (BA) 307 , (MO)309, (SO)319, 468 DCC | SB | 7048 | Space Florida (Rules and Military and Veterans Affairs, Space, and Domestic Security) (FR)368, (CR)442, (CS)458, (BA)729, (SO)797 |
| 7036 | Trust Funds/Opioid Settlement Trust Fund/Department of Juvenile Justice (Appropriations Committee on Criminal and Civil Justice) (FR)224, (CR)269, (BA) 307 , (MO)309, (SO)319, 468 DCC | 7050 | 7050 | Elections (Fiscal Policy and others) (FR)369, (CR)442, (CS)458, (CO)468, (BA)475, (BA)494, (BA)496, 500 , (SO)535 Ch. 2023-120 |
| 7038 | Trust Funds/Opioid Settlement Trust Fund/Department of Law Enforcement (Appropriations Committee on Criminal and Civil Justice) (FR)224, (CR)269, (BA) 307 , (MO)309, (SO)319, 468 DCC | 7052 | 7052 | Insurer Accountability (Fiscal Policy and Banking and Insurance) (FR)370, (CR)442, (CS)460, (BA)501, (BA)504, 515 , (SO)535 Ch. 2023-172 |
| 7040 | OGSR/Security or Firesafety System Plans (Rules and Banking and Insurance) (FR)245, (CR)442, (CS)458, (BA)728, (SO)797 | 7054 | 7054 | Central Bank Digital Currency (Banking and Insurance) (FR)371, (CR)442, (BA) 503 , (SO)535 Ch. 2023-80 |
| 7042 | OGSR/Citizens Property Insurance Corporation/Cyber-security Data and Information (Rules and Banking and Insurance) (FR)245, (CR)442, (CS)458, (BA)728, (SO)797 | 7056 | 7056 | Child Protective Investigative Services (Appropriations Committee on Health and Human Services) (FR)398, (CR)442, (BA)693, (SO)719 |
| 7044 | Changes in Ownership of or Interest in Pari-mutuel Permits (Regulated Industries) (FR)292, (CR)397, (BA) 421 , (SO)424 Ch. 2023-269 | 7058 | 7058 | Internal Revenue Code (Finance and Tax) (FR)425, (CR)442, (BA) 599 , (SO)629 DM |
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| | | 7062 | 7062 | Taxation (Appropriations and Finance and Tax) (FR)425, (CR)585, (CS)589, (BA)729, (SO)797, (BA)824, (BA)825, (BA)826 |
| | | 7064 | 7064 | Human Trafficking (Fiscal Policy) (CR)442, (FR)442, (BA) 641 , (SO)670, 794, 795 Ch. 2023-86 |

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- HB 1 Education (Education Quality Subcommittee and others) (FR)207, (BA)212, (BA)213, (BA)229, **230**, 231 Ch. 2023-16
- 3 Government and Corporate Activism (State Affairs Committee and others) (FR)254, (BA)418, (BA)419, (BA)431, **432** Ch. 2023-28
- 5 Economic Programs (Appropriations Committee and others) (FR)670, (BA)737, (BA)772, (BA)816, **817** Ch. 2023-173
- 19 Individual Education Plans (Education & Employment Committee and others) (FR)319, (BA)419, **420** Ch. 2023-96
- 21 Transportation Facility Designations (Infrastructure Strategies Committee and others) (BA)580, (BA)**584**, (FR)590
- 27 Judgment Liens (Regulatory Reform & Economic Development Subcommittee and others) (FR)460, (BA)**580** Ch. 2023-300
- HJR 31 Partisan Elections for Members of District School Boards (Roach and others) (FR)319, (BA)419, (BA)**432** Passed
- HB 33 Psychology Interjurisdictional Compact (Health & Human Services Committee and others) (FR)461, (BA)643, **644** Ch. 2023-140
- 35 Pub. Rec. and Meetings/Psychology Interjurisdictional Compact (Hunschofsky and others) (FR)461, (BA)**644** Ch. 2023-141
- 49 Abandoned and Historic Cemeteries (State Affairs Committee and others) (FR)439, (BA)725, (BA)**814** Ch. 2023-142
- 57 Motor Vehicle Liability Policies (Commerce Committee and others) (FR)541 DSC
- 67 Protection of Specified Personnel (Judiciary Committee and others) (FR)590, (BA)**655** Ch. 2023-194
- 89 Building Construction (Commerce Committee and others) (FR)440, (BA)616, **617** Ch. 2023-229
- 95 Rights of Law Enforcement Officers and Correctional Officers (Judiciary Committee and others) (FR)408, (BA)**563** Ch. 2023-230
- 101 Homestead Exemption for First Responders (Woodson and others) (FR)541 DSC
- 109 State Park Campsite Reservations (Agriculture & Natural Resources Appropriations Subcommittee and others) (FR)255, (BA)**327** Ch. 2023-62
- 111 Flooding and Sea Level Rise Vulnerability Studies (Agriculture, Conservation & Resiliency Subcommittee and others) (FR)440, (BA)**658** Ch. 2023-231
- 119 Visiting County and Municipal Detention Facilities (Benjamin and others) (FR)409, (BA)**649** Ch. 2023-232
- 121 Florida Kidcare Program Eligibility (Health Care Appropriations Subcommittee and others) (FR)409, (BA)724, (BA)**813** Ch. 2023-277
- 125 Utility System Rate Base Values (Commerce Committee and others) (BA)**581**, (BA)**584**, (FR)590 Ch. 2023-291
- 127 Ad Valorem Tax Exemption for Nonprofit Homes for the Aged (Ways & Means Committee and others) (FR)542 DSC
- HJR 129 Requiring Broader Public Support for Constitutional Amendments or Revisions (Judiciary Committee and others) (FR)629 DSC
- 131 Recall of County Officers and Commissioners (Rudman and others) (FR)542 DSC
- HB 133 Fees in Lieu of Security Deposits (Judiciary Committee and others) (FR)461, (BA)**615** Ch. 2023-181
- 139 Benefits, Training, and Employment for Veterans and Their Spouses (Appropriations Committee and others) (FR)461, (BA)**684** Ch. 2023-161
- HB 155 Tampa Bay Area Regional Transit Authority (Transportation & Modals Subcommittee and others) (FR)255, (BA)**435** Ch. 2023-143
- HJR 159 Homestead Tax Exemption for Certain Senior, Low-income, Long-term Residents (Borrero and others) (FR)542 DSC
- HB 161 Homestead Exemptions for Persons Age 65 and Older (Ways & Means Committee and others) (FR)542 DSC
- 179 Florida Kratom Consumer Protection Act (Regulatory Reform & Economic Development Subcommittee and others) (FR)542, (BA)576, **578**, **857** Ch. 2023-182
- 197 Refusal to Submit to Breath, Urine, or Blood Test (Judiciary Committee and others) (FR)591 DSC
- 199 Ethics Requirements for Officers and Employees of Special Tax Districts (Ethics, Elections & Open Government Subcommittee and others) (FR)542, (BA)680, **681** Ch. 2023-121
- 209 Recall of County Commissioners (Rudman and others) (FR)542 DSC
- 213 Limitation of Actions Involving Real Estate Appraisers and Appraisal Management Companies (Judiciary Committee and others) (FR)543, (BA)675, **676** Ch. 2023-223
- 223 Public School Student Progression for Students With Disabilities (Education Quality Subcommittee and others) 433 LTH
- 225 Interscholastic Activities (Education & Employment Committee and others) (FR)208, (BA)311, **315**, 855, **856** Ch. 2023-97
- 227 Lee Memorial Health System, Lee County (Botana) (FR)591, (BA)**848**, (MO)848, (SO)875
- 233 Deceased Individuals (Constitutional Rights, Rule of Law & Government Operations Subcommittee and others) (FR)543, (BA)725, (BA)**726** Ch. 2023-109
- 261 Boating Safety (Infrastructure Strategies Committee and others) (FR)629 DSC
- 265 High School Equivalency Diplomas (Plasencia and others) (FR)319, (BA)**416** Ch. 2023-98
- 267 Telehealth Practice Standards (Fabricio and others) (FR)543, (BA)731, (BA)**819** Ch. 2023-63
- 269 Public Nuisances (Judiciary Committee and others) (FR)462, (BA)**474** Ch. 2023-24
- 287 Required Instruction in the History of Asian Americans and Pacific Islanders (Education & Employment Committee and others) (FR)543 DSC
- 299 Education and Training For Alzheimer's Disease and Related Forms of Dementia (Health & Human Services Committee and others) (FR)462, (BA)651, **652** Ch. 2023-278
- 301 Emergency Response Mapping Data (PreK-12 Appropriations Subcommittee and others) (FR)462, (BA)**504** Ch. 2023-99
- 313 Pub. Rec./Military Personnel and Their Families (State Affairs Committee and others) (FR)629 DSC
- 319 Interference With Sporting or Entertainment Events (Criminal Justice Subcommittee and others) (FR)320, (BA)340, (BA)**341** Ch. 2023-195
- 327 Fire Sprinkler System Projects (Commerce Committee and others) (FR)320, (BA)**390** Ch. 2023-224
- 329 Electronic Monitoring of Persons Charged with or Convicted of Offenses Involving Schools or Students (Criminal Justice Subcommittee and others) (FR)320, (BA)**677** Ch. 2023-225
- 331 Liens and Bonds (Regulatory Reform & Economic Development Subcommittee and others) (FR)543, (BA)**707** Ch. 2023-226
- 339 Education of Dependents of Deceased or Disabled Servicemembers, Prisoners of War, and Persons Missing in Action (Local Administration, Federal Affairs & Special Districts Subcommittee and others) (FR)320, (CR)535, (BA)724, (SO)797, (BA)**814** Ch. 2023-279

- HB 341 911 Public Safety Telecommunicator Certifications (Health & Human Services Committee and others) (FR) 462, (BA)531, **532** Ch. 2023-122
- 365 Controlled Substances (Judiciary Committee and others) (FR)544, (BA)673, **675** Ch. 2023-196
- 379 Technology in K-12 Public Schools (Choice & Innovation Subcommittee and others) (FR)320, (BA)422, **424** Ch. 2023-36
- 385 Professional Counselors Licensure Compact (Healthcare Regulation Subcommittee and others) (FR)463, (BA) **565** Vetoed
- 387 Medical Use of Marijuana (Health & Human Services Committee and others) (FR)591, (MO)730, (BA)734, (BA) 795, (BA)797, (BA)**813** Ch. 2023-292
- 389 Menstrual Hygiene Products in Public Schools (Education Quality Subcommittee and others) (FR)463, (MO) 718, (BA)**821**, (SO)875 Ch. 2023-100
- 391 Home Health Aides for Medically Fragile Children (Health & Human Services Committee and others) (FR) 544, (BA)**676** Ch. 2023-183
- 407 Apalachicola Bay Area of Critical State Concern (Shoaf and Basabe) (FR)591, (BA)**656** Ch. 2023-227
- 411 Residency of Local Elected Officials (Steele and others) (FR)320, (BA)573, **574** Ch. 2023-101
- 425 Transportation (Infrastructure Strategies Committee and others) (FR)544, (BA)732, (BA)733, (BA)**820** Ch. 2023-197
- 431 Solicitation of Minors to Commit Lewd or Lascivious Act (Criminal Justice Subcommittee and others) (FR)463, (BA)**624** Ch. 2023-123
- 437 Property Owners' Right to Install, Display, and Store Items (Judiciary Committee and others) (FR)463, (BA) **649** Ch. 2023-64
- 441 Removal of Unknown Parties in Possession (Brackett and others) (FR)545, (BA)**706** Ch. 2023-124
- 443 Education (Education & Employment Committee and others) (FR)630, (BA)644, **645** Ch. 2023-102
- 477 Term Limits for District School Board Members (Rizo and others) (FR)208, (CR)442, (BA)**647**, (SO)670 Ch. 2023-37
- 485 Veterans' Services and Recognition (Health Care Appropriations Subcommittee and others) (FR)463, (BA)**656** Ch. 2023-162
- 487 Department of Financial Services (Commerce Committee and others) (FR)545, (BA)620, **622** Ch. 2023-144
- 523 Individual Wine Containers (LaMarca and Leek) (FR) 630 DSC
- 535 Funeral Service Benefits for Public Safety Officers (State Affairs Committee and others) (FR)409, (BA)**562** Ch. 2023-145
- 537 Custody and Supervision of Specified Offenders (Criminal Justice Subcommittee and Silvers) (FR)409, (BA) **640** Ch. 2023-146
- 543 Public Safety (Judiciary Committee and others) (FR)256, (BA)262, (BA)267, (BA)275, **276** Ch. 2023-18
- 551 Required African-American Instruction (Education Quality Subcommittee and others) (FR)463, (MO)718, (BA)821, **822**, (SO)875 Ch. 2023-103
- 553 State Recognition of Indian Tribes and Bands (State Affairs Committee and others) (FR)546 DSC
- 567 Lake Padgett Estates Independent Special District, Pasco County (Steele and Yarkosky) (FR)321, (BA)**848**, (MO)848, (SO)875
- HM 581 Prohibit Use of SNAP Benefits to Purchase Soft Drinks and Noncarbonated Beverages with Equivalent Nutritional Value (Massullo, MD and Fine) (FR)301 DSC
- HB 591 Social Media Protection for Minors (Commerce Committee and others) (FR)630 DSC
- 599 Debt Management Services (Commerce Committee and others) (FR)464, (BA)**653** Ch. 2023-206
- 605 Expunction of Criminal History Records (Criminal Justice Subcommittee and others) (FR)409, (BA)**677** Vetoed
- HB 607 Money Services Businesses (Commerce Committee and others) (FR)464, (BA)**530** Ch. 2023-125
- 619 State Estate Tax (Ways & Means Committee and others) (FR)464, (BA)**562** Ch. 2023-207
- 621 Death Benefits for Active Duty Servicemembers (State Affairs Committee and others) (FR)630, (BA)663, **664** Ch. 2023-163
- 625 Children's Initiative Projects (Health & Human Services Committee and others) (FR)464, (BA)**705** Ch. 2023-280
- 633 K-12 Education (Education & Employment Committee and others) (FR)321, (BA)692, **693** Ch. 2023-104
- 635 Dental Services for Veterans (Local Administration, Federal Affairs & Special Districts Subcommittee and others) (FR)547, (BA)**675** Ch. 2023-164
- 637 Motor Vehicle Dealers, Manufacturers, Importers, and Distributors (Commerce Committee and others) (FR)547, (BA)**683** Ch. 2023-233
- 639 Issuance of Special Beverage Licenses (Commerce Committee and others) (FR)630, (BA)**693** Ch. 2023-65
- 641 Restoration of Osborne Reef (LaMarca and Gottlieb) (FR) 464, (BA)**566** Ch. 2023-126
- 645 Unmanned Aircraft Systems Act (Infrastructure Strategies Committee and others) (FR)464, (BA)656, **657** Ch. 2023-147
- 657 Enforcement of School Zone Speed Limits (Infrastructure Strategies Committee and others) (BA)626, **627**, (FR) 630 Ch. 2023-174
- 667 Victims of Crime (Criminal Justice Subcommittee and others) (FR)547, (BA)659, **660**, **856** Ch. 2023-148
- 715 Compensation of Lottery Ticket Retailers (State Administration & Technology Appropriations Subcommittee and others) (FR)547 DSC
- 717 Property Tax Exemptions (Ways & Means Committee and others) (FR)547 DSC
- 719 Practice of Veterinary Medicine (Killebrew and others) (FR)256, (BA)416, (BA)**417** Ch. 2023-208
- 721 Paid Family Leave Insurance (Commerce Committee and others) (FR)464, (BA)645, **646** Ch. 2023-149
- 723 Florida National Guard Recruitment (Daley and others) (FR)631 DSC
- 733 Middle School and High School Start Times (Education & Employment Committee and others) (FR)321, (BA)734, (BA)**821** Ch. 2023-78
- 737 Secondhand Goods (Commerce Committee and others) (FR)631, (BA)**661** Ch. 2023-127
- 761 Telephone Solicitation (Commerce Committee and others) (FR)547, (BA)**694** Ch. 2023-150
- 773 Hernando County School District, Hernando County (Local Administration, Federal Affairs & Special Districts Subcommittee and others) (FR)591, (BA)**848**, (MO) 848, (SO)875
- 775 Shared Parental Responsibility after Establishment of Paternity (Judiciary Committee and others) (FR)548, (BA)**574** Ch. 2023-209
- 779 Pregnant Women in the Criminal Justice System (Judiciary Committee and others) (FR)591 DSC
- 783 Opioid Abatement (Health & Human Services Committee and others) (FR)548, (BA)681, **683** Ch. 2023-184
- 793 Collateral Protection Insurance (Fernandez-Barquin and Benjamin) (FR)631, (BA)**655** Ch. 2023-210
- 795 Private Instructional Personnel (Tant and others) (FR) 548, (BA)677, **678** Ch. 2023-281
- 799 Property Insurance (Commerce Committee and others) (FR)548, (BA)664, **665** Ch. 2023-175
- 815 Ocean City-Wright Fire Control District, Okaloosa County (State Affairs Committee and others) (FR)592, (MO)848, (BA)**849**, (SO)875
- 825 Assault or Battery on Hospital Personnel (Berfield and others) (FR)465, (BA)**678** Ch. 2023-128
- 829 Operation and Administration of the Baker Act (Silvers and others) (FR)409, (BA)**422** Ch. 2023-198
- 831 Pilot Program for Individuals with Developmental Disabilities (Duggan and others) (FR)592 DSC

- HB 837 Civil Remedies (Judiciary Committee and others) (FR) 208, (BA)213, (BA)214, (BA)221, (BA)231 Ch. 2023-15
- 847 Vessel Regulations (Infrastructure Strategies Committee and others) (FR)548, (BA)688 Ch. 2023-151
- 857 Charter Schools (Education & Employment Committee and others) (FR)632 DSC
- 869 Department of Business and Professional Regulation (Commerce Committee and others) (FR)632, (BA)663 Ch. 2023-211
- 875 Dependent Children (Appropriations Committee and others) (FR)632 DSC
- 881 My Safe Florida Home Program (Insurance & Banking Subcommittee and others) (FR)548, (BA)623, 624 Ch. 2023-176
- 891 Year-round School Pilot Program (Williams and others) (FR)633, (BA)728, (BA)816 Ch. 2023-66
- 897 Group Health Plans (Health & Human Services Committee and others) (FR)465, (BA)652 Ch. 2023-212
- 899 Surrendered Newborn Infants (Health & Human Services Committee and others) (FR)321 DSC
- 919 Homeowners' Associations (Commerce Committee and others) (FR)549, (BA)689, 692 Ch. 2023-228
- 931 Postsecondary Educational Institutions (Education & Employment Committee and others) (FR)549, (BA)687 Ch. 2023-83
- 935 Chiefs of Police (Judiciary Committee and others) (FR) 549, (BA)688 Ch. 2023-282
- 943 ACME Improvement District and Pine Tree Water Control District, Palm Beach County (Waldron) (FR)321, (MO)848, (BA)849, (SO)875
- 945 Jupiter Inlet District, Palm Beach County (Snyder) (FR) 592, (MO)848, (BA)849, (SO)875
- 947 Manatee County (Regulatory Reform & Economic Development Subcommittee and others) (FR)592, (MO)848, (BA)849, (SO)875
- 949 Operation of a Golf Cart (Local Administration, Federal Affairs & Special Districts Subcommittee and others) (FR)633, (BA)646 Ch. 2023-67
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- 967 Medicaid Coverage of Continuous Glucose Monitors (Healthcare Regulation Subcommittee and others) (FR) 549, (BA)687 Ch. 2023-283
- 973 Rescission or Cancellation of a Motor Vehicle Sale (Ways & Means Committee and others) (FR)550 DSC
- 977 Clerks of Court (Justice Appropriations Subcommittee and others) (FR)550, (BA)623 Ch. 2023-284
- 1021 Child Care and Early Learning Providers (Health & Human Services Committee and others) (FR)633 DSC
- 1027 Ave Maria Stewardship Community District, Collier County (Melo and Basabe) (FR)592, (MO)848, (BA)849, (SO)875
- 1031 Designated Safe Exchange Locations (Civil Justice Subcommittee and others) (FR)634 DSC
- 1035 K-12 Teachers (Civil Justice Subcommittee and others) (FR)321, (BA)329, 334 Ch. 2023-38
- 1043 Medicaid Coverage of Rapid Whole Genome Sequencing (Health & Human Services Committee and others) (FR) 550 DSC
- 1045 Certified Peer Specialist Gateway Pilot Program (Judiciary Committee and others) (FR)593, (BA)652 Ch. 2023-286
- 1047 Offenses Against Certain Animals (Judiciary Committee and others) (FR)550, (BA)649 Ch. 2023-110
- 1049 Boca Raton Airport Authority, Palm Beach County (Local Administration, Federal Affairs & Special Districts Subcommittee and others) (FR)593, (MO)848, (BA)850, (SO) 875
- HB 1069 Education (Education & Employment Committee and others) (FR)321, (BA)684, (BA)686, (BA)729, 730 Ch. 2023-105
- 1083 Manatee County (Ways & Means Committee and others) (FR)593, (MO)848, (BA)850, (SO)875
- 1085 Department of Highway Safety and Motor Vehicles (Infrastructure Strategies Committee and others) (FR)593 DSC
- 1087 Child Support (Caruso and others) (FR)465, (BA)576 Ch. 2023-152
- 1091 Licensing Fee Relief (Alvarez and others) (FR)594, (BA) 728, (BA)729, (BA)818 Ch. 2023-68
- 1105 Rapid DNA Grant Program (Judiciary Committee and others) (FR)465, (BA)659 Ch. 2023-234
- 1117 Medical Treatment of Animals (Buchanan and others) (FR)409 DSC
- 1119 Withholding or Withdrawal of Life-prolonging Procedures (Health & Human Services Committee and others) (FR)550, (BA)689 Ch. 2023-287
- 1121 Florida Retirement System (State Affairs Committee and others) (BA)625, (FR)634 Ch. 2023-316
- 1123 Commercial Service Airport Transparency and Accountability (State Affairs Committee and others) (FR)465, (BA)716, (BA)717 Ch. 2023-187
- 1125 Interstate Education Compacts (Education Quality Subcommittee and others) (FR)551, (BA)700 Ch. 2023-165
- 1127 Pub. Rec. and Meetings/Interstate Teacher Mobility Compact (Ethics, Elections & Open Government Subcommittee and others) (FR)551, (BA)703 Ch. 2023-166
- 1133 Physician Assistant Licensure (Healthcare Regulation Subcommittee and others) (FR)466, (BA)566 Ch. 2023-274
- HJR 1157 Fishing and Hunting (Agriculture, Conservation & Resiliency Subcommittee and others) (MO)534, (FR)551, (BA)612, (SO)629 Passed
- HB 1161 Venomous Reptiles (Infrastructure Strategies Committee and others) (FR)466, (BA)648 Ch. 2023-129
- 1169 Hamilton County (Shoaf) (FR)322, (MO)848, (BA)850, (SO)875
- 1175 Sarasota County (Ways & Means Committee and others) (FR)594, (MO)848, (BA)850, 851, (SO)875
- 1185 Consumer Protection (Commerce Committee and others) (FR)634, (BA)662 Ch. 2023-130
- 1189 Monuments (State Administration & Technology Appropriations Subcommittee and others) (FR)594, (BA)647 Ch. 2023-275
- 1191 Use of Phosphogypsum (Infrastructure Strategies Committee and others) (FR)551, (BA)648 Ch. 2023-311
- 1203 Registrations and Transfers of Heating, Ventilation, and Air-Conditioning System Manufacturer Warranties (Regulatory Reform & Economic Development Subcommittee and others) (FR)466, (BA)650 Ch. 2023-288
- 1205 Advertisements for Legal Services (Civil Justice Subcommittee and others) (FR)552, (BA)622 Ch. 2023-289
- 1207 Operation New Hope (Shoaf and others) (FR)466, (BA) 651 Ch. 2023-276
- 1209 Rural Development (Commerce Committee and others) (FR)552, (BA)704, 705 Ch. 2023-202
- 1211 Child Restraint Requirements (Transportation & Modals Subcommittee and others) (FR)634 DSC
- 1215 Pub. Rec./Inspectors and Investigators/DACS (Ethics, Elections & Open Government Subcommittee and others) (BA)533, 534, (FR)552 Ch. 2023-153
- 1221 Broadband Internet Service Providers (State Administration & Technology Appropriations Subcommittee and others) (FR)410, (BA)501 Ch. 2023-199
- 1225 Sanford Airport Authority, Seminole County (Smith and Basabe) (FR)595, (MO)848, (BA)851, (SO)875
- 1237 North River Fire District, Manatee County (Robinson and Basabe) (FR)595, (MO)848, (BA)851, (SO)875

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	1267	Consumer Finance Loans (Commerce Committee and others) (FR)595, (BA) 654 Vetoed		1465	Firearm and Destructive Device Offenses (Judiciary Committee and others) (FR)410, (BA)703, 704 Ch. 2023-87
	1275	Persons with Disabilities Registry (Health & Human Services Committee and others) (FR)466, (BA) 646 Ch. 2023-312		1467	City of Kissimmee, Osceola County (Arrington and López) (FR)595, (MO)848, (BA) 851 , (SO)875
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	1279	Department of Agriculture and Consumer Services (Infrastructure Strategies Committee and others) (BA)532, 533 , (FR)552 Ch. 2023-154		1489	Designation of Brevard Barrier Island Area as Area of Critical State Concern (Infrastructure Strategies Committee and others) (BA) 581 , (FR)596 Ch. 2023-272
	1281	Preemption Over Utility Service Restrictions (Commerce Committee and others) (FR)553, (BA) 624 Ch. 2023-285		1517	Agency for Persons with Disabilities (Health & Human Services Committee and others) (FR)636, (BA) 657 Ch. 2023-273
	1285	Florida State Guard (Appropriations Committee and others) (FR)336, (CR)442, (MO)568, (BA)1211, 1214 Ch. 2023-167		1521	Facility Requirements Based on Sex (Regulatory Reform & Economic Development Subcommittee and others) (FR)440, (BA)694, (BA)699, (BA) 730 Ch. 2023-106
	1297	Capital Sexual Battery (Judiciary Committee and others) (FR)410, (BA) 421 Ch. 2023-25		1537	Education (Education & Employment Committee and others) (FR)556, (BA)701, 703 Ch. 2023-39
	1301	Parenting and Time-sharing of Minor Children (Judiciary Committee and others) (FR)553, (BA) 615 Ch. 2023-301		1543	Minimum Age for Firearm Purchase or Transfer (Payne and others) (FR)637 DSC
	1305	Department of Transportation (Infrastructure Strategies Committee and others) (FR)635, (BA)679, 680 Ch. 2023-70		1561	Duval County (Duggan) (FR)596, (MO)848, (BA) 852 , (SO)875
	1307	Department of Agriculture and Consumer Services (Criminal Justice Subcommittee and others) (FR)553, (BA) 617 Ch. 2023-155		1563	Greater Seminole Area Special Recreation District, Pinellas County (Jacques and Basabe) (FR)596, (MO)848, (BA) 852 , (SO)875
	1327	Pub. Rec./Investigative Genetic Genealogy Information and Materials (Criminal Justice Subcommittee and others) (FR)466, (BA) 665 Ch. 2023-235		1565	Town of Fort White, Columbia County (Local Administration, Federal Affairs & Special Districts Subcommittee and Brannan) (FR)596, (MO)848, (BA) 852 , (SO)875
	1343	Agricultural Lands (Infrastructure Strategies Committee and others) (FR)635, (MO)718, (BA)731, (BA)735, (BA)736, (SO)797, (BA)819, 820 , 880, 881 DM		1571	Juvenile Court Proceedings (Judiciary Committee and others) (FR)557, (BA) 650 Ch. 2023-302
	1349	Mental Health Treatment (Melo and others) (FR)554, (BA) 699 Ch. 2023-270		1573	Continuing Care Providers (Commerce Committee and others) (FR)596, (BA)731, (BA) 819 Ch. 2023-295
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	1359	Offenses Involving Fentanyl or Fentanyl Analogs (Judiciary Committee and others) (FR)554, (BA) 640 Ch. 2023-26		1577	Crime Victim Compensation Claims (Judiciary Committee and others) (FR)467, (BA) 623 Ch. 2023-303
	1367	Unlawful Dumping (Water Quality, Supply & Treatment Subcommittee and others) (FR)595, (BA) 658 Ch. 2023-236		1595	Law Enforcement Operations (State Affairs Committee and others) (FR)637, (BA) 660 Ch. 2023-156
	1373	County Constitutional Officers (Fernandez-Barquin and others) (FR)554, (MO)718, (BA) 822 , (SO)875 Ch. 2023-306		1597	Florida Virtual School (Choice & Innovation Subcommittee and others) (FR)467, (BA) 653 Ch. 2023-73
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	1383	Specialty Contractors (Commerce Committee and others) (FR)635, (BA) 661 Ch. 2023-271		1627	Pretrial Release and Detention (Judiciary Committee and others) (FR)410, (BA) 503 Ch. 2023-27
	1387	Department of Health (Health & Human Services Committee and others) (FR)636, (BA)823, 824 , 874, 875 Ch. 2023-71		1643	Mid-Bay Bridge Authority, Okaloosa County (Local Administration, Federal Affairs & Special Districts Subcommittee and others) (FR)597, (MO)848, (BA) 853 , (SO)875
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				7007	OGSR/Security and Firesafety System Plans (Ethics, Elections & Open Government Subcommittee and Jacques) (FR)558, (BA)728, (BA) 818 Ch. 2023-75
				7025	Pub. Rec./Safe School Officers (Judiciary Committee and others) (FR)256, (BA)267, (BA) 276 Ch. 2023-19

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7027	Ratification of Rules of the Department of Environmental Protection (Water Quality, Supply & Treatment Subcommittee and others) (FR)558, (BA)728, (BA)817 Ch. 2023-308	7039	Student Outcomes (Education & Employment Committee and others) (FR)322, (BA)726, (BA)814, 815 Ch. 2023-108
7031	OGSR/Address of a Victim of an Incident of Mass Violence (Ethics, Elections & Open Government Subcommittee and others) (FR)322, (BA)413 Ch. 2023-107	7041	Space Florida (Commerce Committee and others) (FR)558, (BA)729, (BA)818, 819 Ch. 2023-200
7035	OGSR/Citizens Property Insurance Corporation/Cybersecurity Data and Information (Ethics, Elections & Open Government Subcommittee and others) (FR)558, (BA)728, (BA)818 Ch. 2023-76	7047	State Land Acquisition (Infrastructure Strategies Committee and others) (FR)558 DSC
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